

SENATE JOURNAL

**90th Iowa
General Assembly
2023
Regular Session
January 9 – May 4
Extraordinary Session
July 11**

State of Iowa

JOURNAL OF THE SENATE

**NINETIETH
GENERAL ASSEMBLY**

2023 REGULAR SESSION

**AMY SINCLAIR, President of the Senate
W. CHARLES SMITHSON, Secretary of the Senate**

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NINETIETH GENERAL ASSEMBLY
2023 Regular Session

OFFICERS OF THE SENATE

AMY SINCLAIR	<i>President of the Senate</i>
BRAD ZAUN	<i>President Pro Tempore</i>
JACK WHITVER	<i>Majority Leader</i>
WAYLON BROWN	<i>Majority Whip</i>
CHRIS COURNOYER	<i>Assistant Majority Leader</i>
MIKE KLIMESH	<i>Assistant Majority Leader</i>
CARRIE KOELKER	<i>Assistant Majority Leader</i>
JEFF REICHMAN	<i>Assistant Majority Leader</i>
ZACH WAHLS	<i>Minority Leader</i>
SARAH TRONE GARRIOTT	<i>Minority Whip</i>
NATE BOULTON	<i>Assistant Minority Leader</i>
ERIC GIDDENS	<i>Assistant Minority Leader</i>
PAM JOCHUM	<i>Assistant Minority Leader</i>
HERMAN C. QUIRMBACH	<i>Assistant Minority Leader</i>
W. CHARLES SMITHSON	<i>Secretary of the Senate</i>
JACOB APPEL	<i>Minority Caucus Research Analyst</i>
TOM ASHWORTH	<i>Majority Caucus Senior Research Analyst</i>
ERIC BAKKER	<i>Senior Administrative Assistant to Minority Leader II</i>
MICHELLE BAUER	<i>Assistant Secretary of the Senate I</i>
JENNIFER BEMINIO	<i>Administrative Services Officer III</i>
BOB BIRD	<i>Majority Caucus Research Analyst II</i>
JILLIAN CARLSON	<i>Senior Administrative Assistant to Senate President I</i>

APRIL CLARK.....	<i>Administrative Services Officer I</i>
ANGIE COX.....	<i>Senior Administrative Services Officer</i>
PAMELA DUGDALE	<i>Majority Caucus Senior Research Analyst</i>
WILL DE BLOIS.....	<i>Majority Caucus Research Analyst</i>
MARY EARNHARDT	<i>Senior Administrative Assistant to Majority Leader II</i>
ZACH ENGSTROM	<i>Minority Caucus Research Analyst I</i>
SUE FOECKE.....	<i>Minority Caucus Staff Director</i>
JAMES FUQUA.....	<i>Sergeant-at-Arms</i>
BRIDGET GODES.....	<i>Minority Caucus Senior Research Analyst</i>
GANNON HENDRICK	<i>Majority Caucus Senior Staff Director</i>
CALEB HUNTER	<i>Senior Administrative Assistant to Majority Leader II</i>
DEBBIE KATTENHORN.....	<i>Senior Administrative Assistant to Minority Leader II</i>
DYLAN KELLER.....	<i>Majority Caucus Research Analyst II</i>
ERIN KOKEMILLER.....	<i>Majority Caucus Research Analyst</i>
BENJAMIN MARTI	<i>Sergeant-at-Arms</i>
JACE MIKELS.....	<i>Minority Caucus Senior Research Analyst</i>
JASON NOBLE	<i>Minority Caucus Communications Director</i>
GINA NOLL.....	<i>Administrative Assistant to President</i>
KATHY OLAH	<i>Senior Administrative Services Officer</i>
REECE POWELL	<i>Majority Caucus Research Analyst</i>
SAMUEL SAMPSON	<i>Administrative Services Assistant</i>
MEGAN SCHLESKY	<i>Majority Caucus Research Analyst II</i>
JACKIE SAYERS	<i>Minority Caucus Research Analyst</i>
KERRY SCOTT.....	<i>Minority Caucus Senior Research Analyst</i>
MAUREEN TAYLOR	<i>Administrative Services Officer III</i>

CAROLINE WARMUTH	<i>Administrative Services Officer I</i>
HENRY WIDEN	<i>Majority Caucus Research Analyst</i>
LARISSA WURM SKIPWORTH	<i>Majority Caucus Communications Director</i>

JOINT EMPLOYEES OF THE SENATE AND HOUSE

KATHLEEN BACUS	<i>Security Officer I</i>
ZACHARY L. BUNKERS	<i>Facilities Manager II</i>
JODY ELLIOTT	<i>Security Officer I</i>
JAMES EYBERG	<i>Security Officer I</i>
KEVIN FARVER	<i>Security Officer I</i>
DAVID W. GARRISON	<i>Security Officer II</i>
CURTIS HENDERSON	<i>Security Officer I</i>
TIMOTHY KNAPP	<i>Security Officer I</i>
MAC McBRIDE	<i>Conservation/Restoration Specialist II</i>
JEFF PANKNEN	<i>Security Officer I</i>
JEFF QUIGLE	<i>Security Officer I</i>
KERT SCHNELL	<i>Security Officer I</i>
SCOTT SJOBAKKEN	<i>Conservation/Restoration Specialist I</i>
DON SMITH	<i>Security Officer I</i>
RICHARD TAYLOR	<i>Security Officer I</i>
PHYLLIS TOY	<i>Postmaster</i>
DIANNE WALSH	<i>Postmaster</i>
MARK L. WILLEMSSEN	<i>Senior Facilities Manager</i>
MARLAND WINTER	<i>Security Officer I</i>
MICHAEL H. WINTER	<i>Security Officer I</i>

MEMBERS OF THE SENATE

NINETIETH GENERAL ASSEMBLY
2023 Regular Session

(Underlined county indicates the county of residence.)

KEVIN ALONS

Address Salix
Age 54
Political Party Republican
Previous Legislative Service None
Senatorial District 7—Cherokee, Monona, Plymouth, Woodbury

LIZ BENNETT

Address Cedar Rapids
Age 40
Occupation Website Expert
Political Party Democratic
Previous Legislative Service House: 2015–2023
Senatorial District 39—Linn

TONY BISIGNANO

Address Des Moines
Age 70
Occupation Retired
Political Party Democratic
Previous Legislative Service House: 1987–1993; Senate: 1993–1997; 2015–2023
Senatorial District 15—Polk

NATE BOULTON

Address Des Moines
Age 42
Occupation Attorney
Political Party Democratic
Previous Legislative Service Senate: 2017–2023
Senatorial District 20—Polk

MIKE BOUSSELOT

Address Ankeny
Age 40
Political Party Republican
Previous Legislative Service House: 2021–2023
Senatorial District 21—Polk

WAYLON BROWN

Address Osage
Age 43
Occupation Small Business Owner/Farmer
Political Party Republican
Previous Legislative Service Senate: 2017–2023
Senatorial District 30–Cerro Gordo, Floyd, Mitchell, Worth

CLAIRE A. CELSI

Address West Des Moines
Age 56
Occupation President/CEO Claire Celsi Consulting
Political Party Democratic
Previous Legislative Service Senate: 2019–2023
Senatorial District 16–Dallas, Polk

MARK COSTELLO

Address Imogene
Age 61
Occupation Farmer
Political Party Republican
Previous Legislative Service House: 2013–2015; Senate: 2015–2023
Senatorial District 8–Fremont, Harrison, Mills, Pottawattamie

CHRIS COURNOYER

Address LeClaire
Age 52
Occupation Website Designer/Substitute Teacher
Political Party Republican
Previous Legislative Service Senate: 2019–2023
Senatorial District 35–Clinton, Jackson, Scott

DAN DAWSON

Address Council Bluffs
Age 44
Occupation Peace Officer
Political Party Republican
Previous Legislative Service Senate: 2017–2023
Senatorial District 10–Pottawattamie

ROCKY DE WITT

Address Lawton
Age 64
Political Party Republican
Previous Legislative Service None
Senatorial District 1–Woodbury

ADRIAN DICKEY

Address Packwood
 Age 49
 Occupation President of Dickey Transport/Volunteer Fire Fighter
 Political Party Republican
 Previous Legislative Service Senate: 2021–2023
 Senatorial District 44–Henry, Jefferson, Keokuk, Mahaska, Van Buren
 *Elected in special election held on January 26, 2021.

MOLLY DONAHUE

Address Cedar Rapids
 Age 55
 Occupation Public School Educator
 Political Party Democratic
 Previous Legislative Service House: 2019–2023
 Senatorial District 37–Linn

WILLIAM A. DOTZLER, JR.

Address Waterloo
 Age 75
 Occupation Retired–John Deere
 Political Party Democratic
 Previous Legislative Service House: 1997–2003; Senate: 2003–2023
 Senatorial District 31–Black Hawk

DAWN DRISCOLL

Address Williamsburg
 Age 44
 Political Party Republican
 Previous Legislative Service Senate: 2021–2023
 Senatorial District 46–Iowa, Johnson, Washington

JEFF EDLER

Address State Center
 Age 46
 Political Party Republican
 Previous Legislative Service Senate: 2017–2023
 Senatorial District 26–Marshall, Story

LYNN EVANS

Address Aurelia
 Age 58
 Occupation Educator
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 3–Buena Vista, Cherokee, Clay, Osceola, O'Brien

JULIAN B. GARRETT

Address Indianola
Age 82
Occupation Farmer
Political Party Republican
Previous Legislative Service House: 2011–2013; Senate: 2013*–2023
Senatorial District 11–Marion, Warren
*Elected in special election held on November 19, 2013.

ERIC GIDDENS

Address Cedar Falls
Age 49
Political Party Democratic
Previous Legislative Service Senate: 2019*–2023
Senatorial District 38–Benton, Black Hawk, Tama
*Elected in special election held on March 18, 2019.

JESSE GREEN

Address Boone
Age 38
Occupation Farming
Political Party Republican
Previous Legislative Service Senate: 2021–2023
Senatorial District 24–Boone, Dallas, Greene, Guthrie, Story

KERRY GRUENHAGEN

Address Walcott
Age 53
Political Party Republican
Previous Legislative Service None
Senatorial District 41–Cedar, Muscatine, Scott

DENNIS GUTH

Address Klemme
Age 67
Occupation Farmer
Political Party Republican
Previous Legislative Service Senate: 2013–2023
Senatorial District 28–Franklin, Hamilton, Hancock, Humboldt, Story, Wright

PAM JOCHUM

Address Dubuque
 Age 68
 Occupation Legislator
 Political Party Democratic
 Previous Legislative Service House: 1993–2009; Senate: 2009–2023
 Senatorial District 36–Dubuque

MIKE KLIMESH

Address Spillville
 Age 53
 Occupation Management/Small Business Owner
 Political Party Republican
 Previous Legislative Service Senate: 2021–2023
 Senatorial District 32–Allamakee, Clayton, Dubuque, Fayette, Howard, Winneshiek

IZAAB KNOX

Address Des Moines
 Age 46
 Occupation Executive Director, Urban Dreams
 Political Party Democratic
 Previous Legislative Service None
 Senatorial District 17–Polk

CARRIE KOELKER

Address Dyersville
 Age 52
 Occupation Tourism/Economic Development
 Political Party Republican
 Previous Legislative Service Senate: 2019–2023
 Senatorial District 33–Dubuque, Jackson, Jones

TIM KRAAYENBRINK

Address Fort Dodge
 Age 63
 Occupation Investment Advisor
 Political Party Republican
 Previous Legislative Service Senate: 2015–2023
 Senatorial District 4–Calhoun, Pocahontas, Sac, Webster

MARK S. LOFGREN

Address Muscatine
Age 61
Occupation Real Estate Sales Associate
Political Party Republican
Previous Legislative Service House: 2011–2015; Senate: 2017–2023
Senatorial District 48–Des Moines, Henry, Louisa, Muscatine

CHARLIE MCCLINTOCK

Address Alburnett
Age 53
Political Party Republican
Previous Legislative Service House: 2021–2023
Senatorial District 42–Benton, Linn

JANET PETERSEN

Address Des Moines
Age 52
Occupation Marketing Communications
Political Party Democratic
Previous Legislative Service House: 2001–2013; Senate: 2013–2023
Senatorial District 18–Polk

HERMAN C. QUIRMBACH

Address Ames
Age 72
Occupation Associate Professor of Economics, retired—Iowa State University
Political Party Democratic
Previous Legislative Service Senate: 2003–2023
Senatorial District 25–Story

JEFF REICHMAN

Address Montrose
Age 56
Political Party Republican
Previous Legislative Service Senate: 2021–2023
Senatorial District 50–Des Moines, Lee

DAVID D. ROWLEY

Address Spirit Lake
Age 68
Occupation Insurance Agent
Political Party Republican
Previous Legislative Service Senate: 2022*–2023
Senatorial District 5–Clay, Dickinson, Emmett, Kossuth, Palo Alto, Winnebago

*Elected in special election held on December 14, 2021.

KEN ROZENBOOM

Address Pella
 Age 71
 Occupation Farming/Ag Business
 Political Party Republican
 Previous Legislative Service Senate: 2013–2023
 Senatorial District 19–Jasper, Mahaska, Marion

SANDY SALMON

Address Janesville
 Age 67
 Political Party Republican
 Previous Legislative Service House: 2013–2023
 Senatorial District 29–Bremer, Butler, Chickasaw, Floyd

JASON SCHULTZ

Address Schleswig
 Age 50
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 2009–2015; Senate: 2015–2023
 Senatorial District 6–Audubon, Carroll, Crawford, Ida, Pottawattamie, Shelby

TOM SHIPLEY

Address Nodaway
 Age 69
 Occupation Farmer/Legislator
 Political Party Republican
 Previous Legislative Service Senate: 2015–2023
 Senatorial District 9–Adams, Cass, Montgomery, Page, Ringgold, Taylor, Union

AMY SINCLAIR

Address Allerton
 Age 47
 Political Party Republican
 Previous Legislative Service Senate: 2013–2023
 Senatorial District 12–Adair, Appanoose, Clarke, Dallas, Decatur, Lucas, Madison, Union, Wayne

ANNETTE SWEENEY

Address Iowa Falls
 Age 65
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 2009–2013; Senate: 2018*–2023
 Senatorial District 27–Black Hawk, Grundy, Hardin, Poweshiek, Tama

*Elected to the Senate in special election held on April 10, 2018.

JEFF TAYLOR

Address Sioux Center
Age 61
Occupation Professor of Political Science
Political Party Republican
Previous Legislative Service Senate: 2021–2023
Senatorial District 2—Lyon, Plymouth, Sioux

TODD E. TAYLOR

Address Cedar Rapids
Age 56
Occupation AFSCME Representative-retired
Political Party Democratic
Previous Legislative Service House: 1995–2019; Senate: 2019–2023
Senatorial District 40—Linn

SARAH TRONE GARRIOTT

Address Waukee
Age 44
Occupation Minister
Political Party Democratic
Previous Legislative Service Senate: 2021–2023
Senatorial District 14—Dallas

ZACH WAHLS

Address Coralville
Age 31
Occupation Small Business Owner/Credit Union Executive
Political Party Democratic
Previous Legislative Service Senate: 2019–2023
Senatorial District 43—Johnson

SCOTT WEBSTER

Address Bettendorf
Age 42
Occupation Homebuilder
Political Party Republican
Previous Legislative Service None
Senatorial District 47—Scott

JANICE WEINER

Address Iowa City
 Age 65
 Occupation U.S. Foreign Service Officer, retired
 Political Party Democratic
 Previous Legislative Service None
 Senatorial District 45—Johnson

CHERIELYNN WESTRICH

Address Ottumwa
 Age 57
 Political Party Republican
 Previous Legislative Service House: 2021–2023
 Senatorial District 13—Appanoose, Davis, Monroe, Wapello

JACK WHITVER

Address Grimes
 Age 42
 Occupation Business Owner/Attorney
 Political Party Republican
 Previous Legislative Service Senate: 2011*–2023
 Senatorial District 23—Dallas, Polk

*Elected in special election held on January 18, 2011.

CINDY WINKLER

Address Davenport
 Age 72
 Political Party Democratic
 Previous Legislative Service House: 2001–2023
 Senatorial District 49—Scott

BRAD ZAUN

Address Urbandale
 Age 61
 Occupation Director—Master Dowel
 Political Party Republican
 Previous Legislative Service Senate: 2005–2023
 Senatorial District 22—Polk

DAN ZUMBACH

Address Ryan
 Age 62
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013–2023
 Senatorial District 34—Black Hawk, Buchanan, Delaware, Dubuque, Fayette

JOURNAL OF THE SENATE

FIRST CALENDAR DAY
FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 9, 2023

Pursuant to chapter two, sections 2.1 and 2.3, Code of Iowa, the 2023 Regular Session of the Ninetieth General Assembly convened at 10:00 a.m., and the Senate was called to order by President Pro Tempore Zaun.

Prayer was offered by the Honorable Amy Sinclair, member of the Senate from Wayne County, Allerton, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

ADOPTION OF TEMPORARY RULES AND TEMPORARY COMPENSATION

Senator Whitver moved that the rules of the Senate adopted by the Eighty-ninth General Assembly and provisions for compensation adopted by the Eighty-ninth General Assembly be adopted as the temporary rules and temporary compensation provisions for the 2023 Session of the Ninetieth General Assembly.

The motion prevailed by a voice vote.

COMMITTEE ON CREDENTIALS

Senator Whitver moved that a committee of five be appointed as a committee on credentials.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Cournoyer, Chair; Boulton, Gruenhagen, Guth, and Petersen.

REPORT OF THE COMMITTEE ON CREDENTIALS

MR. PRESIDENT: We, your committee on credentials, respectfully report that we find the persons named in the attached copies of certifications of the Secretary of State duly elected to and entitled to seats in the Senate for the Ninetieth General Assembly.

CHRIS COURNOYER, Chair
NATE BOULTON
KERRY GRUENHAGEN
DENNIS GUTH
JANET PETERSEN

STATE OF IOWA

Office of the **Secretary of State** CERTIFICATION

To the Honorable Secretary of the Senate:

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 General Election held on November 8, 2022, each of the following named persons in odd-numbered districts were duly elected to the office of State Senator for the term of four years and those in even-numbered districts for a term of two years to represent the designated districts beginning on the second day of January, 2023:

First	Rocky De Witt	Twenty-Seventh	Annette Sweeney
Third	Lynn Evans	Twenty-Ninth	Sandy Salmon
Fourth	Tim Kraayenbrink	Thirtieth	Waylon Brown
Fifth	Dave Rowley	Thirty-First	Bill Dotzler
Sixth	Jason Schultz	Thirty-Third	Carrie Koelker
Seventh	Kevin Alons	Thirty-Fifth	Chris Cournoyer
Ninth	Tom Shipley	Thirty-Seventh	Molly Donahue
Eleventh	Julian B. Garrett	Thirty-Ninth	Liz Bennett
Thirteenth	Cherielynn Westrich	Fortieth	Todd Taylor
Fourteenth	Sarah Trone Garriott	Forty-First	Kerry Gruenhagen
Fifteenth	Tony Bisignano	Forty-Second	Charlie McClintock
Sixteenth	Claire Celsi	Forty-Third	Zach Wahls
Seventeenth	Izaah Knox	Forty-Fourth	Adrian Dickey
Nineteenth	Ken Rozenboom	Forty-Fifth	Janice Weiner
Twenty-First	Mike Bousselot	Forty-Sixth	Dawn Driscoll
Twenty-Third	Jack Whitver	Forty-Seventh	Scott Webster
Twenty-Fifth	Herman C. Quirnbach	Forty-Ninth	Cindy Winckler

I further certify that the State Canvassing Board has declared that at the General Election held on November 3, 2020, each of the following named persons was duly elected to the office of State Senator for the term of four years to represent the designated districts beginning on the second day of January, 2021:

Second	Jeff Taylor	Twenty-Sixth	Jeff Edler
Eighth	Mark Costello	Twenty-Eighth	Dennis Guth
Tenth	Dan Dawson	Thirty-Second	Mike Klimesh
Twelfth	Amy Sinclair	Thirty-Fourth	Dan Zumbach
Eighteenth	Janet Petersen	Thirty-Sixth	Pam Jochum
Twentieth	Nate Boulton	Thirty-Eighth	Eric Giddens
Twenty-Second	Brad Zaun	Forty-Eighth	Mark S. Lofgren
Twenty-Fourth	Jesse Green	Fiftieth	Jeff Reichman

(SEAL)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this sixteenth day of December, 2022.

PAUL D. PATE
Secretary of State

On motion of Senator Cournoyer, the report was adopted by a voice vote, and the duly elected senators appeared before the bar of the Senate, were duly sworn, and subscribed their names to the oath of office.

ELECTION OF PRESIDENT

Senator Whitver placed in nomination the name of Senator Amy Sinclair of Wayne as a candidate for the office of President of the Senate for the Ninetieth General Assembly.

There being no further nominations, the Chair put the question to the Senate, and Senator Sinclair was unanimously elected by a voice vote.

Senator Sinclair appeared before the rostrum and took the oath of office administered by Chief Justice Susan Christensen.

ELECTION OF PRESIDENT PRO TEMPORE

Senator Whitver placed in nomination the name of Senator Brad Zaun of Polk County as a candidate for the office of President Pro Tempore for the Senate for the Ninetieth General Assembly.

There being no further nominations, the Chair put the question to the Senate, and Senator Zaun was unanimously elected by a voice vote.

Senator Zaun appeared before the rostrum and took the oath of office. President Sinclair presented President Pro Tempore Zaun to the Senate.

APPOINTMENT OF SECRETARY OF THE SENATE

Senator Whitver moved that Charlie Smithson be appointed as Secretary of the Senate.

The motion prevailed by a voice vote.

OPENING REMARKS BY THE PRESIDENT OF THE SENATE

President Sinclair addressed the Senate with the following remarks:

Good morning colleagues of the Senate, friends, family, and people of the State of Iowa. Welcome to the first session of the 90th General Assembly. As I look around, I see many new faces filling the desks of the Senate Chamber, and I want to congratulate the 14 new Senators sworn into office today.

- Senator De Witt
- Senator Evans
- Senator Alons
- Senator Westrich
- Senator Knox
- Senator Bousset
- Senator Salmon
- Senator Donahue
- Senator Bennett
- Senator Gruenhagen
- Senator McClintock
- Senator Weiner
- Senator Webster
- And Senator Winkler

As those of you who are returning already know, and our new colleagues will quickly learn throughout the legislative session, it is a tremendous responsibility, yet a huge honor to serve the people of this state in the Iowa Senate. Our work together over the next 110 days stands to impact the daily lives of millions of Iowa citizens.

Having served as the Chair of the Education Committee, I am proud of the groundwork we laid to ensure Iowa's educational system thrives. Since taking the majority in 2017, we have invested over \$400 million in new funding for Iowa's K-12 schools, which provided responsible and sustainable growth for our local districts and educators, even through uncertain times like the pandemic. As my friend Senator Quirmbach so often reminds me, "Show me your budget, and I'll tell you what your priorities are." Well in Iowa, K-12 school funding makes up 45% of the state's general fund budget. And if you include the full range of educational resources available to Iowans, 56% of the state budget is dedicated to securing the futures for our next generation through our education systems. Our budget makes it clear that Senate Republicans' priorities have been, and will continue to be, solidly on supporting every single student's right to reach their full potential through lifelong learning.

In spite of the pandemic, Iowa has continued to make strides in improving student proficiency. We have already begun to see the benefit of being one of the first states to get our kids back in the classroom during the pandemic. According to the National Assessment of Educational Progress, Iowa ranked in the top third in 4th grade math, 4th grade reading, and 8th grade math and in the top half for 8th grade reading. While many states saw a decrease in proficiency, Iowa did not. Even at the high school level, Iowa students consistently outscored the national average on the ACT by a point or more.

But we can still do better. In 2020, we began work on a bill aimed at keeping our students and teachers safe and providing the most productive learning environment for all students. We passed SF 2360 creating therapeutic classrooms and requiring reports on incidents of violence in the classroom. Those reports show the importance of this legislation we passed and reminds us that more can be done on the issue. The 2022 report from the Iowa Department of Education on Incidents of Violence shows that the total number of reports from school districts on incidents that resulted in injury, property damage, or assault totaled over 4,000. As legislators, we must prioritize the safety of our students and teachers and ensure teachers can focus on their primary job: helping Iowa's students learn and grow to their full potential.

This job cannot be done without the support of parents. Throughout the pandemic, many parents became more attentive to what is happening in their child's classroom, invested more in the education of their child, and had more visibility than ever before during the period of online learning and students' transition back to the regular classroom. This visibility sparked both a state and a national movement for more transparency and resulted in many parents adjusting their educational choice as they sought to find the right environment for their child to learn. Some parents chose to switch to homeschooling, many continued with their local district school, and others sought opportunities within the non-public school system.

Last session, legislators listened to the concerns of all of these parents. We began work on a Parental Bill of Rights aimed at guaranteeing a parents' involvement in their child's education. In addition, we looked for ways to provide all families with the opportunity to pick the educational setting best suited to their child. The Senate has long supported parental choice in education, which has been upheld as a parent's right by nearly every court decision on the subject. All Iowans family should have the opportunity to send their children to the school of that best meets their needs and reflects their family's values and moral fiber. This should not be exclusive to families with the financial means to pay for tuition or transportation or to those families who can afford to move to a better zip code.

This session's work will seek to maximize educational opportunities for all children and ensure that students whose needs are not being met can find the option that serves them best. Income should not impact children's access to the educational institution that will best fit their needs. In a 2021 survey, 46% of parents said they would send their children to a private school if costs were not a factor. Currently, only 8% of families in our state were able to make that alternative choice. The divide between what is and what parents desire should stand as a wakeup call in this conversation. The fact is Iowa already invests in non-public educational opportunities for Iowa students. Both our statewide preschools for 4-year-olds and the Iowa Tuition Grant and various state loan repayment programs at the post-secondary level utilize non-public providers. It's now time to expand those scholarships so all Iowa families can meet their children's needs with the K-12 opportunities that lie between preschool and college.

As we continue to find ways to support Iowa families, we also need to look at ways to help stabilize finances and Iowa's economy in a time of excessive federal spending. Senate Republicans have always prioritized responsible budgeting, which has put our state in a strong position to make historic tax reforms while fully funding our priorities in education, healthcare, and public safety. We enter this session with our rainy-day funds filled to the statutory maximum, a healthy projected ending balance for FY23, and a healthy projected surplus for FY24. These numbers can all be credited to responsible and sustainable budgeting while delivering on our promises of tax relief for working Iowans.

Senate Republicans have delivered three historic tax cuts that resulted in Iowans keeping more of their hard-earned dollars to invest in their communities, futures, and families. Last year, we reduced income taxes for working families and eliminated the retirement income tax altogether so our grandparents aren't forced to leave the state to protect their incomes. We will continue to explore ways to reduce the tax burden on hardworking Iowa families and businesses. With rising assessments, Senate Republicans are listening to the concerns of the taxpayer and now look to reduce the property tax burden in a meaningful way. Keeping residential, agricultural, and commercial property taxes at a low rate will make Iowa more competitive in the nation's economy.

In the end, it should be our goal to make Iowa THE place to raise your family, invest in your education, start and grow your business, live a meaningful life, and retire with financial stability. I look forward to the work that will be done this session to accomplish those goals. It is an honor to serve with all of you as we continue the journey Senate Republicans began six years ago to make Iowa the best state in the nation.

God Bless you, your families, and this great state.

REMARKS BY THE MINORITY LEADER

Senator Wahls addressed the Senate with the following remarks:

Madam President, ladies and gentlemen of the Senate, staff, members of the press, and my fellow Iowans: welcome to the 2023 legislative session.

I'd like to start first by thanking my family, my wife Chloe, my sister Zeb, for all your love and support. Thank you. I also want to welcome all the new members of the Senate, including five new Democratic senators, who bring a rich and diverse range of experiences to the important work we do in this chamber. I also welcome our new Republican senators, and I look forward to getting to know each of you better and working together for our great state.

I also want to take a moment to thank our staff of the Democratic caucus. The work that each of you do makes this building work, and I'm grateful to have each and every one of you on our team. Thank you.

And, before I begin, Madam President, I also want to recognize the Iowa workers of UAW Local 807 in Burlington and BCTGM Local 100-G in Cedar Rapids, who are on strike this morning for fair wages and working conditions. From food to heavy machinery and everything in between, Iowa workers produce the goods our society needs to thrive, and they deserve a living wage and livable benefits for doing it.

Every session opens with a fresh opportunity to make Iowa better – more welcoming, vibrant and successful. In 2023, Iowa Senate Democrats are ready to seize that opportunity by taking action on the single biggest challenge facing Iowa.

As former Iowa state Senator Tom Vilsack used to say, "We need more Iowans, younger Iowans, and better paid Iowans." It's been called a brain drain and a workforce crisis, but really this challenge is bigger than that. What we face is a people crisis — an exodus from the state of Iowa. Whether it's growing waitlists for child care, bigger class sizes in our public schools, or the shuttering of labor and delivery units in hospitals across our state, this crisis threatens the future of Iowa and is holding us back every single day.

And so, Madam President, everything we do this session should be focused on this crisis.

Iowans see this reality everywhere we go, in every aspect of our daily lives.

Over the last few years, we have lost one third of our childcare providers. The state has 350,000 more kids than we have open childcare spots, and nearly one quarter of the state lives in a childcare desert – in large part because providers can't hire enough staff to meet demand.

350,000 kids potentially missing out on safe, fun, enriching, early education that prepares them for a brighter future. One quarter of Iowa parents without the childcare they need to rejoin the labor force, to start a new job, or accept a promotion.

And the crisis does not get better once kids get to school. Iowa schools started the current academic year with 5,000 open jobs, including 1,000 full-time teaching positions. The Department of Education website lists 21 separate teaching areas facing shortages, from pre-K to physical education to high-school math, science, and industrial technology.

Right now, kids in every corner of our state are missing out on the individual attention they need to become confident readers. They're missing out on STEM opportunities that would inspire great careers. They're missing out on the help they need to learn English and thrive.

And it's not just our kids. The business community has been sounding the alarm for years. Unfilled manufacturing jobs were up 227 percent this past August compared to before the Covid-19 pandemic. That is simply unacceptable.

Health care providers will tell you about a nursing shortage that has been going on for years. Iowans feel the shortage in understaffed doctor's offices, longer waits for care, and exhausted, overworked critical care providers. Our nursing crisis was worsened by the pandemic, but it was happening before Covid-19, and it will only get worse unless this chamber does something serious to fix it.

Jobs like these – nursing, teaching, and manufacturing – these are the foundation of Iowa's middle-class. They provide stable incomes for families, they anchor communities, and they make our state work. And without the people to fill these jobs, our economic foundation is crumbling, which makes our challenges even worse.

That's why Iowa's economic environment now ranks 32nd in the country – and behind five of our six neighbors. When it comes to economic performance, we currently rank sixth out of nine Midwestern states.

Since 2010, 50,000 Iowans in their prime working years have left our state — for better opportunities, more welcoming communities, or because they aged out of the workforce, with no younger generation there to replace them — because the younger generations are leaving, too.

We need only think of our own communities, our own circles of friends. How many people do we know who have left? How many peoples' kids left for a job or to serve in the military or go to college out of state and never came home?

This is a crushing, long-term problem that will only be solved with real, meaningful action, and Iowa Senate Democrats are ready. We want to be part of the solution. We want to make Iowa a destination for hard-working newcomers and young families. We want to make Iowa a lifelong home for the next generation. And the question is whether Republicans are serious about joining us.

Every priority announced by Republican leadership today and in the days ahead must pass a simple test: Will it reverse the Iowa Exodus? Will it make Iowa a more appealing place to earn a living and raise a family?

The governor and Republicans in the House and Senate are talking a lot about private school vouchers. This unpopular scheme will send public money — your taxpayer dollars — to unaccountable private schools. But will it help reverse Iowa's people crisis? No.

In fact, it stands to make the problem worse. The Republican voucher scheme threatens to defund local schools. It will increase the teacher shortage in public education. It will magnify inequality. And it will hit rural communities the hardest, forcing more school consolidation and driving more families away from our small towns. Private school vouchers are wrong for Iowa students, and wrong for Iowa communities.

Republican politicians are also promising more attacks on Iowans' personal freedom, human dignity, and our God-given, constitutionally-protected right to privacy.

Republican politicians want to ban abortion — any way they can and no matter what a majority of Iowans actually want. They're continuing their attacks on LGBTQ Iowans, using the power of the state to bully them into hiding — or leaving. This is what happens when Republicans ban books and force more government censorship over what Iowans read and think.

Will these tired culture war attacks solve Iowa's people crisis and stop the Iowa Exodus? No.

The answer to slow growth and population decline is not to push Iowans away. To regain the ground we've lost, keep the next generation of Iowans here at home and win the competition for newcomers, we must make Iowa a more welcoming state. And our biggest employers are saying the same thing: this crisis will only be solved by welcoming more folks to build a life here in Iowa, and stay here in Iowa.

We're also hearing a lot about property tax reform, and I want to be very clear: Senate Democrats will gladly work with Republicans on a plan to ease property tax burdens on middle-class families and those with fixed incomes to make sure Iowa is a better place to call home. We want to be part of a solution that helps Iowa families and can attract more people to our state.

But Republicans need to prove they're serious about helping middle-class Iowans. Iowa can't afford another tax giveaway to the ultra rich that shortchanges our families and communities. Senate Democrats will work with anyone on common-sense property tax reform, but we are not interested in tax giveaways that overwhelmingly benefit the ultrarich and big corporations.

Every legislative session opens with a fresh opportunity to make Iowa a better place — a thriving state with more Iowans, younger Iowans, and better paid Iowans.

In 2023, we must seize this opportunity, because right now, too many people are leaving. Factories, offices, schools, and hospitals can't find enough workers. And every day Republicans spend fighting with each other about banning abortion and defunding public schools, this crisis gets worse, not better.

Another rural labor and delivery unit closes. Another small town watches its housing stock crumble. Another kid goes on a waitlist for daycare. Another plant moves out of state. Another family of four moves to Minneapolis or Denver. We've all seen it and we all know it's true.

The Iowa Exodus is strangling our state and robbing us of our future.

Madam President, Iowa's people crisis is not only a Democrat or Republican problem. It's not only an urban or rural problem. It's not only a blue-collar or white-collar problem. This crisis is affecting every single Iowan, and we can only fix it by working together. So, let's fix it.

Scripture tells us that when there is no vision, the people perish. Let's come together to create that vision. Let's set aside the culture wars and ideological agendas and give our people hope. Let's skip the special interest giveaways this year. Let's listen to Iowans and listen to each other. Let's get to work on ending our people crisis, the biggest issue threatening our state.

Senate Democrats are ready to do our part, and we invite our colleagues to join us. Thank you, Madam President.

REMARKS BY THE MAJORITY LEADER

Senator Whitver addressed the Senate with the following remarks:

Madam President, Minority Leader Wahls, colleagues, friends and family,
Welcome to the 2023 legislative session.

Six years ago I was proud to address this body as a member of the new majority party and the President of the Senate for the first time. In those comments, I talked about the optimism of this chamber and its goals, to bring bold solutions and create new opportunities in our state.

I said, "When this session ends and people remember the 2017 session, let them say that this was the year that positively changed our state forever. Let them say this was the year an economic revival began in Iowa. Let them say that 2017 was the year the legislature dared to dream big."

And we did. In that year alone, we started repairing a budget that overspent and passed an overhaul of Iowa's laws regarding the Second Amendment. The legislature also implemented common sense voter ID requirements, giving Iowans more confidence in our elections. We passed legislation to put taxpayers back at the bargaining table and allow school boards and administrators to reward good teachers and get rid of bad teachers. And we passed legislation to protect the sanctity of life.

The following year, in my opening day comments, I said, "It is our job to ensure our kids and our grandkids inherit an even better state from us. We must work diligently on behalf of the next generation so they have opportunities and experiences even greater than our own."

And we did. This body passed, what was at the time, a historic tax relief package to prioritize Iowa's working families and reduce rates, reduced the number of tax brackets, and most importantly reduced the amount of taxes small business owners, farmers and families were paying. We passed a bill to address water quality in Iowa, expanded online education, and recognized life at the sound of heartbeat.

Despite claims of voter backlash to our agenda, in 2018 we were the only Republican caucus in the country to add seats. I was proud to welcome three more members to our caucus, expanding our caucus to 32 Republicans in the Iowa Senate. In my opening day address in 2019, I said, “Our mission is simple: Improve the lives of Iowans through challenging the status quo and reforming Iowa for the next generation.”

And we did. We reformed the judicial nominating process by lessening the influence of a small group of lawyers and instead expanded Iowans’ voices in that process through their governor. We also moved forward bills to bring more people into our workforce, created a children’s mental health system, and brought more transparency and accountability to the property tax process.

In 2020, our state and our policies were tested in ways we had never dreamed, but we were ready, and Iowa was recognized as one of the most fiscally resilient states in the country throughout the pandemic. Iowa was also named the fastest state in the country to recover economically from the pandemic.

Voters again endorsed our agenda in 2020 by returning the largest partisan majority in the Iowa Senate since the 1970s. In 2021, I said, “This year we are focused on putting our state back on a path of success and prosperity after all these challenges.”

And we did. We increased funding for mental health services, increased funding for broadband, and ensured Iowa students had the option to be in the classroom full-time. We passed more broad tax relief for farmers, small businesses, and property taxpayers. We delivered more free speech protections for Iowa students, and protections for our brave law enforcement officers.

Finally, last year, I said “When Republicans collect too much of your hard-earned dollars, we will keep our promise to give it back.”

And we did. We passed a historic tax cut package, eliminating the tax on retirement income, which went into effect one week ago. We set a path for rates to be reduced from close to 9% to less than 4% and we reduced the highest tax rate in the country on Iowa employers. According to the Tax Foundation, when our reforms are fully implemented Iowa’s tax ranking would move from 46th to 15th. The improvement of 31 spots is tied with North Carolina for the biggest improvement in the history of their rankings. All of those reforms led us to today.

Today is a historic day. 34 Republican Senators will take their seats and we will comprise the first supermajority in this chamber in half a century. This historic achievement didn’t just happen. It happened because we delivered common sense solutions to the most important issues facing Iowans.

Throughout my time here as the majority leader, I have been proud to hear the word “historic” again and again. From tax relief, to mental health, education reform, the 2nd Amendment and life, the Iowa Senate has set a bold and historic vision and delivered results to meet that vision. Now is the time to set the vision for the next year to deliver on promises made to Iowans to make this the best state in the country.

Republicans in the Iowa Senate do not shy away from hard work or hard decisions, and Iowans have rewarded us for it. With the historical successes we have had, I think it is safe to say we are ready for bigger, bolder, and better.

We have spent the last several months talking to Iowans throughout the state - parents, farmers, small business owners, and taxpayers. Some common themes emerged from those discussions.

Iowans pay some of the highest property taxes in the country, and the system responsible for that problem wasn’t built overnight, and the solution to it won’t be either. But I can tell you, Senate Republicans are up to the challenge on the best long-term strategy for Iowa taxpayers.

We have shown over the last several years that it is possible to fund priorities in a responsible manner, budget sustainably, and still pass historic tax reforms. This example should be a model for local governments on how to be good stewards of taxpayer dollars and invest in our state and its people.

Not only is reforming property taxes on the minds of many Iowans, but so is reforming education for Iowa students. Senate Republicans are focused on strengthening education in our state for Iowa students, and that begins with empowering parents to make the best decisions for their child.

In previous years, we passed laws giving parents the option to send their children to school in-person and ensuring open enrollment was accessible for every family. Nobody knows a child better than their parents, and parents deserve a say in what is being taught in the classroom, and to use their tax dollars to send their children to a school that best fits their needs.

Iowans have a choice in almost everything we do, including most educational settings.

If it is good to have a choice in pre-schools, and community colleges, and apprenticeships, and four-year colleges and universities, then Iowa K-12 parents and students should have the choice to choose the school best for their family.

School choice should no longer be an option only for wealthy families. Public and private schools both can prepare Iowa's next generation for great careers right here in Iowa.

Finally, Iowa's workforce shortage remains a challenge and we will continue to work on reforms to get more Iowans into the workforce. A tax code that incentivizes work, equipping Iowans with skills they need for those opportunities, and ensuring public assistance programs focus on those Iowans most in need are all policy goals we will continue to pursue. The value and dignity of work is what has made America the greatest country in the world. It is vital we protect that heritage.

Today we start the path to implement more historic reforms in Iowa. We will keep our promises, we will listen, and we will continue to make Iowa a place with great schools, great opportunities, and great people.

Let's get to work.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Whitver moved that a committee of three be appointed to notify the Governor that the Senate was organized and ready to receive any communication that she might be ready to transmit.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Shipley, Chair; De Witt, and Donahue.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and notified the Senate that the House was duly organized and ready to receive any communication the Senate might be ready to transmit.

COMMITTEE TO NOTIFY THE HOUSE

Senator Whitver moved that a committee of three be appointed to notify the House of Representatives that the Senate was organized and ready for business.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Lofgren, Chair; Celsi, and McClintock.

RECESS

On motion of Senator Whitver, the Senate recessed at 10:58 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 11:06 a.m., President Sinclair presiding.

REPORT OF APPOINTMENT OF SENATE EMPLOYEES BY RULES AND ADMINISTRATION COMMITTEE

The following is a list of officers and employees of the Senate for the 90th General Assembly, 2023 Session.

FULL-TIME STAFF BY POSITION, NAME, GRADE, STEP

Position	Name	Grade- Step
Secretary of the Senate	W. Charles Smithson	44-8
Assistant Secretary of the Senate I	Michelle Bauer	32-8
Sr. Administrative Assistant to President I	Jillian Carlson	38-2
Confidential Secretary to the President	Gina Noll	27-1
Sr. Administrative Assistant to Leader II	Mary Earnhardt	41-8
Sr. Administrative Assistant to Leader II	Caleb Hunter	41-8
Sr. Administrative Assistant to Leader II	Eric Bakker	41-8
Sr. Administrative Assistant to Leader II	Debbie Kattenhorn	41-8
Sr. Caucus Staff Director	Gannon Hendrick	41-8
Sr. Caucus Staff Director	Sue Foecke	41-6
Sr. Legislative Research Analyst	Thomas Ashworth	38-8
Sr. Legislative Research Analyst	Pamela Dugdale	38-8
Sr. Legislative Research Analyst	Bridget Godes	38-8
Sr. Legislative Research Analyst	Jace Mikels	38-8
Sr. Legislative Research Analyst	Kerry Scott	38-8
Legislative Research Analyst II	Dylan Keller	32-8

Legislative Research Analyst II	Megan Schlesky	32-3
Legislative Research Analyst II	Larissa Wurm	32-5
Legislative Research Analyst II	Bob Bird	32-7
Legislative Research Analyst II	Jason Noble	32-4
Legislative Research Analyst I	Zachary Engstrom	29-2
Legislative Research Analyst	Erin Kokemiller	27-1
Legislative Research Analyst	Reece Powell	27-1
Legislative Research Analyst	Will de Blois	27-2
Legislative Research Analyst	Henry Widen	27-6
Legislative Research Analyst	Jacob Appel	27-1
Legislative Research Analyst	Jackie Sayers	27-1
Sr. Administrative Services Officer	Angela Cox	35-5
Sr. Administrative Services Officer	Kathy Olah	35-8
Administrative Services Officer III	Jennifer Beminio	32-5
Administrative Services Officer III	Maureen Taylor	32-7
Administrative Services Officer I	April Clark	26-4
Administrative Services Officer I	Caroline Warmuth	26-2
Administrative Services Assistant	Samuel Sampson	20-2

SECRETARIES BY SENATOR

SENATOR:

SECRETARY:

Alons	ALONS, Ngu	Grade 15, Step 1
Bennett	BRUGGENTHIES, Michelle	Grade 18, Step 1
Bisignano	CASEBEER, Aleah	Grade 17, Step 1
Boulton	ELLIOTT, Judith	Grade 18, Step 6
Bousselet	RYAN, Nolan	Grade 18, Step 1
Brown	HILDRETH, Theresa	Grade 18, Step 3
Celsi	DUNN, Andrew	Grade 17, Step 2
Costello	STEARNS, Beth	Grade 18, Step 3
Cournoyer	ENGELBRECHT, Dylan	Grade 18, Step 1
Dawson	LEDFORD, Haley	Grade 16, Step 3
De Witt	SPENCER, Emily	Grade 15, Step 1
Dickey	ROMANO, Nicholas	Grade 18, Step 1
Donahue	SWANSON, Carly	Grade 17, Step 1
Dotzler	BAILEY, Bobby	Grade 18, Step 3
Driscoll	SMITH, Morgan	Grade 16, Step 1
Edler	OVERSCHMIDT, Emma	Grade 17, Step 1
Evans	HATCHITT, William	Grade 15, Step 1
Garrett	GARRETT, Nancy	Grade 18, Step 4
Giddens	HARWOOD, Nathaniel	Grade 18, Step 1
Green	GROVE, Sue	Grade 18, Step 1
Gruenhagen	WALKER, Zeke	Grade 15, Step 1
Guth	GUTH, Margaret	Grade 18, Step 2
Jochum	BINGHAM, Rob	Grade 18, Step 1
Klimesh	KLIMESH, Benjamin	Grade 18, Step 1
Knox	CLAYBURN, Tatum	Grade 16, Step 1
Koelker	BORDER, Brooklyn	Grade 18, Step 1
Kraayenbrink	KRAAYENBRINK, Sally	Grade 18, Step 2
Lofgren	LOFGREN, Paula	Grade 18, Step 2
McClintock	NASSTROM, Erica	Grade 16, Step 1

Petersen	MAHER, Carol	Grade 17, Step 1
Quirmbach	HOEPPNER, Rebecca	Grade 18, Step 4
Reichman	WATKINS, Blaine	Grade 18, Step 1
Rowley	RYAN, Mary	Grade 16, Step 1
Rozenboom	MOORE, SARAH	Grade 17, Step 4
Salmon	FOSTER, SUSAN	Grade 16, Step 1
Schultz	TEN PAS, Gina	Grade 18, Step 3
Shipley	GRIGGS, Talynn	Grade 17, Step 1
Sweeney	KALDENBERG, Lauren	Grade 18, Step 1
Taylor, J.	HUHN, Marce	Grade 18, Step 5
Taylor, T.	WENGERT, Susie	Grade 17, Step 1
Trone Garriott	HAYES, Riley	Grade 18, Step 1
Wahls	BOAZ, Jackson	Grade 18, Step 1
Webster	FOGLESONG, Carson	Grade 15, Step 1
Weiner	HANSON, Nolan	Grade 16, Step 1
Westrich	HUANG, Joyanna	Grade 16, Step 1
Winckler	PORTER, Christine	Grade 17, Step 1
Zaun	ZAUN, Dede	Grade 18, Step 4
Zumbach	ZUMBACH, Michelle	Grade 18, Step 2

SESSION-ONLY STAFF

Sergeant-at-Arms	James Fuqua	Grade 17, Step 4
Sergeant-at-Arms	Benjamin Marti	Grade 17, Step 4
Page	Adrien Ibsen	Grade 9, Step 1
Page	Josephine Kelly	Grade 9, Step 1
Page	Anjali Kumar	Grade 9, Step 1
Page	Madeline Parrott	Grade 9, Step 1
Page	Kira Strashko	Grade 9, Step 1
Page	Gavin Walters	Grade 9, Step 1

STEP INCREASES FULL-TIME STAFF DURING CALENDAR YEAR 2022

Bauer, Michelle	32-7 to 32-8
Bird, Bob	32-6 to 32-7
Engstrom, Zachary	29-1 to 29-2
Hendrick, Gannon	41-7 to 41-8
Sampson, Sam	20-1 to 20-2
Smithson, W. Charles	44-7 to 44-8
Taylor, Maureen	32-6 to 32-7
Wurm, Larissa	32-4 to 32-5

RECLASSIFICATIONS DURING CALENDAR YEAR 2022

Beminio, Jennifer	Administrative Services Officer II to Administrative Services Officer III
Cox, Angie	Administrative Services Officer III to Sr. Administrative Services Officer
Foecke, Sue	Sr. Legislative Research Analyst to Sr. Caucus Staff Director
Keller, Dylan	Research Analyst I to Research Analyst II
Schlesky, Megan	Legislative Research Analyst I to Legislative Research Analyst II
Warmuth, Caroline	Administrative Services Officer to Administrative Services Officer I

JACK WHITVER, Chair

Senator Whitver moved the adoption of the report and appointment of the permanent officers and employees of the Senate.

The motion prevailed by a voice vote, and the foregoing officers and employees appeared before the bar of the Senate and were duly sworn.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on January 9, 2023, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 1, a concurrent resolution to provide for a joint convention for the canvass of votes.

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

COMMITTEE ON MILEAGE

Senator Whitver moved that a committee of four be appointed as the committee on mileage.

The motion prevailed by a voice vote, and the Chair appointed as such committee Senators Klimesh, Chair; Dickey, Jochum, and Winckler.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Concurrent Resolution 1.

House Concurrent Resolution 1

On motion of Senator Whitver, **House Concurrent Resolution 1**, A concurrent resolution to provide for a joint convention for the canvass of votes, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 1, which motion prevailed by a voice vote.

TELLERS FOR JOINT CONVENTION

Senator Whitver moved that a committee of three be appointed tellers to assist in the canvassing of the vote for Governor and Lieutenant Governor at a joint convention to be held for that purpose.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Schultz, Chief Teller; Giddens and Sweeney, Assistant Tellers.

SELECTION OF SEATS

Senator Whitver moved that the holdover and re-elected Senators select their seats in order of seniority; that former members of the House of Representatives select their seats from the remaining unassigned seats according to seniority; and that newly elected senators select their seats from the remaining unassigned seats with the order of selection being established by lot; and that first, the Majority Floor Leader, the President, the President Pro Tempore, and the Minority Floor Leader, select their seats.

The motion prevailed by a voice vote.

The Secretary of the Senate called the roll, and seat selections were made as follows:

<u>NAME</u>	<u>SEAT NO.</u>
Alons of Woodbury	25
Bennett of Linn	13
Bisignano of Polk	35
Boulton of Polk	7
Boussetlot of Polk	21
Brown of Mitchell	36
Celsi of Polk	29
Costello of Mills	20
Cournoyer of Scott	40
Dawson of Pottawattamie	12
De Witt of Woodbury	19
Dickey of Jefferson	32
Donahue of Linn	15
Dotzler of Black Hawk	5
Driscoll of Iowa	10
Edler of Marshall	18
Evans of Cherokee	1
Garrett of Warren	46
Giddens of Black Hawk	11
Green of Boone	26
Gruenhagen of Scott	45
Guth of Hancock	22
Jochum of Dubuque	37
Klimesh of Winneshiek	14
Knox of Polk	3
Koelker of Dubuque	34
Kraayenbrink of Webster	24
Lofgren of Muscatine	17
McClintock of Linn	47
Petersen of Polk	39
Quirmbach of Story	41
Reichman of Lee	30
Rowley of Dickinson	16
Rozenboom of Marion	50
Salmon of Bremer	2
Schultz of Crawford	4
Shipley of Adams	44
Sinclair of Wayne	8
Sweeney of Hardin	42
Taylor, J. of Sioux	28
Taylor, T. of Linn	9
Trone Garriott of Dallas	27
Wahls of Johnson	43
Webster of Scott	23
Weiner of Johnson	31
Westrich of Wapello	49

Whitver of Polk38
Winckler of Scott.....33
Zaun of Polk06
Zumbach of Delaware.....48

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that pursuant to law the House was ready to receive the Senate in joint session for the purpose of canvassing the vote for the Governor and Lieutenant Governor.

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 January 9, 2023, **adopted** the following resolutions in which the concurrence of the Senate is asked:

House Concurrent Resolution 2, a concurrent resolution to provide for a joint convention for the condition of the state address.

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

House Concurrent Resolution 3, a concurrent resolution relating to the appointment of a joint inaugural committee.

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

House Concurrent Resolution 4, a concurrent resolution to provide for a joint convention of the condition of the judiciary address.

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

House Concurrent Resolution 5, a concurrent resolution to provide for a joint convention for the condition of the national guard address.

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

House Concurrent Resolution 6, a concurrent resolution to provide for a joint convention for the inauguration of the governor and lieutenant governor.

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

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Concurrent Resolutions 2, 3, 4, 5, and 6.

House Concurrent Resolution 2

On motion of Senator Whitver, **House Concurrent Resolution 2**, a concurrent resolution to provide for a joint convention for the condition of the state, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 2, which motion prevailed by a voice vote.

House Concurrent Resolution 3

On motion of Senator Whitver, **House Concurrent Resolution 3**, a concurrent resolution relating to the appointment of a joint inaugural committee, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 3, which motion prevailed by a voice vote.

House Concurrent Resolution 4

On motion of Senator Whitver, **House Concurrent Resolution 4**, a concurrent resolution to provide for a joint convention for the condition of the judiciary address, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 4, which motion prevailed by a voice vote.

House Concurrent Resolution 5

On motion of Senator Whitver, **House Concurrent Resolution 5**, a concurrent resolution to provide for a joint convention for the condition of the national guard address, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 5, which motion prevailed by a voice vote.

House Concurrent Resolution 6

On motion of Senator Whitver, **House Concurrent Resolution 6**, a concurrent resolution to provide for a joint convention for the inauguration of the governor and lieutenant governor, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 6, which motion prevailed by a voice vote.

The Chair announced the following members of the inaugural committee on the part of the Senate, the senator from Mitchell, Senator Brown; the senator from Iowa, Senator Driscoll; the senator from Polk, Senator Knox; the senator from Dubuque, Senator Koelker; the senator from Dallas, Senator Trone Garriott; and the senator from Polk, Senator Zaun.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Concurrent Resolutions 1, 2, 3, 4, 5, and 6** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:36 a.m. until 1:15 p.m.

RECONVENED

The Senate reconvened at 1:39 p.m., President Sinclair presiding.

The Senate stood at ease at 1:43 p.m. until the fall of the gavel.

The Senate resumed session at 1:50 p.m., President Sinclair presiding.

President Sinclair moved that the Senate proceed to the House chamber in accordance with House Concurrent Resolution 1, duly adopted.

The motion prevailed by a voice vote and the Senate proceeded to the House under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order at 1:57 p.m., President Sinclair presiding.

Senator Whitver moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Sinclair declared a quorum present and the joint convention duly organized.

CANVASS OF VOTES

President Sinclair announced that the time had arrived for the canvass of votes for the offices of Governor and Lieutenant Governor at the General Election held on November 8, 2022, and announced as Chief Teller on the part of the Senate, Senator Schultz, and assistant tellers, Senators Giddens and Sweeney; and as Chief Teller on the part of the House, Representative Mohr, and assistant tellers, Representatives Judge and Meyer.

President Sinclair further announced that, in accordance with statute, the six tellers just named would constitute the judges of said canvass.

The joint convention stood at ease at 1:58 p.m., until the fall of the gavel.

The returns were opened in the presence of the joint convention and the tellers then proceeded to canvass the vote for Governor and Lieutenant Governor of the State of Iowa, cast at the General Election held on November 8, 2022.

The joint convention resumed session at 2:18 p.m.

Representative Windschitl moved that the joint convention be dissolved.

The motion prevailed by a voice vote and the joint convention was dissolved.

The Senate returned to the Senate chamber.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 2:19 p.m. until 9:00 a.m., Tuesday, January 10, 2023.

APPENDIX

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 ADMINISTRATIVE SERVICES

Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 5, 2022.

Comprehensive Annual Financial Report (CAFR), pursuant to Iowa Code section 8A.502. Report received on August 15, 2022.

Condition of Affirmative Action, Diversity, and Multicultural Programs Report, pursuant to Iowa Code 19B.5(2). Report received on October 3, 2022.

Experimental Research Report, pursuant to Iowa Code section 8A.414. Report received on September 21, 2022.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on August 22, 2022.

Reversion Report—Training and Technology Expenditures Report—Department of Administrative Services, pursuant to Iowa Code section 8.62. Report received on June 27, 2022.

Reversion Report—Training and Technology Expenditures Report—Terrace Hill, pursuant to Iowa Code section 8.62. Report received on June 29, 2022.

Solicitations for Capitol Complex Report, pursuant to Iowa Code section 8A.108. Report received on August 22, 2022.

State-Owned Real Property by County Report, pursuant to Iowa Code section 8A.111. Report received on December 29, 2022.

DEPARTMENT ON AGING

Annual Report—Department on Aging, pursuant to Iowa Code section 7E.3. Report received on December 15, 2022.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on December 5, 2022.

Long-Term Care Options Counseling Pilot Initiative Report, pursuant to 2022 Iowa Acts, HF 2578, section 1. Report received on December 14, 2022.

State Public Guardian's Report, pursuant to Iowa Code section 231E.4. Report received on November 17, 2022.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 21, 2022.

Control of Pathogenic Viruses in Poultry Report, pursuant to Iowa Code section 165B.2. Report received on January 5, 2023.

Department of Agriculture and Land Stewardship Expenditures SFY22 as of June 30, 2022, pursuant to 2022 Iowa Acts, HF 2560, section 1. Report received on July 1, 2022.

Department of Agriculture and Land Stewardship Expenditures SFY23 as of September 30, 2022, pursuant to 2022 Iowa Acts, HF 2560, section 1. Report received on October 3, 2022.

Department of Agriculture and Land Stewardship Expenditures SFY23 as of December 30, 2022, pursuant to 2022 Iowa Acts, HF 2560, section 1. Report received on January 4, 2023.

Water Quality Urban Infrastructure Program Itemizing Expenditures, pursuant to Iowa Code section 466B.44. Report received on October 3, 2022.

Watershed Planning Advisory Council Report, pursuant to Iowa Code section 466B.31. Report received on December 21, 2022.

ALCOHOLIC BEVERAGES DIVISION

Annual Report—Alcoholic Beverages Division, pursuant to Iowa Code section 7E.3. Report received on December 20, 2022.

ATTORNEY GENERAL

2020 Attorney Contingency Fee Agreements Report, pursuant to Iowa Code section 23B.3. Report received on June 27, 2022.

2021 Attorney Contingency Fee Agreements Report, pursuant to Iowa Code section 23B.3. Report received on June 23, 2022.

Iowa Consumer Credit Code Annual Report, pursuant to Iowa Code section 537.6104. Report received on September 27, 2022.

DEPARTMENT FOR THE BLIND

Reversion Report—Training and Technology Expenditures Report—Department for the Blind, pursuant to Iowa Code section 8.62. Report received on July 27, 2022.

COLLEGE STUDENT AID COMMISSION

College Student Aid Commission Tuition Grant Report, pursuant to Iowa Code section 261.15. Report received on October 24, 2022.

Corporation for Educational Financial Assistance, Services, and Research Report, pursuant to Iowa Code section 261.8. Report received on January 3, 2023.

Educational Credits Awarded to Veterans Report, pursuant to Iowa Code section 261.9. Report received on December 9, 2022.

Health Care Loan Repayment Program Report, pursuant to Iowa Code section 261.116. Report received on October 24, 2022.

Iowa Minority Academic Grants for Economic Success Program Report, pursuant to Iowa Code section 261.104. Report received on July 12, 2022.

Iowa Vocational—Technical Tuition Grant Program Report, pursuant to Iowa Code section 261.17. Report received on November 22, 2022.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on July 12, 2022.

Judicial Review Report—College Student Aid Commission, pursuant to Iowa Code section 625.29. Report received on July 12, 2022.

Mental Health Professional Loan Repayment Program Report, pursuant to 2022 Iowa Acts HF 2549, section 1. Report received on October 24, 2022.

Oversight Funds Report—College Student Aid Commission, pursuant to Iowa Code section 8F.4. Report received on October 24, 2022.

Reversion Report–Training and Technology Expenditures–College Student Aid Commission, pursuant to Iowa Code section 8.62. Report received on July 12, 2022.

Scholarship and Tuition Grant Reserve Fund Report, pursuant to Iowa Code section 261.20. Report received on November 21, 2022.

Skilled Workforce Shortage Tuition Grant Program Report, pursuant to Iowa Code section 261.130. Report received on November 22, 2022.

Teacher Shortage Loan Forgiveness Program Report, pursuant to Iowa Code section 261.112. Report received on July 12, 2022.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Annual Report–Department of Commerce–Banking Division, pursuant to Iowa Code section 7E.3. Report received on November 21, 2022.

Annual Report of Superintendent of Banking, pursuant to Iowa Code section 524.216. Report received on December 20, 2022.

Annual Review of Qualified Student Loan Bond Issuer, pursuant to Iowa Code section 7C.13. Report received on January 3, 2023.

Bank Required Collateral 6/30/22 Report, pursuant to Iowa Code section 12C.20. Report received on August 17, 2022.

Bank Required Collateral 9/30/22 Report, pursuant to Iowa Code section 12C.20. Report received on November 21, 2022.

Home Base Iowa–Licensed Professions and Occupations Annual Report–Banking Division, pursuant to 2022 Iowa Acts, SF 2383, section 21. Report received on December 20, 2022.

DEPARTMENT OF COMMERCE (CREDIT UNION DIVISION)

Annual Report, pursuant to Iowa Code section 533.114. Report received on July 1, 2022.

Joint Investment Trust Report–Credit Union Division, pursuant to Iowa Code section 12B.10A. Report received on July 1, 2022.

Judicial Review Report–Credit Union Division, pursuant to Iowa Code section 625.29. Report received on July 1, 2022.

Reversion Report–Training and Technology Expenditures Report–Credit Union Division, pursuant to Iowa Code section 8.62. Report received on July 1, 2022.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Cemetery and Funeral Report, pursuant to Iowa Code section 523A.801. Report received on November 22, 2022.

Health Spending Costs Report, pursuant to Iowa Code section 505.18. Report received on November 17, 2022.

Interstate Insurance Product Regulation Compact 2021 Annual Report, pursuant to Iowa Code section 505A.1. Report received on August 25, 2022.

Medical Malpractice Insurance Annual, pursuant to Iowa Code section 505.27. Report received on December 1, 2022.

DEPARTMENT OF CORRECTIONS

Annual Report, pursuant to Iowa Code section 904.115. Report received on December 8, 2022.

Interstate Compact for Adult Offender Supervision, pursuant to Iowa Code section 907B.2. Report received on July 28, 2022.

Joint Investment Trust Report—Department of Corrections, pursuant to Iowa Code section 12B.10A. Report received on January 4, 2023.

Reversion Report—Training and Technology Expenditures—Department of Corrections, pursuant to Iowa Code section 8.62(3). Report received on June 30, 2022.

Use of Offenders in Private Sector Employment 4/1/21–6/30/21, pursuant to 2022 Iowa Acts, HF 2559, section 7. Report received on July 27, 2022.

Use of Offenders in Private Sector Employment 4/1/22–6/30/22, pursuant to 2022 Iowa Acts, HF 2559, section 7. Report received on September 1, 2022.

BOARD OF DENTISTRY

Home Base Iowa—Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 13, 2022.

OFFICE OF DRUG CONTROL POLICY

2023 Drug Control Strategy Report, pursuant to Iowa Code section 80E.1(2)(b). Report received on November 17, 2022.

ECONOMIC DEVELOPMENT AUTHORITY

BioConnect Iowa Report, pursuant to Iowa Code section 15.107. Report received on October 24, 2022.

Building Energy Management Report, pursuant to Iowa Code section 473.19. Report received on December 20, 2022.

Financial Assistance Report, pursuant to 2022 Iowa Acts, HF 2564, section 5. Report received on November 17, 2022.

Iowa Commission on Volunteer Services Quarterly Report #4 FY 2022 April 1–June 30, 2022, pursuant to Iowa Code section 15H.2(2)(h). Report received on August 3, 2022.

Iowa Commission on Volunteer Services Quarterly Report #1 FY 2023 July 1–September 30, 2022, pursuant to Iowa Code section 15H.2(2)(h). Report received on November 17, 2022.

Iowa Reading Corps Annual Report, pursuant to Iowa Code section 15H.7. Report received on June 30, 2022.

RefugeeRise AmeriCorps Program Annual Report, pursuant to Iowa Code section 15H.8. Report received on June 30, 2022.

Renewable Chemical Production Tax Credits Report, pursuant to Iowa Code section 15.320. Report received on January 5, 2023.

Statewide Tourism Marketing Services Effectiveness Report, pursuant to 2022 Iowa Acts, HF 2564, section 18. Report received on October 4, 2022.

DEPARTMENT OF EDUCATION

Charter School and Innovation Zone School Report, pursuant to Iowa Code section 256F.10. Report received on November 17, 2022.

Charter School Program Findings and Recommendations Report, pursuant to Iowa Code section 256E.12. Report received on November 17, 2022.

Child Development Coordinating Council Annual Report, pursuant to Iowa Code section 256A.3. Report received on December 13, 2022.

Children’s Mental Health School-Based Training and Support Expenditures Report, pursuant to 2021 Iowa Acts, HF 868, section 6. Report received on October 3, 2022.

Condition of Education Annual Report, pursuant to Iowa Code section 256.7. Report received on December 21, 2022.

Home Base Iowa Postsecondary Education Report, pursuant to Iowa Code sections 260C.14, 261.9, and 262.9. Reports received on December 16, 2022.

Incidents of Violence That Result in Injury or Property Damage Report, pursuant to Iowa Code section 279.51A. Report received on October 31, 2022.

Interstate Compact on Education of Military Children Report, pursuant to Iowa Code section 256.H.1(10)(o). Report received on August 24, 2022.

Iowa Autism Council Report, pursuant to Iowa Code section 256.35A. Report received on December 14, 2022.

Iowa Dyslexia Board Findings and Recommendations Report, pursuant to Iowa Code section 256.32A. Report received on November 17, 2022.

Iowa Reading Research Center Expenditure Report, pursuant to 2021 Iowa Acts, HF 868, section 6. Report received on September 16, 2022.

Job Placement of Individuals with Disabilities–Vocational Rehabilitation Division, pursuant to 2022 Iowa Acts, HF 2575, section 5. Report received on January 5, 2023.

Special Education Support for Students at Nonpublic Schools Task Force Report, pursuant to 2022 Iowa Acts, SF 2197, section 1. Report received on December 1, 2022.

BOARD OF EDUCATIONAL EXAMINERS

Administrative Rules Review–Triennial Report, pursuant to Iowa Code section 272.29. Report received on December 22, 2022.

Detailed Financial Report–Licensing Fees, pursuant to Iowa Code section 272.10. Report received on December 22, 2022.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to 2022 Iowa Acts, SF 2383, section 21. Report received on November 17, 2022.

Judicial Review Report–Board of Educational Examiners, pursuant to Iowa Code section 625.29. Report received on July 26, 2022.

STATEWIDE FIRE AND POLICE RETIREMENT SYSTEM BOARD OF TRUSTEES

Municipal Fire and Police Retirement System Financial Evaluation Report, pursuant to Iowa Code section 411.5. Report received on January 6, 2023.

Public Fund Iran Divestment Report–Statewide Fire and Police Retirement System Board of Trustees, pursuant to Iowa Code section 12H.5. Report received on August 22, 2022.

Public Fund Israel Divestment Report–Statewide Fire and Police Retirement System Board of Trustees, pursuant to Iowa Code section 12J.5. Report received on August 22, 2022.

Public Fund Sudan Divestment Report–Statewide Fire and Police Retirement System Board of Trustees, pursuant to Iowa Code section 12F.5. Report received on August 22, 2022.

OFFICE OF THE GOVERNOR AND LIEUTENANT GOVERNOR

Reversion Report–Training and Technology Expenditures Report–Office of the Governor and Lieutenant Governor, pursuant to Iowa Code section 8.62. Report received on September 15, 2022.

IOWA HIGHER EDUCATION LOAN AUTHORITY

2022 Annual Report, pursuant to Iowa Code section 216A.21. Report received on January 6, 2023.

HOMELAND SECURITY AND EMERGENCY MANAGEMENT

911 Status Report, pursuant to Iowa Code section 34A.7A. Report received on December 22, 2022.

Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 7, 2022.

Governance and Funding of Levee Districts Study Report, pursuant to Iowa Code section 1119. Report received on January 5, 2023.

Reversion Report–Training and Technology Expenditures Report–Department of Homeland Security and Emergency Management, pursuant to Iowa Code section 8.62. Report received on September 12, 2022.

DEPARTMENT OF HUMAN RIGHTS

Community Action Agencies Report, pursuant to Iowa Code section 216A.92. Report received on October 7, 2022.

Correctional Policy Project Plans and Findings, pursuant to Iowa Code section 216A.137. Report received on December 1, 2022.

Criminal and Juvenile Justice Planning Advisory Council–Legislation Monitoring Report, pursuant to Iowa Code section 476.66. Report received on July 26, 2022.

Department of Human Rights Report FY 2022, pursuant to Iowa Code section 216A.2. Report received on November 17, 2022.

Family Development and Self-Sufficiency Grant Program Report, pursuant to Iowa Code section 216A.107(4)(e). Report received on November 30, 2022.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on July 6, 2022.

Three-Year Criminal and Juvenile Justice Plan, pursuant to Iowa Code section 216A.135. Report received on December 1, 2022.

DEPARTMENT OF HUMAN SERVICES

Annual Report, pursuant to Iowa Code section 217.21. Report received on December 8, 2022.

Analysis of Medicaid Member Appeals Report, pursuant 2018 Iowa Acts, SF 2418, section 128. Report received on November 18, 2022.

Autism Support Program Fund Report, pursuant to Iowa Code section 225D.2. Report received on December 19, 2022.

Children’s Behavioral Health System State Board Activities Report, pursuant to Iowa Code section 225C.52. Report received on December 1, 2022.

Department of Human Services Operational and Program Expenditures Report, pursuant to 2022 Iowa Acts, HF 2578, section 28. Report received on July 12, 2022.

Direct Care Worker in Nursing Facilities Turnover Report, pursuant to 2008 Iowa Acts, Chapter 1188, section 71. Report received on December 1, 2022.

Disaster Case Management Fund and Program, pursuant to Iowa Code section 29C.20B. Report received on December 20, 2022.

Drug Utilization Report, pursuant to Iowa Code section 249A.24. Report received on September 14, 2022.

Family Investment Program Transfer, pursuant to 2022 Iowa Acts, HF 2578, section 9. Report received on September 15, 2022.

Family Support Subsidy and Children at Home Program Report, pursuant to Iowa Code section 225C.42. Report received on September 21, 2022.

Financial Condition of the Mental Health and Disability Services Regional Service Fund Report, pursuant to 2021 Iowa Acts, SF 619, section 83. Report received on July 15, 2022.

Hawk-I Board Report, pursuant to Iowa Code section 514I.5. Report received on January 3, 2023.

Iowa Individual Assistance Grant Program Report, pursuant to Iowa Code section 29C.20A. Report received on December 19, 2022.

Joint Investment Trust Report—Department of Human Services, pursuant to Iowa Code section 12B.10A. Report received on December 5, 2022.

Managed Care Organization Annual Performance Report SFY 22 July 21–June 2022, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on December 1, 2022.

Managed Care Organization Contract Changes Report, pursuant to 2020 Iowa Acts, HF 2643, section 1. Report received on November 17, 2022.

Managed Care Organization Quarterly Report SFY 2021 Qtr 4, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on September 27, 2022.

Managed Care Organization Quarterly Report SFY 23 Qtr 1, pursuant to 2022 Iowa Acts, HF 2460, section 93. Report received on December 21, 2022.

Medicaid Home and Community-Based Services Brain Injury Waiver Report, pursuant to 2022 Iowa Acts, HF 2202, section 2. Report received on December 20, 2022.

Medicaid Home and Community-Based Services Elderly Waiver Report, pursuant to 2022 Iowa Acts, HF 2202, section 3. Report received on December 20, 2022.

Medicaid Managed Care Oversight Quarterly Meeting Minutes SFY 2023 Qtr 1, pursuant to 2016 Iowa Acts, Chapter 1139, section 94. Report received on September 14, 2022.

Medicaid Managed Care Oversight Quarterly Meeting Minutes SFY 23 Qtr 2, pursuant to 2022 Iowa Acts, HF 2460, section 94. Report received on December 21, 2022.

Medicaid Postpartum Coverage Report, pursuant to 2022 Iowa Acts, HF 2578, section 68. Report received on December 16, 2022.

Medical Assistance Act Report, pursuant to Iowa Code section 249A.4. Report received on December 5, 2022.

Medical Assistance Program Transfer, pursuant to 2022 Iowa Acts, HF 2578, section 13. Report received on September 21, 2022.

Mental Health and Disabilities Services Annual Report, pursuant to Iowa Code section 225C.6. Report received on December 19, 2022.

Mental Health and Disability Services Regional System Quarterly Report July 1–September 30, 2022, pursuant to Iowa Code section 331.400. Report received on October 3, 2022.

Mental Health and Disability Services Regional System Quarterly Report October 1–December 31, 2022, pursuant to Iowa Code section 331.400. Report received on December 20, 2022.

Mental Health Services Annual Report, pursuant to Iowa Code section 249N.8. Report received on December 19, 2022.

Nonreversion of Funds Quarterly Report 6/22, pursuant to 2021 Iowa Acts, HF 891, section 65. Report received on July 1, 2022.

Nonreversion of Funds Quarterly Report 9/22, pursuant to 2021 Iowa Acts, HF 891, section 65. Report received on September 29, 2022.

Nonreversion of Funds Quarterly Report 12/22, pursuant to 2021 Iowa Acts, HF 891, section 65. Report received on December 21, 2022.

Temporary Assistance for Needy Families Block Grant Expenditures, pursuant to 2022 Iowa Acts, HF 2578, section 7. Report received on September 14, 2022.

OFFICE OF THE CHIEF INFORMATION OFFICER

Donations, Grants, Gifts, and Contributions Report, pursuant to Iowa Code section 8B.6. Report received on September 12, 2022.

Internal Service Fund Report, pursuant to Iowa Code section 8B.13. Report received on October 3, 2022.

Office of the Chief Information Officer Annual Report, pursuant to Iowa Code section 8B.6. Report received on June 30, 2022.

Status of Technology Upgrades or Enhancements for State Agencies Quarterly Report 7/1/22, pursuant to Iowa Code section 8B.9. Report received on July 1, 2022.

Status of Technology Upgrades or Enhancements for State Agencies Quarterly Report 10/1/22, pursuant to Iowa Code section 8B.9. Report received on October 3, 2022.

Status of Technology Upgrades or Enhancements for State Agencies Quarterly Report 1/1/23, pursuant to Iowa Code section 8B.9. Report received on December 30, 2022.

DEPARTMENT OF INSPECTIONS AND APPEALS

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 28, 2022.

IOWA ASSOCIATION OF SCHOOL BOARDS

Annual Financial Report, pursuant to Iowa Code section 12B.10A(7). Report received on October 3, 2022.

IOWA COMMUNICATIONS NETWORK

Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 28, 2022.

Iowa Telecommunications and Technology Commission, pursuant to Iowa Code section 8D.3. Report received on October 24, 2022.

IOWA PUBLIC AGENCY INVESTMENT TRUST

2022 Annual Report, pursuant to Iowa Code section 12B.10A. Report received on September 6, 2022.

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Comprehensive Annual Financial Report (CAFR), pursuant to Iowa Code section 97B.4. Report received on December 28, 2022.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5(2). Report received on September 27, 2022.

Public Fund Israel Divestment Report, pursuant to Iowa Code section 12J.5(2). Report received on September 27, 2022.

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on September 27, 2022.

IOWA PUBLIC INFORMATION BOARD

Reversion Report–Training and Technology Expenditures Report–Iowa Public Information Board, pursuant to Iowa Code section 8.62. Report received on June 30, 2022.

JUDICIAL BRANCH

Court Debt Report, pursuant to Iowa Code section 602.8107. Report received on December 29, 2022.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to 2022 Iowa Acts, SF 2383, section 21. Report received on December 29, 2022.

ICIS Collection of Fines, Surcharges, and Court Costs Report, pursuant to 2020 Iowa Acts, HF 2643, section 9. Report received on October 24, 2022.

Judicial Branch Monthly Financial Statements, pursuant to 2020 Iowa Acts, HF 2643, section 9. Report received on October 24, 2022.

Judicial Retirement Fund Valuation Report July 1, 2020, pursuant to Iowa Code section 602.9116. Report received on July 18, 2022.

Judicial Retirement Fund Valuation Report July 1, 2021, pursuant to Iowa Code section 602.9116. Report received on July 18, 2022.

Juvenile Victim Restitution Program Report, pursuant to Iowa Code section 232A.3. Report received on July 18, 2022.

Reversion Report–Training and Technology Expenditures Report–Judicial Branch, pursuant to Iowa Code section 8.62. Report received on October 24, 2022.

LAW ENFORCEMENT ACADEMY

Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 30, 2022.

Reversion Report–Training and Technology Expenditures Report–Law Enforcement Academy, pursuant to Iowa Code section 8.62. Report received on June 28, 2022.

IOWA LOTTERY AUTHORITY

Annual Report, pursuant to Iowa Code section 99G.7. Report received on December 30, 2022.

Iowa Lottery Authority Government Oversight Report 6/22, pursuant to Iowa Code section 99G.7. Report received on June 30, 2022.

Iowa Lottery Authority Government Oversight Report 12/22, pursuant to Iowa Code section 99G.7. Report received on December 30, 2022.

Iowa Lottery Authority Quarterly Report, pursuant to Iowa Code section 99G.7. Report received on September 27, 2022.

DEPARTMENT OF MANAGEMENT

Grants Enterprise Management Compliance Report, pursuant to Iowa Code section 8.9. Report received on December 5, 2022.

Standing Appropriations Report, pursuant to Iowa Code section 8.6. Report received on November 17, 2022.

BOARD OF MEDICINE

Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 28, 2022.

Board of Medicine and Board of Physician Assistants Joint Report, pursuant to Iowa Code section 148C.12. Report received on December 1, 2022.

Home Base Iowa–Licensed Professions and Occupations Annual Report–Iowa Board of Medicine, pursuant to 2022 Iowa Acts, SF 2383, section 21. Report received on December 14, 2022.

Interstate Medical Licensure Compact Report, pursuant to Iowa Code section 147B.1. Report received on December 14, 2022.

DEPARTMENT OF NATURAL RESOURCES

Annual Report, pursuant to Iowa Code section 455A.4. Report received on December 30, 2022.

Aquatic Invasive Species Report, pursuant to Iowa Code section 462.A.52. Report received on December 29, 2022.

Compliance with Federal Air Quality Standards Report, pursuant to Iowa Code section 455B.134. Report received on January 3, 2023.

Department of Natural Resources Quarterly Expenditure Report FY 22 Qtr Ending 6/30/22, pursuant to 2022 Iowa Acts, HF 2560, section 13. Report received on September 21, 2022.

Environmental Protection Commission Biennial Report, pursuant to Iowa Code section 455B.105. Report received on September 26, 2022.

Evaluation of License Fees Report, pursuant to Iowa Code section 483A.1. Report received on January 4, 2023.

Fees and Occupancy Rates for State Camping and Renting Facilities Report, pursuant to Iowa Code section 455A.14. Report received on December 28, 2022.

Greenhouse Gas Emissions Report, pursuant to Iowa Code section 455B.104. Report received on December 28, 2022.

Hazardous Substance Remedial Fund Report, pursuant to Iowa Code section 455B.425. Report received on December 22, 2022.

Hazardous Waste/Substance Disposal Report, pursuant to Iowa Code section 455B.427. Report received on December 22, 2022.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code 2022 Iowa Acts, SF 2383, section 21. Report received on December 29, 2022.

Household Hazardous Waste Account Report, pursuant to Iowa Code section 455E.11. Report received on December 22, 2022.

Lake Restoration Report, pursuant to Iowa Code section 456A.33B. Report received on December 29, 2022.

Low-Level Radioactive Waste Compact Report, pursuant to Iowa Code section 457B.1. Report received on October 24, 2022.

Natural Resources and Outdoor Recreation Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on December 19, 2022.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on September 21, 2022.

BOARD OF NURSING

Home Base Iowa–Licensed Professions and Occupations Annual Report–Board of Nursing, pursuant to 2022 Iowa Acts, SF 2383, section 21. Report received on December 14, 2022.

OFFICE OF OMBUDSMAN

FY 2022 Annual Report, pursuant to Iowa Code section 2C.18. Report received on December 7, 2022.

BOARD OF PAROLE

Annual Report–Board of Parole, pursuant to Iowa Code section 7E.3. Report received on December 19, 2022.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD

Joint Investment Trust Report–Iowa Comprehensive Petroleum Underground Storage Tank Fund Board, pursuant to Iowa Code section 12B.10A. Report received on July 25, 2022.

Progress and Activities Report FY22 4th Qtr, pursuant to Iowa Code section 455G.4. Report received on July 25, 2022.

Progress and Activities Report FY23 2nd Qtr, pursuant to Iowa Code section 455G.4. Report received on January 9, 2023.

BOARD OF PHARMACY

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 13, 2022.

STATE PUBLIC DEFENDER

Indigent Defense System Report, pursuant to Iowa Code section 13B.2A. Report received on November 18, 2022.

DEPARTMENT OF PUBLIC DEFENSE

Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 17, 2022.

Projects Funded by the Iowa Department of Public Defense Report, pursuant to 2022 Iowa Acts, HF 2579, section 1. Report received on December 14, 2022.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 28, 2022.

PUBLIC EMPLOYMENT RELATIONS BOARD

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 29, 2022.

DEPARTMENT OF PUBLIC HEALTH

Activities of the Medical Cannabidiol Board Report, pursuant to Iowa Code section 124E.5. Report received on December 20, 2022.

Anatomical Gift Public Awareness Donation and Compliance Report, pursuant to Iowa Code section 142C.17. Report received on December 19, 2022.

Annual Report—Department of Public Health, pursuant to Iowa Code section 7E.3. Report received on December 14, 2022.

Behavior Analyst and Assistant Behavior Analyst Grants Program Report, pursuant to Iowa Code section 135.181. Report received on December 20, 2022.

Board of Medicine and Board of Physician Assistants Joint Report, pursuant to Iowa Code section 148C.12. Report received on December 1, 2022.

Congenital and Inherited Disorders Newborn Screening Report, pursuant to 2022 Iowa Acts, SF 2345, section 2. Report received on December 20, 2022.

Distribution of Federal Public Health Services Acts Funds for Family Planning Report, pursuant to 2021 Iowa Acts, HF 766, section 98. Report received on December 20, 2022.

Gambling Treatment Program Report, pursuant to Iowa Code section 135.150(2). Report received on June 27, 2022.

Home Base Iowa—Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 8, 2022.

Iowa Child Death Review Team Report, pursuant to Iowa Code section 135.43. Report received on December 16, 2022.

Obstetrical Care in Iowa Report, pursuant to Iowa Code section 135.11. Report received on December 19, 2022.

Opioid Antagonist Medication Fund Deposits and Expenditures Report, pursuant to 2022 Iowa Acts, HF 2573, section 4. Report received on December 14, 2022.

Plumbing and Mechanical Systems Board Report, pursuant to Iowa Code section 105.9. Report received on November 17, 2022.

Tobacco use Prevention and Control Report, pursuant to Iowa Code section 142A.4. Report received on December 12, 2022.

DEPARTMENT OF PUBLIC SAFETY

Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 28, 2022.

DCI Report of Activities at Racetrack Enclosures, pursuant to Iowa Code section 99D.14. Report received on December 28, 2022.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 14, 2022.

Human Trafficking Report, pursuant to Iowa Code section 80.45. Report received on November 17, 2022.

Public Safety Equipment Fund Report, pursuant to Iowa Code section 80.48. Report received on December 30, 2022.

Statewide Interoperable Communications System Board Report, pursuant to Iowa Code section 80.29. Report received on December 27, 2022.

BOARD OF REGENTS

Activities, Projects, and Programs Funded with Board of Regents Innovation Fund Appropriations, pursuant to 2022 Iowa Acts, HF 2564, section 16. Report received on November 29, 2022.

Annual Articulation Report, pursuant to Iowa Code section 262.9. Report received on November 29, 2022.

Annual Report–Board of Regents, pursuant to Iowa Code section 7E.3. Report received on November 17, 2022.

Continuous Improvement Plan, pursuant to Iowa Code section 262.9. Report received on November 29, 2022.

Educational Credits Awarded to Veterans Report, pursuant to Iowa Code section 262.9. Report received on September 28, 2022.

Patents and Licenses Report, pursuant to Iowa Code section 262B.3. Report received on November 29, 2022.

Postsecondary Enrollment Program Annual Report, pursuant to Iowa Code section 262.9. Report received on September 26, 2022.

Private Enterprise Investment Report, pursuant to Iowa Code section 262.14. Report received on September 21, 2022.

Public Fund Iran Divestment FY 2022 Report, pursuant to Iowa Code section 12H.5. Report received on September 16, 2022.

Public Fund Israel Divestment FY 2022 Report, pursuant to Iowa Code section 12J.5. Report received on September 16, 2022.

Public Fund Sudan Divestment FY 2022 Report, pursuant to Iowa Code section 12F.5. Report received on September 19, 2022.

Quarterly Financial Report Qtr Ending 6/30/22, pursuant to 2022 Iowa Acts, HF 2575, section 7. Report received on September 21, 2022.

Quarterly Financial Report Qtr Ending 9/30/22, pursuant to 2022 Iowa Acts, HF 2575, section 7. Report received on December 14, 2022.

Technology Commercialization, Entrepreneurship, Regional Development, and Market Research Report, pursuant to 2017 Iowa Acts, Chapter 169, section 17. Report received on November 29, 2022.

Use of Medical Cannabidiol—UI Carver College of Medicine and UI College of Pharmacy, pursuant to 2014 Iowa Acts, Chapter 1125, section 10. Report received on June 29, 2022.

DEPARTMENT OF REVENUE

Central Collections Unit Quarterly Debt Collection Report Qtr Ending 6/30/22, pursuant to Iowa Code section 421.17(27)(h). Report received on August 2, 2022.

Central Collections Unit Quarterly Debt Collection Report Qtr Ending 9/30/22, pursuant to Iowa Code section 421.17(27)(h). Report received on November 29, 2022.

Funding of Urban Renewal Projects Tax Credit Evaluation Study Report. Report received on December 14, 2022.

Innovation Fund Investment Tax Credit Evaluation Study Report. Report received on December 14, 2022.

Iowa Capital Investment Board Annual Report, pursuant to Iowa Code section 15E.63. Report received on November 17, 2022.

Iowa Collection Enterprise (ICE) Report, pursuant to Iowa Code section 421.17. Report received on September 28, 2022.

Iowa Fund of Funds Program Tax Credit Evaluation Study Report. Report received on December 14, 2022.

Iowa Streamlined Sales Tax Advisory Council Annual Report, pursuant to Iowa Code section 423.9A. Report received on December 15, 2022.

Renewable Chemical Production Tax Credit Evaluation Study Report. Report received on December 14, 2022.

School Tuition Organization Tax Credit Evaluation Study Report. Report received on December 14, 2022.

Solar Energy System Tax Credits, pursuant to Iowa Code section 422.11L. Report received on December 15, 2022.

Targeted Jobs Withholding Tax Credit Evaluation Study Report. Report received on December 15, 2022.

Tax Expenditure Cost Estimate Report, pursuant to Iowa Code section 2.48. Report received on November 17, 2022.

Tax Gap Compliance Project Report, pursuant to Iowa Code section 421.17. Report received on November 17, 2022.

Tuition and Textbook Tax Credit Evaluation Study Report. Report received on December 14, 2022.

SECRETARY OF STATE

Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 30, 2022.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 28, 2022.

DEPARTMENT OF TRANSPORTATION

Annual Report (Five Year Program Report), pursuant to Iowa Code section 7A.9. Report received on July 29, 2022.

Cost Savings from adding Additional FTE Employees Report, pursuant to 2020 Iowa Acts, HF 2644, section 4. Report received on December 30, 2022.

Findings and Recommendations of the Des Moines Area Regional Transit Authority Alternative Funding Advisory Committee, pursuant to 2022 Iowa Acts, HF 2579, section 19. Report received on December 15, 2022.

Integrated Roadside Vegetation Management Committee (Five Year Program Report), pursuant to Iowa Code section 314.22. Report received on July 29, 2022.

Living Roadway Trust Fund Report (Five Year Program Report), pursuant to Iowa Code section 314.21. Report received on July 29, 2022.

Natural Resources and Outdoor Recreation Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on December 30, 2022.

Nature and Scope of Enforcement Activities by Peace Officers Report, pursuant to Iowa Code section 321.477. Report received on November 29, 2022.

Rail/Highway Grade Crossing Warning Devices, Signals, and Signs Report (Five Year Program Report), pursuant to Iowa Code section 307.26. Report received on July 29, 2022.

Road Use Tax Fund Efficiency Measures, pursuant to 2014 Iowa Acts, Chapter 1123, section 21. Report received on December 30, 2022.

Transportation Coordination in Iowa, pursuant to Iowa Code section 324A.4. Report received on December 15, 2022.

Use of Reversions Report, pursuant to Iowa Code section 307.46. Report received on September 8, 2022.

TREASURER OF STATE

ABLE Savings Trust Financial Report, pursuant to Iowa Code section 12I.7. Report received on November 17, 2022.

Iowa Educational Savings Plan Trust Report, pursuant to Iowa Code section 12D.8(1)(a). Report received on November 17, 2022.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5(2). Report received on September 26, 2022.

Public Fund Israel Divestment Report, pursuant to Iowa Code section 12J.5(2). Report received on September 26, 2022.

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on September 26, 2022.

Reversion Report, pursuant to Iowa Code section 8.62. Report received on June 30, 2022.

Tobacco Settlement Authority Annual Report, pursuant to Iowa Code section 12E.15. Report received on December 5, 2022.

UTILITIES BOARD

Annual Report—Utilities Division, pursuant to Iowa Code section 7E.3. Report received on December 1, 2022.

Customer Contribution Utility Fund Report, pursuant to Iowa Code section 476.66. Report received on January 4, 2023.

Reversion Report—Training and Technology Expenditures Report—Utilities Division, pursuant to Iowa Code section 8.62. Report received on July 7, 2022.

Small Wind Innovation Zone Report, pursuant to Iowa Code section 476.48. Report received on November 17, 2022.

VETERANS AFFAIRS

County Allocation Fund Report, pursuant to Iowa Code section 35A.5. Report received on September 14, 2022.

Reversion Report—Training and Technology Expenditures Report—Department of Veterans Affairs, pursuant to Iowa Code section 8.62. Report received on June 30, 2022.

IOWA VETERANS HOME

FY 2021 Annual Report, pursuant to Iowa Code section 35D.17. Report received on November 28, 2022.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Annual Report–Department of Workforce Development, pursuant to Iowa Code section 7E.3. Report received on July 26, 2022.

Employment Security Administration Fund Report, pursuant to Iowa Code section 96.13. Report received on July 28, 2022.

Labor Services 2020 Annual Report, pursuant to Iowa Code section 91.4. Report received on July 26, 2022.

Labor Services 2021 Annual Report, pursuant to Iowa Code section 91.4. Report received on July 26, 2022.

New Career Vocational Training and Education Program Report, pursuant to 2017 Iowa Acts, Chapter 23, section 18. Report received on July 27, 2022.

Nursing Workforce Data Clearinghouse Report, pursuant to Iowa Code section 84A.11. Report received on July 26, 2022.

Occupational Safety and Health 2020 Annual Report, pursuant to Iowa Code section 88.19. Report received on July 26, 2022.

Occupational Safety and Health 2021 Annual Report, pursuant to Iowa Code section 88.19. Report received on July 26, 2022.

Reversion Report–Training and Technology Expenditures Report–Department of Workforce Development, pursuant to Iowa Code section 8.62. Report received on July 26, 2022.

Scholarship and Grant Recipients Annual Report, pursuant to 2018 Iowa Acts, Chapter 1067, section 7. Report received on August 15, 2022.

Unemployment Compensation Trust Fund 2020 Status Report, pursuant to Iowa Code section 96.35. Report received on July 26, 2022.

Unemployment Compensation Trust Fund 2021 Status Report, pursuant to Iowa Code section 96.35. Report received on July 26, 2022.

Worker's Compensation 2020 Annual Report, pursuant to Iowa Code section 86.9. Report received on July 26, 2022.

Worker's Compensation 2021 Annual Report, pursuant to Iowa Code section 86.9. Report received on July 26, 2022.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Monday, January 9, 2023, 11:00 a.m.

Members Present: Whitver, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Brown, Jochum, Reichman, Trone Garriott, and Zaun.

Members Absent: Lofgren (excused).

Committee Business: Consideration of Personnel Reports.

Adjourned: 11:05 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Concurrent Resolution 1, by Zaun, a concurrent resolution urging Congress to enact legislation to limit the interest rates collected or imposed by the United States Department of Education for certain federal student college loans.

Read first time under Rule 28 and referred to committee on **Education**.

Senate Concurrent Resolution 2, by Zaun, a concurrent resolution urging the members of the Congress of the United States to propose an amendment to the Constitution of the United States to require that the Supreme Court of the United States be composed of nine justices.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate Joint Resolution 1, by Zaun, a joint resolution calling for an Article V convention in order to propose amendments to the Constitution of the United States that impose fiscal restraints, limit the power and jurisdiction of the federal government, and impose term limits on federal officials and members of Congress.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

Senate File 1, by Zaun, a bill for an act relating to the elimination of the certificate of need process relating to the offering or development of a new or changed institutional health service.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 2, by Zaun, a bill for an act relating to the siting and operation of certain wind energy conversion facilities.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 3, by Zaun, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 4, by Zaun, a bill for an act relating to the provision of informed consent prior to breast implant surgery, and providing for professional discipline.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 5, by Zaun, a bill for an act relating to health care employment agency reporting requirements.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 6, by Lofgren, a bill for an act exempting from the sales tax and the use tax certain building materials, supplies, goods, wares, merchandise, or specified digital products sold, or services furnished, to a nonprofit whose primary activity is the construction of low-cost homes by incarcerated individuals, and providing for an effective date.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 7, by Zaun, a bill for an act exempting from the individual income tax the wages of individuals who provide services to disabled individuals and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 8, by Zaun, a bill for an act relating to the Iowa core curriculum and to assessment and content standards for school districts and accredited nonpublic schools and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 9, by Zaun, a bill for an act relating to supplemental aid and modified supplemental amounts for certain school districts relating to open enrollment and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 10, by Lofgren, Dawson, and Webster, a bill for an act relating to the creation of land redevelopment trusts.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 11, by Lofgren, a bill for an act relating to regional representation and residency requirements for members of the state transportation commission, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 12, by Zaun, a bill for an act establishing a limitation on the amount of administrative costs for school districts.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 13, by Lofgren, a bill for an act relating to protests of assessments for commercial and industrial property filed with the local board of review and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 14, by Zaun, a bill for an act creating a capital murder offense by establishing the penalty of death for murder in the first degree offenses involving kidnapping and sexual abuse offenses against the same victim who is a minor, providing penalties, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 15, by Lofgren, a bill for an act appropriating moneys to the Iowa finance authority for the home ownership assistance program for eligible service members.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 16, by Lofgren, a bill for an act relating to additional penalties for certain violations against bicyclists causing serious injury or death committed by a person operating a motor vehicle.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 17, by Green, a bill for an act prohibiting a court from ordering payment of a postsecondary education subsidy for a child under a dissolution of marriage temporary order or final judgment or decree, and providing for application to existing orders, judgments, and decrees.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 18, by Zaun, a bill for an act abolishing county compensation boards.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 19, by Zaun, a bill for an act regarding donated leave by state employees.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 20, by Zaun, a bill for an act modifying provisions relating to the additional property tax credit for elderly persons and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 21, by Zaun, a bill for an act relating to the practice of cosmetology and barbering in certain locations.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 22, by Zaun, a bill for an act relating to lifetime hunting and fishing licenses available for certain disabled veterans.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 23, by Zaun, a bill for an act requiring primary elections for the nomination of candidates for city, school district, and merged area elections, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

REPORT OF THE SECRETARY OF THE SENATE

September 6, 2022

Members of the Senate Ethics Committee
Via Email

Re: Supplemental Report of Personal Financial Disclosure Forms by Senate Candidates

Dear Senate Ethics Committee Members:

Pursuant to Iowa Code section 68B.35 and Senate Ethics Rule 11A, candidates for the Senate are required to file Personal Financial Disclosure Statements. Rule 11A also requires the Secretary of the Senate to inform the Ethics Committee (Committee) with the results of these filings.

As a reminder, the Committee sponsored Senate Resolution 101 adopting Rule 11A. Candidates are now required to file statements within fourteen days of the candidate filing deadline. If the statement is not filed, the Secretary of the Senate is to issue notice that the individual has five days to file or be subject to a \$50 penalty and possible referral to the Committee.

1. On April 6, 2022, I sent the Committee an update on the status of filings from the March 2022 filing deadline period. As of that date, all candidates had filed the required form.
2. Since April 6, 2022, candidates have been added to the General Election ballot by convention. As of September 5, 2022, all candidates on the General Election ballot have filed the form and have done so without requiring any sanctions or actions by the Committee.

As the dates for adding names to the General Election ballot have passed, the Committee may consider the filings for this election cycle closed. I do want to thank the Committee for helping implement Senate Ethics Rule 11A. The new rule was instrumental in creating a smooth and expeditious filing period.

Respectfully submitted,

W. Charles Smithson
Secretary of the Senate

REPORT OF COMMITTEE ON MILEAGE – NINETIETH GENERAL ASSEMBLY

<u>NAME</u>	<u>ROUND TRIP MILES</u>
Alons, Kevin	350
Bennett, Elizabeth	252
Bisignano, Tony	0
Boulton, Nate	0
Bousselot, Michael	0
Brown, Waylon	302
Celsi, Claire	22
Costello, Mark	276
Cournoyer, Christine	350
Dawson, Daniel	254
De Witt, Rocky	394
Dickey, Adrian	222
Donahue, Molly	258
Dotzler, Bill	260
Driscoll, Dawn	170
Edler, Jeff L	94
Evans, Lynn	347
Garrett, Julian B	54
Giddens, Eric	246
Green, Jesse	98
Gruenhagen, Kerry	310
Guth, Dennis	204
Jochum, Pam	400
Klimesh, Mike	386
Knox, Izaah	0
Koelker, Carrie	380
Kraayenbrink, Tim	200
Lofgren, Mark S	302
McClintock, Clinton C.	258
Petersen, Janet	0
Quirmbach, Herman C	75
Reichman, Jeff	348
Rowley, David D	400
Rozenboom, Kenneth	88
Salmon, Sandy A	262
Schultz, Jason	282

Shipley, Thomas216

Sinclair, Amy137

Sweeney, Annette146

Taylor, Jeff470

Taylor, Todd248

Trone Garriott, Sarah.....25

Wahls, Zach.....218

Webster, Scott342

Weiner, Janice232

Westrich, Cherielynn M.170

Whitver, Jack0

Winckler, Cindy L.....330

Zaun, Brad0

Zumbach, Daniel.....312

MIKE KLIMESH, Chair
ADRIAN DICKEY
PAM JOCHUM
CINDY WINCKLER

STANDING COMMITTEES APPOINTED

The Majority and Minority Leaders announced the following appointments to the standing committees of the Senate for the Ninetieth General Assembly, 2023 session:

*Vice Chair
**Ranking Member

AGRICULTURE—16 Members

Driscoll, Chair	Boulton	Giddens	Shipley
Rozenboom*	Costello	Green	Sweeney
Bisignano**	Dotzler	Gruenhagen	Taylor, T.
Alons	Edler	McClintock	Zumbach

APPROPRIATIONS—20 Members

Kraayenbrink, Chair	Costello	Giddens	Reichman
Zumbach*	Donahue	Green	Rowley
Petersen**	Dotzler	Guth	Taylor, J.
Alons	Edler	Koelker	Taylor, T.
Celsi	Garrett	Lofgren	Winckler

COMMERCE—18 Members

Brown, Chair	De Witt	Knox	Schultz
Bousselot*	Dickey	Koelker	Trone Garriott

Giddens**	Gruenhagen	Petersen	Webster
Bisignano	Jochum	Rowley	Westrich
Dawson	Klimesh		

EDUCATION—16 Members

Rozenboom, Chair	Cournoyer	Giddens	Sinclair
Taylor, J.*	Donahue	Gruenhagen	Trone Garriott
Quirmbach**	Evans	Kraayenbrink	Westrich
Celsi	Garrett	Salmon	Zaun

ETHICS—6 Members

Shipley, Chair	Winckler**	Jochum	Taylor, T.
Costello*	Evans		

GOVERNMENT OVERSIGHT—6 Members

Sinclair, Chair	Celsi**	Kraayenbrink	Petersen
Klimesh*	Gruenhagen		

HEALTH AND HUMAN SERVICES—13 Members

Edler, Chair	Donahue	Guth	Rowley
Costello*	Evans	Jochum	Salmon
Trone Garriott**	Garrett	Petersen	Sweeney
Alons			

JUDICIARY—18 Members

Zaun, Chair	Dawson	Quirmbach	Shipley
Garrett*	De Witt	Reichman	Taylor, J.
Boulton**	Evans	Rowley	Webster
Bisignano	Knox	Schultz	Weiner
Bousselot	Petersen		

LOCAL GOVERNMENT—12 Members

Green, Chair	Driscoll	Knox	Webster
Lofgren*	Guth	Quirmbach	Westrich
Weiner**	Klimesh	Shipley	Winckler

NATURAL RESOURCES AND ENVIRONMENT—13 Members

Sweeney, Chair	Celsi	Driscoll	Rozenboom
Shipley*	Cournoyer	Evans	Trone Garriott
Knox**	De Witt	Green	Zumbach
Bennett			

RULES AND ADMINISTRATION—9 Members

Whitver, Chair	Brown	Lofgren	Trone Garriott
Sinclair*	Jochum	Reichman	Zaun
Wahls**			

STATE GOVERNMENT—18 Members

Schultz, Chair	Brown	Jochum	Salmon
Cournoyer*	Celsi	Koelker	Webster
Bisignano**	Dawson	Kraayenbrink	Weiner
Boulton	Driscoll	McClintock	Westrich
Bousselot	Giddens		

TECHNOLOGY—12 Members

Cournoyer, Chair	Alons	Knox	Taylor, J.
Kraayenbrink*	Bousselot	Koelker	Webster
Bennett**	Dotzler	Reichman	Weiner

TRANSPORTATION—18 Members

Klimesh, Chair	Bousselot	Giddens	Webster
Dickey*	Brown	Koelker	Winckler
Taylor, T.**	Celsi	Lofgren	Zumbach
Bennett	Cournoyer	Rozenboom	
Bisignano	De Witt	Shipley	

VETERANS AFFAIRS—12 Members

Reichman, Chair	Alons	Dawson	McClintock
Salmon*	Bennett	Edler	Weiner
Dotzler**	Costello	Lofgren	Winckler

WAYS AND MEANS—18 Members

Dawson, Chair	Cournoyer	Petersen	Sweeney
Koelker*	Dickey	Quirnbach	Taylor, T.
Jochum**	Dotzler	Rowley	Winckler
Bousselot	Driscoll	Schultz	Zaun
Brown	Klimesh		

WORKFORCE—12 Members

Dickey, Chair	Boulton	Guth	Schultz
McClintock*	Dotzler	Kraayenbrink	Taylor, J.
Donahue**	Driscoll	Rowley	Taylor, T.

SENATE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION

Rowley, Chair	Celsi**	Webster
Guth*	Jochum	

AGRICULTURE AND NATURAL RESOURCES

Zumbach, Chair	Giddens**	Weiner
Sweeney*	Shipley	

ECONOMIC DEVELOPMENT

Lofgren, Chair	Dotzler**	Quirmbach
Dickey*	Gruenhagen	

EDUCATION

Taylor, J., Chair	Winckler**	Knox
Cournoyer*	Evans	

HEALTH AND HUMAN SERVICES

Costello, Chair	Donahue**	Klimesh
Edler*	Alons	Trone Garriott

JUSTICE SYSTEM

Garrett, Chair	Taylor, T.**	McClintock
Westrich*	Boulton	Salmon

TRANSPORTATION, INFRASTRUCTURE AND CAPITALS

Koelker, Chair	Petersen**	De Witt
Bousselot*	Bennett	

SENATORS AND THEIR RESPECTIVE COMMITTEES

ALONS, Kevin	Agriculture
	Appropriations
	Health and Human Services
	Technology
	Veterans Affairs
	Health and Human Services
	Appropriations Subcommittee

BENNETT, Liz	Natural Resources and Environment Technology, Ranking Member Transportation Veterans Affairs Transportation, Infrastructure, and Capitals Appropriations Subcommittee
BISIGNANO, Tony	Agriculture, Ranking Member Commerce Judiciary State Government, Ranking Member Transportation
BOULTON, Nate	Agriculture Judiciary, Ranking Member State Government Workforce Justice System Appropriations Subcommittee
BOUSSELOT, Mike	Commerce, Vice Chair Judiciary State Government Technology Transportation Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Vice Chair
BROWN, Waylon	Commerce, Chair Rules and Administration State Government Transportation Ways and Means
CELSI, Claire	Appropriations Education Government Oversight, Ranking Member Natural Resources and Environment State Government Transportation Administration and Regulation Appropriations Subcommittee, Ranking Member
COSTELLO, Mark	Agriculture Appropriations Ethics, Vice Chair Health and Human Services, Vice Chair

	Veterans Affairs Health and Human Services Appropriations Subcommittee, Chair
COURNOYER, Chris	Education Natural Resources and Environment State Government, Vice Chair Technology, Chair Transportation Ways and Means Education Appropriations Subcommittee, Vice Chair
DAWSON, Dan	Commerce Judiciary State Government Veterans Affairs Ways and Means, Chair
DE WITT, Rocky	Commerce Judiciary Natural Resources and Environment Transportation Transportation, Infrastructure, and Capitals Appropriations Subcommittee
DICKEY, Adrian	Commerce Transportation, Vice Chair Ways and Means Workforce, Chair Economic Development Appropriations Subcommittee, Vice Chair
DONAHUE, Molly	Appropriations Education Health and Human Services Workforce, Ranking Member Health and Human Services Appropriations Subcommittee, Ranking Member
DOTZLER, William A., Jr.	Agriculture Appropriations Technology Veterans Affairs, Ranking Member Ways and Means Workforce Economic Development Appropriations Subcommittee, Ranking Member

DRISCOLL, Dawn	Agriculture, Chair Local Government Natural Resources and Environment State Government Ways and Means Workforce
EDLER, Jeff	Agriculture Appropriations Health and Human Services, Chair Veterans Affairs Health and Human Services Appropriations Subcommittee, Vice Chair
EVANS, Lynn	Education Ethics Health and Human Services Judiciary Natural Resources and Environment Education Appropriations Subcommittee
GARRETT, Julian B.	Appropriations Education Health and Human Services Judiciary, Vice Chair Justice System Appropriations Subcommittee, Chair
GIDDENS, Eric	Agriculture Appropriations Commerce, Ranking Member Education State Government Transportation Agriculture and Natural Resources Appropriations Subcommittee Ranking Member
GREEN, Jesse	Agriculture Appropriations Local Government, Chair Natural Resources and Environment
GRUENHAGEN, Kerry	Agriculture Commerce Education Government Oversight Economic Development Appropriations Subcommittee

GUTH, Dennis	Appropriations Health and Human Services Local Government Workforce Administration and Regulations Appropriations Subcommittee, Vice Chair
JOCHUM, Pam	Commerce Ethics Health and Human Services Rules and Administration State Government Ways and Means, Ranking Member Administration and Regulation Appropriations Subcommittee
KLIMESH, Mike	Commerce Government Oversight, Vice Chair Local Government Transportation, Chair Ways and Means Health and Human Services Appropriations Subcommittee
KNOX, Izaah	Commerce Judiciary Local Government Natural Resources and Environment, Ranking Member Technology Education Appropriations Subcommittee
KOELKER, Carrie	Appropriations Commerce State Government Technology Transportation Ways and Means, Vice Chair Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair
KRAAYENBRINK, Tim	Appropriations, Chair Education Government Oversight State Government Technology, Vice Chair Workforce

LOFGREN, Mark S.	Appropriations Local Government, Vice Chair Rules and Administration Transportation Veterans Affairs Economic Development Appropriations Subcommittee, Chair
MCCLINTOCK, Tony	Agriculture State Government Veterans Affairs Workforce, Vice Chair Justice System Appropriations Subcommittee
PETERSEN, Janet	Appropriations, Ranking Member Commerce Government Oversight Health and Human Services Judiciary Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Ranking Member
QUIRMBACH, Herman C.	Education, Ranking Member Judiciary Local Government Ways and Means Economic Development Appropriations Subcommittee
REICHMAN, Jeff	Appropriations Judiciary Rules and Administration Technology Veterans Affairs, Chair
ROWLEY, David	Appropriations Commerce Health and Human Services Judiciary Ways and Means Workforce Administration and Regulations Appropriations Subcommittee, Chair
ROZENBOOM, Ken	Agriculture, Vice Chair Education, Chair Natural Resources and Environment Transportation

SALMON, Sandy	Education Health and Human Services State Government Veterans Affairs, Vice Chair Justice System Appropriations Subcommittee
SCHULTZ, Jason	Commerce Judiciary State Government, Chair Ways and Means Workforce
SHIPLEY, Tom	Agriculture Ethics, Chair Judiciary Local Government Natural Resources and Environment, Vice Chair Transportation Agriculture and Natural Resources Appropriations Subcommittee
SINCLAIR, Amy	Education Government Oversight, Chair Rules and Administration, Vice Chair
SWEENEY, Annette	Agriculture Health and Human Services Natural Resources and Environment, Chair Ways and Means Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair
TAYLOR, Jeff	Appropriations Education, Vice Chair Judiciary Technology Workforce Education Appropriations Subcommittee, Chair
TAYLOR, Todd E.	Agriculture Appropriations Ethics Transportation, Ranking Member Ways and Means Workforce Justice System Appropriations Subcommittee, Ranking Member

TRONE GARRIOTT, Sarah	Commerce Education Health and Human Services, Ranking Member Natural Resources and Environment Rules and Administration Health and Human Services Appropriations Subcommittee
WAHLS, Zach	Rules and Administration, Ranking Member
WEBSTER, Scott	Commerce Judiciary Local Government State Government Technology Transportation Administration and Regulation Appropriations Subcommittee
WEINER, Janice G.	Judiciary Local Government, Ranking Member State Government Technology Veterans Affairs Agriculture and Natural Resources Appropriations Subcommittee
WESTRICH, Cherielynn	Commerce Education Local Government State Government Justice System Appropriations Subcommittee, Vice Chair
WHITVER, Jack	Rules and Administration, Chair
WINCKLER, Cindy	Appropriations Ethics, Ranking Member Local Government Transportation Veterans Affairs Ways and Means Education Appropriations Subcommittee, Ranking Member

ZAUN, Brad

Education
Judiciary, Chair
Rules and Administration
Ways and Means

ZUMBACH, Dan

Agriculture
Appropriations, Vice Chair
Natural Resources and Environment
Transportation
Agriculture and Natural Resources
Appropriations Subcommittee, Chair

JOURNAL OF THE SENATE

SECOND CALENDAR DAY
SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 10, 2023

The Senate met in regular session at 9:04 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County, Schleswig, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Monday, January 9, 2023, was approved.

The Senate stood at ease at 9:07 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 9:11 a.m., President Sinclair presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:14 a.m. until 5:35 p.m.

RECONVENED

The Senate reconvened at 5:40 p.m., President Sinclair presiding.

In accordance with House Concurrent Resolution 2, duly adopted, the Senate proceeded to the House chamber under the direction of the Secretary of the Senate.

JOINT CONVENTION

The joint convention convened at 5:46 p.m., President Sinclair presiding.

Senator Whitver moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Sinclair declared a quorum present and the joint convention duly organized.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify Governor Kim Reynolds that the joint convention was ready to receive her.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Bousselot, Driscoll, and Giddens on the part of the Senate; and Representatives Madison, Meyer, and Young on the part of the House.

The Executive Council was escorted into the House chamber.

The Chief Justice and the Justices of the Supreme Court and the Chief Judge and the Judges of the Court of Appeals were escorted into the House chamber.

Lieutenant Governor Adam Gregg and his family were escorted into the House chamber.

First Gentleman Kevin Reynolds and family of the Governor were escorted into the House chamber.

The committee waited upon Governor Kim Reynolds and escorted her to the Speaker's station.

President Sinclair presented Governor Kim Reynolds, who delivered the following Condition of the State Address:

Madam President, Mr. Speaker, Lt. Governor, legislative leaders and members, justices and judges, my fellow Iowans: This is the sixth time I've addressed you from this chamber to report on the condition of our state.

Each time, it's both familiar and new.

There's always a sense of anticipation and energy; an awareness of the challenges ahead and the important work to be done.

For me, there's also a familiar feeling of pride. A feeling that comes from standing before you and being able to declare once again that the condition of our state is strong.

Through natural disasters, a pandemic, a nationwide recession and more, Iowa's status as a beacon for freedom and opportunity has endured.

We've been recognized as the most fiscally responsible state in the country, we're ranked in the top ten states to live in America, and we continue to be ranked the #1 state for opportunity.

In a world increasingly marked by chaos, Iowa's strength and stability stand out.

Our goal today, and throughout this legislative session, is to make sure it stays that way.

Which brings me to what's new. Or rather, who is new. Yesterday, 53 members of the House and Senate were sworn into office for their first term. That's over one-third of the Iowa legislature.

There are always new faces in the chamber at the beginning of each General Assembly, but this year we have more new members than any time in recent memory, so I want to take a moment to extend my welcome.

Thank you for your willingness to serve; for putting in the time it takes to get here, and for making the sacrifices you've made and will make.

The same goes for those of you who are returning. From the outside, it may seem like our state's success is something that just happened; that we went from a deficit to a surplus by chance. That our economy rebounded because, well, that's just what economies do.

But there has been so much hard work that's gone into it, from many of you sitting in this chamber.

Of course, none of our success would be possible without the people of Iowa. Hard-working, resilient, innovative. They truly are the backbone of our state.

But the changes we've made in this building over the last few years have helped lay a foundation for Iowa to rise. To become that #1 state for opportunity.

It wasn't easy. We've been told time and time again that our bold agenda would wreck our economy, demolish our education system, and lead to the collapse of state government.

We've heard these accusations from political opponents, as expected. But we've also heard them from members of the media and even from so-called experts.

In 2017, when Republicans took control of the legislature, we passed badly needed collective bargaining reform. We were accused of marginalizing and insulting public workers and told that we were "blowing up the system of reason and compromise;" that our state government would never be the same.

Well, they were right about the last part, but not in the way they expected. And they were wrong about everything else. Six years after these reforms were implemented, we've seen what's possible when taxpayers have a seat at the table.

And we've seen employee relations improve. Public employees now get rewarded for their work, not just their seniority. And rather than seeing each other as adversaries, our managers and employees are working together.

At the Iowa Veterans Home, for example, the number of corrective actions has been cut in half and the number of terminations has shrunk by more than 50%.

We ignored the hysteria, and Iowans are better for it.

A year after collective bargaining reform, in 2018, we began the overhaul of Iowa's tax code.

It was long overdue, yet so-called experts said we were "delusional," that we would cripple the state budget.

One state senator said that our tax reform bill was "the most fiscally irresponsible piece of legislation in Iowa's history."

What happened next? State revenue soared, exceeding expectations. And three years later, the legislature voted to remove the revenue triggers, guaranteeing future tax cuts. Not a single senator voted against it.

Because we ignored the hysteria, Iowans get to keep more of their money. And because we pushed forward, we're now on a path to the fourth lowest income-tax rate in the country, a flat 3.9%, and Iowans no longer pay tax on their retirement income.

Some of our toughest decisions—the ones that sparked the angriest attacks—came during the pandemic.

It was a time of great uncertainty, to be sure. At times it felt like there were no good choices.

But early on, we could already see that keeping schools closed had terrible consequences for our children, and so we were the first state to require and enforce in-person learning.

Again, we were attacked.

The Associated Press, in a news article *not* an opinion piece, said that my "aggressive push" to reopen schools had "descended into chaos," creating a "tension between science and politics."

In other words, one of the country's oldest news organizations, which says it's "dedicated to *factual* reporting" said that keeping schools closed was just good science, while re-opening them was just politics.

That was late August 2020. Fast forward two years, to October of last year.

The Associated Press published another article, this one titled "Online school put US kids behind. Some adults have regrets."

The authors told the story of children throughout the country who have fallen behind, become depressed, and may never fully recover. They talked to teachers who were angry they were kept out of the classroom.

The article gave this summary: "Some third graders struggle to sound out words. Some ninth graders have given up on school because they feel so behind they can't catch up. The future of American children hangs in the balance."

Across the country, in states that kept kids out of school, reading and math scores plummeted.

Not in Iowa. Now, that's not to say we don't have more to do; we do.

But we ignored the hysteria, and our kids are better for it.

When we look back on the last six years, a time when Iowans elected Republicans to a majority of the legislature and the governor's office, I think it's important to reflect on what our opponents said about our agenda—and to look back on how well those accusations aged.

The pundits said we were wrong, the experts condemned us, and they underestimated our resolve.

But none of that matters. It doesn't matter because the people of Iowa were with us.

They wanted us to stand our ground; they expected us to be strong.

We did. And we stood the strongest when it mattered the most: When it was about our children.

And here's the thing: I would do it all over again. And what I've come here tonight to tell you, is that I *will* do it again. More importantly, that *we* will do it again.

If we are not providing a foundational education for our children then we are failing.

And when I say our children, I mean *every* child. Our first priority in this legislative session—and what I will be focusing on over the next four years—is making sure that every child is provided with a quality education that fits their needs.

This is no small feat. It will take all of us. And it will involve multiple efforts.

But if your only idea is “more funding,” then you're not putting in the work, and you're not really focused on our children.

Today, we spend \$3.6 billion dollars on preK-12 education, \$1 billion more than we did in 2012. That's a 37% increase.

There are states that spend much less, with better results. Florida spends \$2,000 less per student and outperforms us in math and reading. Other states spend less, with the same results.

This isn't about money.

It's also not about public versus private schools. If that's how you want to frame it; if you want to pretend this is a war between two different school systems, then you're not focused on our children.

I recently spoke with a special education teacher who has been in the public school system for 25 years.

She loves her job. And as both a mother and a teacher, she loves the public school system. Her older daughter excelled in public school, but when her youngest daughter was struggling—struggling with friends, struggling to stay focused, struggling just to get out of bed in the morning—she and her husband made the choice to send her to a private school.

That changed everything. Their daughter “absolutely blossomed.” She enjoyed the added structure of the new school; she even enjoyed wearing uniforms. “We're all the same,” she told her mom. “It doesn't matter what brand our jeans are or what shoes we wear. We all get along.”

This young woman went on to graduate with honors and is now a medical professional with a doctorate degree hanging on her wall.

That's the good part of this story. Here's the sad part.

When this teacher and mother of two made the personal decision to send one of her daughters to a private school, some of her colleagues turned their backs on her, to the point where it affected her career.

This lifetime public school teacher, who loves the public school system, who has devoted her life to teaching, was ostracized because she made a decision that was best for her daughter.

If we're really going to make sure that every child has a quality education, then we have to set aside this us versus them mentality. Because it's not about whose team you're on, it's not about your politics, it's not about you and it's certainly not about me. It's about our children.

We either want to give every child a chance to succeed, or we don't. So tonight, I'm announcing a comprehensive education reform package that will focus on improving education for all children.

It starts by making sure that every family can make the choice that this teacher and mother made: to send their child to the school that best fits their needs.

We have incredible public schools filled with amazing, dedicated teachers. My daughter is one of them.

But every child is an individual who deserves an education tailored to their unique needs, and parents are in the best position to identify the right environment.

Some families may want an education that conforms to their faith and moral convictions; some kids may have ambitions and abilities that require a unique educational setting; others may experience bullying or have special needs.

Regardless of the reason, every parent should have a choice of where to send their child—and that choice shouldn't be limited to families who can afford it.

My school choice bill will create education savings accounts for families who choose to send their child to a private school. The State will contribute \$7,598 to that account, which is the amount of funding the State provides for each child who attends a public school.

For students currently attending a private school, the plan will be phased in, focusing first on the families with the lowest income levels. And in three years, every family will have a choice in education. And no child will be limited by income or zip code.

My education plan starts with school choice, but it doesn't end there. As I said, this is about making sure every child receives a quality education, regardless of the school system they're in.

Over the last four years, we haven't shied away from making systemic changes to our public education system.

We recognized that an exclusive focus on a 4-year college degree wasn't working for many students, and invested in alternative pathways that allow for options.

The results have been extraordinary.

We're a leader in work-based learning at all age levels. And Iowa had the highest number of new apprenticeship programs in the country this past year, with even more growth right around the corner.

Last year we launched the nation's first teacher apprenticeship program, and I'm proud to announce that the results have been amazing. The program is on track to have 1,000 apprentices by next year, and interest continues to grow.

As we celebrate this progress, we need to remember that it was only possible thanks to a strong foundation in reading, writing, and math. And we must make sure that foundation is strong in every school, for every child.

In the vast majority of Iowa schools, that isn't a problem. But there are some schools that consistently test in the bottom 5%—that, for whatever reason, need more help.

To that end, I have directed the Department of Education to provide tailored support to these schools; to come alongside the teachers and administrators and provide the resources and knowledge they need.

A key part of that effort will be to improve early childhood literacy, the foundation for all learning. We'll provide specialized training to teachers on the science of reading, using a program that has a track record of success. And if they don't already have it, we'll arm these schools with a curriculum that has proven to be effective.

We'll also have experts on the ground, talking to teachers, administrators and observing classroom instruction. The interaction will result in recommendations that each school can use to formulate an action plan for approval.

This multi-prong approach will ensure that every school, that every child, has the opportunity to succeed.

Improving our education system isn't just about providing more resources; sometimes it's about getting out of the way.

Iowa code contains a long list of requirements that schools must follow. Many of them are beneficial; some are absolutely necessary, like those that protect the rights of parents.

But other requirements are too burdensome. I've heard from teachers and administrators that it's too much. I hear you, and I agree.

This year, we're eliminating redundant reporting requirements, we're giving schools more opportunity to take advantage of dual enrollment, and we're providing more flexibility to achieve their core mission.

We also need to make it easier for schools to use the resources we give them. Today, we're too prescriptive on how some funds can be used—to the point they're not being used.

Right now, there is almost \$100 million earmarked for specific programs that remains unspent in school districts across Iowa.

My proposal will give schools the freedom to use these funds to increase teachers' salaries.

Let's focus on making sure we reward those teachers who work so hard to make a difference in our children's lives.

As you can already tell, much of the focus of tonight's speech is on our children. On how we set them up for a fulfilling and productive life.

But that task doesn't start when they're in grade school. It begins when life does; before the child is even born.

That's why I've fought so hard in the courts to make sure that this legislative body can do what it so clearly has the power to do: protect the unborn.

It's also why we created the MOMS program last year. When fully operational, this statewide network of nonprofits will connect women with pregnancy support services, including safety net resources, housing assistance, and recovery and mental health treatment.

It sends a powerful message: that a pro-life state is one that surrounds *every* person involved in a pregnancy—born and unborn, mother and father—with protection, love, and support.

Every woman facing an unplanned pregnancy deserves to know she is worthy of this, that she is not alone. Just ask Sarah Hurm.

When she was 26 and a single mother to three, Sara found out she was pregnant with #4. Her first reaction was to break down in tears under the stress: How would she ever make it work? What would people say?

Looking for help, she called the father, who told her they needed to be "responsible adults." To him, that meant abortion.

Feeling like she had no choice, she scheduled an appointment where she took the first pill to induce a chemical abortion.

Immediately she was filled with regret. She had heard the baby's heartbeat, and the sound replayed in her mind. It weighed on her when she picked up her children from school. How is this life different from theirs, she wondered. And it weighed on her when she went to bed that night.

The next morning she called the abortion pill reversal hotline, where help is available 24/7. And thankfully it was. The staff immediately connected her with a local doctor who administered a reversal that saved her baby's life.

Today, Sarah volunteers at a pregnancy clinic that provides support to women facing unplanned pregnancies. She shares her story and her compassion with mothers who are facing the same decision she was. She helps give them the support that was missing for her; support that should be available to every expectant mother.

Sarah and her children, including her son Isaiah who is celebrating his fourth birthday tomorrow, are here with us tonight.

Please join me in recognizing them for their courage to fight for every life.

There's one aspect of Sarah's story I don't want you to miss—the father of her son was not there to support her; in fact, he did the opposite.

It's impossible to overstate the importance of paternal involvement for mothers and children alike.

One pregnancy support center estimated that 85% of their clients would carry their child to term if they had a supportive partner.

Studies show that without a father present, a child is more likely to have behavioral issues, live in poverty, and die in infancy. With him, those indicators and others are reversed. Mothers are more likely to receive prenatal care, have a healthy birth, and experience less stress as a parent.

Tonight, I'm calling on the legislature to expand the MOMS Program to promote paternal involvement and address the needs of fathers. This new funding would allow us to provide non-profit grants to assist at-risk dads, as well as mentorship for school-age males.

This session, in everything we do, let's promote strong and healthy families.

To support our families, we need a strong health care system, in every part of the state. While our health care system is in the top ten nationally, we still face challenges, especially in rural Iowa.

That's why, in 2021, we funded two Centers of Excellence, one in Carroll at St. Anthony Regional Hospital and one in the Grinnell Regional Medical Center. These specialty hospitals use local primary care providers to connect rural patients with OBGYN services. They've been a success, so I'm asking the legislature to expand the program to fund two additional centers.

I'm also asking the legislature to fund four OB fellowships for primary care doctors, which will help address the critical demand for services in rural Iowa.

And tonight, I'm announcing that we're increasing funding for the health care apprenticeship program we created last year, taking it from \$3 to \$15 million. In addition to expanding opportunities for nursing pathways, we'll be adding apprenticeships for emergency medical services, mental and behavioral health, and direct support professionals.

Finally, this is the year that we must enact common-sense tort reform to stop the out-of-control verdicts that are driving our OBGYN clinics out of business and medical school graduates out of state.

Iowa is in the minority of states that don't protect their health care systems by placing reasonable caps on non-economic damages.

One hospital administrator said that it's gotten so bad, he's often asked about Iowa's large jury verdicts during recruiting trips. Two years ago, that had never happened. The legal environment is changing, and our laws need to keep up.

We can't put this off another year; we need to get this done.

The opioid crisis is a human tragedy taking place across this country, and fentanyl has taken center stage.

While Iowa maintains one of the lowest overdose death rates in the country, we're still experiencing unacceptable trends.

Overdoses are up by more than 34%, and for Iowans under 25, they're more than double. In 2021, illicit fentanyl was implicated in 83% of all Iowa's opioid-related deaths, compared to just 31% five years ago.

These aren't just numbers; they're missing siblings, parents, and friends. They're shattered families and grief-stricken parents.

Just ask Deric and Kathy Kidd. Their son Sebastian, a normal high schooler, was having trouble sleeping, so he took half a pill of what he thought was Percocet. But that pill was laced with fentanyl, and Deric found him the next morning slumped over his bed. He describes it as an image that will haunt him forever.

Today, Deric and Kathy are working to raise awareness that one pill can kill. If their efforts have helped spare even one family from this agonizing loss, then they can take comfort knowing that their son did not die in vain.

With the help of Deric, Kathy, and Sabastian's story, I'm proud to announce that tomorrow the State is launching a public-awareness campaign to help parents understand the threat of fentanyl and how to protect their kids from it.

Deric and Kathy are here tonight. Please recognize them for their courage in bringing this issue to light.

Much of the fentanyl that is killing our citizens and destroying families comes through our country's southern border.

While Iowa can neither plug the holes in that border, nor compel the Biden Administration to care, we can take a stand by treating fentanyl crimes as the atrocities they are.

I'm calling on the legislature to increase penalties for manufacturing and distributing fentanyl in any amount. That means longer sentences and higher fines, even where the quantity is small. And when an overdose leads to death or serious injury, the sentences will be even steeper.

We must also make sure that life-saving treatment is readily available. Today, only pharmacists can distribute naloxone, the drug that reverses the effects of an overdose. Let's change that; let's give our first responders the tools they need to save lives and allow them to get naloxone into the hands of the individuals who need it most.

We should never let an occasion like this go by without recognizing the men and women who put their lives on the line for us.

The law enforcement heroes who patrol our streets at great personal risk and sacrifice. The medical responders who bring healing to the injured. The firefighters who run towards the flames, rather than away. The soldiers who serve our nation at home and abroad.

They're the best among us, and those who sometimes give the ultimate sacrifice. This year, we lost two law enforcement officers in the line of duty.

Fremont County Deputy Melvin Richardson, and Coralville Sgt. John Williams.

Please stand to honor these brave men and all those who put themselves in harm's way on our behalf.

Our law enforcement, military, and first responders put our citizens first, every day. We need to make sure the rest of our government does the same.

State government's customers are its citizens. Their tax dollars also make them its shareholders. That means meeting their needs effectively and efficiently is one of the most important parts of our job.

But like any large organization, government is marked by bureaucracy's natural tendency to grow. If that growth isn't constantly checked and rechanneled toward its core function, it quickly takes on a life of its own.

A longstanding priority of mine has been to steward Iowans' tax dollars responsibly, ensure they get value from the many services that state government provides, and minimize the economic burden of regulation.

Last year, we merged the departments of Human Services and Public Health to create the new Health and Human Services Department.

The change paid off. No employees lost their jobs, nor was any service downgraded in importance. In fact, just the opposite happened. The streamlined organization allowed all parties to take advantage of scale and integration. Related functions were knit more closely together and collaboration improved between agencies.

We saw similar results when we merged our two different groups of administrative law judges, one in workforce development and the other in the department of inspections and appeals. Within three months, a backlog of over 5,400 cases was gone, and Iowans got the decisions they deserved in a timely manner.

Both of these changes resulted in a better, smoother experience for Iowans. They deserve the same across all state government.

It's been nearly 40 years since we've undertaken a comprehensive review of government operations and structure. And frankly, it shows.

Iowa has 37 executive branch cabinet members, significantly more than both our neighbors and best practice. Arkansas, Mississippi, and Oklahoma all have populations and budgets similar to Iowa but just 15 cabinet members.

The result is unnecessary friction for Iowans, with services spread unpredictably across state government. Eleven agencies currently operate some kind of workforce program; more than 100 professional licensing functions are spread across eleven agencies. And these are just two of the most glaring examples.

I have a great team of directors, who are served by thousands of capable, hard-working public servants who care deeply about delivering for Iowans. I'd put them up against any state in America.

But that talent can't meet its full potential when it's hampered by a fractured organizational structure that's run on autopilot for decades. We can do better for Iowans.

I'll be introducing a bill that will improve the services we deliver and streamline our operations by taking us from 37 cabinet agencies to 16.

I look forward to signing it into law and aligning state government with the only reason it exists—serving Iowans.

Government's internal structure isn't the only thing that needs a makeover; so does our complex system of red tape and regulation.

Over time, Iowa's Administrative Code has ballooned to more than 20,000 pages and 190,000 restrictive terms. Many of these rules are unnecessary. Some are actually counterproductive, short-circuiting legitimate economic activity and making our state less competitive.

Today, I signed an executive order that will begin the process of lifting this dead weight from our economy over the next four years. It puts a moratorium on new rulemaking while directing state agencies to assess whether their existing rules—each and every one—are worth the economic cost.

Only those that meet this standard will be reissued. The rest will be repealed. When it's all said and done, Iowa will have a smaller, clearer, and more growth-friendly regulatory system.

When I was sworn in almost six years ago now, I told the story about one of my first acts as an elected leader.

The Clarke County voters had just made me their county treasurer. At that point, I had no plans beyond that. It was an office I had worked in for several years as an employee, and it was an office I was happy to retire in. My only purpose was to serve our citizens.

But that commitment was hampered by a wall that ran through the middle of the office. An actual, physical wall. So I tore it down.

Along with Kevin and a few friends, we removed it piece by piece. And the office worked better for it.

I tell that story because, number 1, it shows the commitment of our first gentlemen. Not only can this guy take down a wall, but he can color hair.

I also share that story because it's a not-so-subtle way of telling you my philosophy. Of demonstrating what I believe the people of Iowa elected us to do.

We're not here for the ceremony; we're not here because we're important; and we're not here to simply preserve the status quo.

We're here to do what needs to be done, and if breaking down barriers is necessary, we will.

I began this speech by looking back at the times we've done just that—to Iowans' lasting benefit.

Together, we have built a strong foundation upon which Iowa can continue to rise. A place where families thrive, businesses grow, and government is responsive to the people.

Now, we have a chance to do it again.

To enact policies that put Iowans above bureaucratic systems and special interests. That thinks big, aims high, and makes Iowa a place where everyone has the freedom to flourish.

This is what Iowans expect, it's what they deserve, and I'm confident it's what we will do.

Thank you for the honor to serve as your governor. God bless you, and God bless the great state of Iowa.

Governor Reynolds was escorted from the House chamber by the committee previously appointed.

Representative Windschitl moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 6:51 p.m. until 9:00 a.m., Wednesday, January 11, 2023.

APPENDIX

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 HUMAN SERVICES

Mental Health and Disability Regions Study Report, pursuant to 2021 Iowa Acts, SF 619, section 107. Report received on January 10, 2023.

IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

Annual Report, pursuant to Iowa Code section 312.3B. Report received on January 10, 2023.

JUDICIAL BRANCH

Court Technology and Modernization Fund Report, pursuant to 2022 Iowa Acts, HF 2558, section 1. Report received January 10, 2022.

DEPARTMENT OF PUBLIC DEFENSE

STEM Educational Incentives Report, pursuant to Iowa Code section 261.86. Report received on January 10, 2023.

BOARD OF REGENTS

College Bound and IMAGES Annual Report, pursuant to Iowa Code section 262.93. Report received on January 9, 2023.

State Geologist Annual Report, pursuant to Iowa Code section 456.7. Report received on January 9, 2023.

UIHC Audited Financial Report, pursuant to Iowa Code section 263A.13. Report received on January 9, 2023.

DEPARTMENT OF VETERANS AFFAIRS

Veterans' Trust Fund Report, pursuant to Iowa Code section 35A.13. Report received on January 10, 2023.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Tuesday, January 10, 2023, 10:05 a.m.

Members Present: Driscoll, Chair; Rozenboom, Vice Chair; Bisignano, Ranking Member; Alons, Boulton, Costello, Dotzler, Edler, Giddens, Green, Gruenhagen, McClintock, Shipley, Sweeney, T. Taylor, and Zumbach.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:20 a.m.

APPROPRIATIONS

Convened: Tuesday, January 10, 2023, 2:30 p.m.

Members Present: Kraayenbrink, Chair; Zumbach, Vice Chair; Petersen, Ranking Member; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, Rowley, J. Taylor, T. Taylor, and Winckler.

Members Absent: None.

Committee Business: Introductions. Adoption of Rule 39.

Adjourned: 2:45 p.m.

COMMERCE

Convened: Tuesday, January 10, 2023, 1:00 p.m.

Members Present: Brown, Chair; Boussetot, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich.

Members Absent: None.

Committee Business: Rules.

Adjourned: 1:05 p.m.

GOVERNMENT OVERSIGHT

Convened: Tuesday, January 10, 2023, 10:30 a.m.

Members Present: Sinclair, Chair; Klimesh, Vice Chair; Celsi, Ranking Member; Kraayenbrink, and Petersen.

Members Absent: Gruenhagen (excused).

Committee Business: Adopt Temporary Rules.

Adjourned: 10:40 a.m.

JUDICIARY

Convened: Tuesday, January 10, 2023, 2:00 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: Roll Call, Approve minutes, Adopt Senate Rule 39 as temporary committee rules, Introductions, Adjourn.

Adjourned: 2:15 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, January 10, 2023, 3:05 p.m.

Members Present: Sweeney, Chair; Shipley, Vice Chair; Knox, Ranking Member; Bennett, Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach.

Members Absent: None.

Committee Business: Rule 39.

Adjourned: 3:15 p.m.

VETERANS AFFAIRS

Convened: Tuesday, January 10, 2023, 11:00 a.m.

Members Present: Reichman, Chair; Salmon, Vice Chair; Dotzler, Ranking Member; Alons, Bennett, Costello, Dawson, Edler, Lofgren, McClintock, Weiner, and Winckler.

Members Absent: None.

Committee Business: Adoption of temporary rule 39.

Adjourned: 11:10 a.m.

WAYS AND MEANS

Convened: Tuesday, January 10, 2023, 1:35 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Boussetlot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirnbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: None.

Committee Business: Roll call. Approve minutes. Adopt Rule 39. Introductions. Adjourn.

Adjourned: 1:50 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 2, by Dawson, a joint resolution calling for an Article V convention in order to propose amendments to the Constitution of the United States that impose fiscal restraints, limit the power and jurisdiction of the federal government, and impose limits on the number of terms that a person may serve in Congress, and requesting Congress to similarly propose such amendments.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate Joint Resolution 3, by Dawson, a joint resolution proposing an amendment to the Constitution of the State of Iowa limiting years of service for members of the general assembly.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate Joint Resolution 4, by J. Taylor, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to elections for the recall of elected officials.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

Senate File 24, by Dawson, a bill for an act regarding driving privileges of persons issued a special minor's driver's license who attend a public school, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 25, by Dawson, a bill for an act relating to the registration of construction contractors.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 26, by Cournoyer, a bill for an act relating to the administration of injections by licensed optometrists.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 27, by Cournoyer, a bill for an act relating to registered interior design and providing penalties.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 28, by Dawson, a bill for an act requiring the use of safety belts or safety harnesses by passengers of motor vehicles, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 29, by Green, a bill for an act relating to the transportation to and from school of pupils participating in open enrollment.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 30, by Green, a bill for an act relating to limitations on campaign contributions by nonresident individuals, making penalties applicable, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 31, by Lofgren, a bill for an act requiring the electronic publication of certain public notices by governmental bodies and officers and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Technology**.

Senate File 32, by Dawson, a bill for an act relating to required considerations by a county compensation board.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 33, by Dawson, a bill for an act relating to the tuition and fees community colleges and state universities charge to former crew members of any United States navy vessel named for the state of Iowa.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 34, by Webster, a bill for an act relating to the regulation of storm water by a county or city.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 35, by Webster, a bill for an act creating a state sales tax rebate to the owner or operator of a newly constructed baseball and softball park project.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 36, by J. Taylor, a bill for an act relating to the registration of construction contractors.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 37, by J. Taylor, a bill for an act relating to elevators in apartment buildings constructed using public funds, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 38, by J. Taylor, a bill for an act directing the department of education to convene an achievement gap working group.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 39, by J. Taylor, a bill for an act directing the department of education to convene a working group to study the impact of technology on the cognitive function of students.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 40, by J. Taylor, a bill for an act relating to the establishment of a cold case investigation unit within the department of public safety.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

SSB 1001 Judiciary

Relating to the maximum age of certain fire fighters and peace officers, and including effective date provisions.

SSB 1002 Judiciary

Relating to a juvenile court's ability to suspend proceedings in child in need of assistance cases.

SSB 1003 Judiciary

Relating to paternity in certain actions before the juvenile court.

SSB 1004 Judiciary

Relating to probation, including discharge credits, educational credits, and workforce credits.

SSB 1005 Judiciary

Relating to civil actions associated with permissible physical contact between certain specified school employees or volunteers and students, including civil and criminal immunity, monetary damages, and attorney fees.

SSB 1006 Judiciary

Relating to criminal charges for domestic abuse assault.

SSB 1007 Judiciary

Relating to an exception to the real estate transfer tax for deeds that transfer distributions of assets to beneficiaries of a trust.

SSB 1008 Health and Human Services

Relating to the requirements for a prescribing psychologist or a psychologist with a conditional prescription certificate.

SSB 1009 Health and Human Services

Relating to insurance coverage for prescription drugs used in the treatment of metastatic cancer and associated conditions.

SSB 1010 Health and Human Services

Relating to the timing of physical examinations for licensed or registered child care facility personnel.

SSB 1011 Health and Human Services

Relating to payment for access to information relating to anatomical gifts.

SSB 1012 Health and Human Services

Establishing the professional counselors licensure compact.

SSB 1013 Appropriations

Providing a standing appropriation relating to certain utility and related costs required to be provided by the department of administrative services for certain state buildings and grounds.

SSB 1014 Technology

Relating to the use of video conferences in judicial proceedings and certified shorthand reporter audio and video recordings, and including effective date provisions.

SSB 1015 Judiciary

Relating to the state public defender pilot project for child welfare legal representation.

SSB 1016 Judiciary

Relating to an assault involving a laser pointed toward an aircraft, and making penalties applicable.

SSB 1017 Judiciary

Relating to the penalty for public employees and public officials taking money from a public employer.

SSB 1018 Judiciary

Relating to the manufacture or delivery of a controlled substance resulting in death and including information or evidence collected as a result of a drug-related overdose, and providing penalties.

SSB 1019 Commerce

Relating to the application for a certificate of franchise authority applicable to the provision of video services and including effective date provisions.

SSB 1020 Commerce

Relating to refund payments made in connection with motor vehicle debt cancellation coverage.

SSB 1021 Commerce

Relating to matters under the purview of the banking division of the department of commerce, including permissible investments, notice requirements, and requirements for a person obtaining control of a state bank.

SSB 1022 Education

Relating to education programs and funding by establishing an education savings account program, modifying certain school district categorical funding supplements, making appropriations, providing penalties, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate Concurrent Resolution 2**

JUDICIARY: Zaun, Chair; Boulton and Schultz

Senate File 2

COMMERCE: Brown, Chair; Dawson and Jochum

Senate File 14

JUDICIARY: Garrett, Chair; Bisignano and Schultz

Senate File 15

VETERANS AFFAIRS: Lofgren, Chair; Alons and Dotzler

Senate File 17

JUDICIARY: Webster, Chair; Boulton and Bousselot

SSB 1001

JUDICIARY: Bousselot, Chair; Boulton and Webster

SSB 1002

JUDICIARY: Bousselot, Chair; Boulton and De Witt

SSB 1003

JUDICIARY: Rowley, Chair; Bisignano and Shipley

SSB 1004

JUDICIARY: Bousselot, Chair; Bisignano and Evans

SSB 1005

JUDICIARY: Garrett, Chair; Petersen and J. Taylor

SSB 1006

JUDICIARY: Reichman, Chair; Petersen and Rowley

SSB 1007

JUDICIARY: Rowley, Chair; J. Taylor and Weiner

SSB 1008

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

SSB 1009

HEALTH AND HUMAN SERVICES: Sweeney, Chair; Petersen and Salmon

SSB 1010

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

SSB 1011

HEALTH AND HUMAN SERVICES: Guth, Chair; Alons and Donahue

SSB 1012

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

SSB 1013

APPROPRIATIONS: Kraayenbrink, Chair; Petersen and Zumbach

SSB 1014

TECHNOLOGY: Bousselot, Chair; Bennett and Cournoyer

SSB 1015

JUDICIARY: Shipley, Chair; Knox and Webster

SSB 1016

JUDICIARY: Dawson, Chair; Evans and Knox

SSB 1017

JUDICIARY: Schultz, Chair; Bisignano and Evans

SSB 1018

JUDICIARY: Rowley, Chair; Boulton and Zaun

SSB 1019

COMMERCE: Koelker, Chair; Trone Garriott and Webster

SSB 1020

COMMERCE: Klimesh, Chair; Gruenhagen and Knox

SSB 1021

COMMERCE: Rowley, Chair; De Witt and Giddens

SSB 1022

EDUCATION: Rozenboom, Chair; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Quirmbach, Salmon, Sinclair, J. Taylor, Trone Garriott, Westrich, and Zaun

JOURNAL OF THE SENATE

THIRD CALENDAR DAY
THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 11, 2023

The Senate met in regular session at 9:00 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Dan Zumbach, member of the Senate from Delaware County, Ryan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Tuesday, January 10, 2023, was approved.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate stood at ease at 9:08 am. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:56 a.m., President Sinclair presiding.

In accordance with House Concurrent Resolution 4, the Senate proceeded to the House chamber led by the Senate President and the Secretary of the Senate.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 4, duly adopted, the joint convention was called to order at 10:01 a.m., President Sinclair presiding.

Senator Whitver moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Sinclair declared a quorum present and the joint convention duly organized.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Kim Reynolds to the Condition of the Iowa Judiciary Message.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Rozenboom, Weiner, and Zaun, on the part of the Senate; and Representatives Holt, Wilz, and Zabner, on the part of the House.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify Chief Justice Christensen that the joint convention was ready to receive her.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Boulton, Dawson, and Garrett, on the part of the Senate; and Representatives Harris, Lohse, and Wilson, on the part of the House.

The Executive Council was escorted into the House chamber.

The Justices of the Supreme Court, the Chief Judge and the Judges of the Court of Appeals were escorted into the House chamber.

The family of Chief Justice Susan Christensen was escorted to their seats.

Lieutenant Governor Adam Gregg was escorted into the House chamber.

Governor Kim Reynolds was escorted into the House chamber.

The committee waited upon Chief Justice Susan Christensen and escorted her to the Speaker's station.

President Sinclair then presented Chief Justice Susan Christensen who delivered the following Condition of the Judiciary Message:

Madame President, Mr. Speaker, Members of the General Assembly, Governor Reynolds, Lt. Governor Gregg, state officials, colleagues, family, friends and all Iowans.

Thank you for the opportunity to address this joint convention of the 90th General Assembly on the condition of the judiciary.

As introduced, I am Suzy Christensen. I continue to live in Harlan with my husband of 41 years, Jay. He is with me today as well as all five of our children, one of our daughters-in-law and four of our eight grandchildren. And I'm so lucky to have Mom sitting up front, just like she used to do at my band concerts or high school plays.

I may be the face you see or the name you hear when the supreme court is being discussed, but as I've said before, I am only one of seven justices. I would like to introduce the other six members of the Iowa Supreme Court: Justices Tom Waterman, Ed Mansfield, Christopher McDonald, Dana Oxley, Matt McDermott and Dave May. I am so very fortunate to serve with each and every one of these brilliant jurists, and truly honored to be selected as their chief. Thank you, my colleagues, for entrusting me with this extraordinary responsibility.

The theme of my first state of the judiciary was hope. At that point, we were not yet one year into the pandemic. We were just learning to adapt to unprecedented circumstances and my intent was to send a positive message—to let the people of Iowa know that the judiciary did not succumb to COVID-19 and that we remained open for business to ensure continued access to justice.

Last year's theme was peace. While leading the judiciary during a pandemic that was entering its third year, I wanted to assure Iowans that in the midst of all the noise, trouble or hard work brought on by the pandemic, the judicial branch continued to block out all the chaos and stayed laser focused on our commitment to providing Iowans with meaningful access to justice.

This year, my theme is listening. No doubt that word has been a part of our vocabulary since childhood. With my parents, it was often preceded with my first *and middle* name, "Susan Kay—LISTEN." In the school setting, it was often accompanied with the *slap of an eraser* on the chalkboard. For some reason, telling a child to listen just rolls off our tongue. As we mature, those verbal reminders dwindle but the importance of listening grows right along with us.

In the legal profession, it has been said that justice cannot exist without listening. That makes perfect sense. How can we provide litigants an opportunity to be heard if we are not listening to what is being said?

According to an old proverb, "To speak is to sow; to listen is to reap." I may not have been raised on a farm, but for the past three years as chief, I've done a lot of sowing. I've done my best to share the judicial branch's message with key individuals in the executive and legislative branches. And of course, I've spent even more time interacting with attorneys, judges and judicial branch employees.

But for the past few months, in an effort to strengthen the judiciary, I decided it was time to reap. I traveled across the state to hear firsthand from Iowans who cross paths with the judicial branch, and it's been a bountiful harvest.

Let me summarize just a few of those listening opportunities from 2022.

Listening Opportunities

One of the best ways for me to learn what's going on across the state is to reach out to lawyers and judges from our eight judicial districts. On short notice, I'll simply pick up the phone and call someone from one of the 99 counties. But learning is maximized when I travel to the various courthouses and attend meetings with local lawyers and judges. I was a mouse in the corner and listened to them discuss issues specific to their district, such as scheduling, courthouse security or parking.

I also listened to them discuss statewide issues, rural and urban, that demand our attention. I'd like to share two of the most compelling statewide issues that I heard about over and over.

1. **Court Reporter Shortage:** The first statewide issue is about court reporters. For those of you who may not have had the opportunity to watch a court reporter in action, you're missing out. It is truly an amazing skill. With a small machine that has very few keys, they softly take down every single word that is uttered during a trial. If one of the parties appeals the court's decision, witnesses don't testify again, and lawyers don't repeat their legal arguments. Instead, the court reporter transcribes her weird-looking notes into the English language and certifies that it is an accurate record. It's like the court reporter watches a "movie" and painstakingly assures each word is put into a "book" for the appellate court to review. Without this "book," it would be impossible for me to do my job as an appellate judge, because I no longer have a front row seat at the "movies" like I did as a trial court judge.

For the past few years, the judicial branch has become increasingly concerned about the growing imbalance between the number of court reporters retiring and the fewer number of people pursuing this incredible career. Awareness of this imbalance is creeping beyond our courtroom walls into the general public as shown by a recent news article. A quote in that article by Judge Ian Thornhill from Eastern Iowa was spot on: "This is beyond crisis mode" he said, and every week, cases must be bumped because there's no court reporter available. Judge Thornhill, you're right. Bumping cases on a regular basis—civil, criminal or juvenile—is unacceptable.

I want to make a statement to judges, lawyers, court reporters, judicial branch staff and all Iowans who rely on the judicial branch to resolve disputes: The Iowa Supreme Court is listening. We know how the court reporter crisis affects every aspect of the judicial process and we are committed to making it better. I hope to come back next year with proposed solutions to this crisis from the newly formed Court Reporter Utilization Committee made up of judges, court reporters and judicial staff. Stay tuned.

2. **Contract Attorney Shortage:** The second statewide issue is about our contract attorney shortage. Iowa has two options to fulfill our constitutional duty to provide criminal defense to those who cannot afford counsel: attorneys employed fulltime by the state public defender's office or private attorneys who enter into a contract with the state public defender. We call those "contract attorneys." While the court reporter crisis is having a profound impact on our ability to move cases along and consistently provide certified reporting, the statewide contract attorney shortage is threatening to bring criminal proceedings to a screeching halt.

According to the 6th Amendment of the United States Constitution and Article I, Section 10 of our state constitution, criminal defendants have a right to counsel. This is constitutionally crystal clear. In one of the best known and most important cases from 60 years ago, *Gideon v. Wainwright*, the United States Supreme Court observed that "lawyers in criminal courts are necessities, not luxuries."

Iowa has nearly 10,000 licensed attorneys in active status. Almost half of those attorneys are engaged in the practice of law full time. And how many of those almost 5,000 full-time, active attorneys represent indigent criminal defendants? Less than 600. That means only 12% percent of the almost 5,000 full-time, active attorneys are representing indigent criminal defendants.

Let me use Shelby County, where I was born and continue to live, to illustrate how the legal profession has changed so dramatically. During my lifetime, Shelby County's population has hovered between 11,000 to 15,000. In 1974, my dad and grandpa were two of 19 full-time practicing attorneys. When I passed the bar in 1991, I was one of 22 full-time practicing attorneys. Today that number has been cut in half. And of those 11 active status attorneys, only four are eligible to be contract attorneys because two are judges, one is a magistrate and four are in the office of the Shelby County Attorney.

That's just not enough attorneys to fulfill our constitutional responsibility of providing legal counsel to indigent criminal defendants when the five-year average for criminal case filings per year in Shelby County is about 225. And Shelby County is by no means unique—this is a crisis in nearly every rural and urban county in our state.

So how can we cover our constitutional bases when there are more criminal filings than available attorneys? Historically, we have relied upon local contract attorneys as well as those from other counties who are willing to make the trip. But recently, due to the severe shortage of available attorneys, chief judges across the state have had to lean on private law firms to make some of their attorneys available for appointment. How is this working out? Let me give you a few examples of real-life situations unfolding in Iowa's courts every day.

A judge from western Iowa said:

"As the appointment list gets shorter and shorter, judges have less and less ability to force criminal cases to move. We cannot afford to offend the few remaining court-appointed lawyers by pushing their cases because they can simply quit taking appointments. And they do.

Sadly, this results in our pending docket growing larger and larger over time, turning our motion days into marathons. This is a significant waste of judicial resources."

You are correct, Judge Daane. And we must do better.

Another district court judge reported that in a three-month period, the public defender and several contract attorneys asked to be removed from appointments due to either case overload or recent changes to the public defender's office no longer taking certain levels of offenses. Losing six contract attorneys and the public defender delayed justice for the defendants, the victims, and the community. The judge, also, noted that, in one case, an indigent defendant had five different attorneys cycle in and out within that three-month period.

As bad as it is for criminal proceedings, many judges report that the contract attorney crisis is even worse in juvenile court. In those cases, the lack of attorneys is causing delayed hearings which correlates to delayed determinations on very important issues such as a child's placement. Maybe it's time to return a child to her parents? It'll have to wait. Maybe it's time to remove a child from a dangerous situation? That, too, may very well have to wait. Either way, this crisis has a profound impact on Iowa's youth and families when we cannot hold timely hearings due to the unavailability of lawyers.

Another district court judge reported that just last week, she had a contract attorney who traveled 100 miles to her courthouse for a 9:00 hearing which required the attorney to be in person for a case involving attempted murder, first-degree arson and competency. When the hearing concluded at 10:00, she called the next judge in a different county to let him know that the same contract attorney was just leaving and would arrive about 11:30 for his scheduled 9:30 hearing, which also required him to be in person for a Class C felony sentencing. When that hearing concluded, the same contract attorney drove 90 minutes back to a third county for an in-person termination of parental rights hearing starting at 2:30 p.m. Two very serious criminal matters and one termination of parental rights case in three different counties on the same day, all handled by one attorney.

I want you to know that judges are being proactive in their attempts to recruit contract attorneys. But this has proven to be a daunting task. For example, in Sioux City, many of our attorneys are choosing to enter into contracts with South Dakota or Nebraska instead where they are paid more than Iowa's contract attorneys.

As you can see, our federal and state constitutional obligation to provide indigent counsel is on the verge of snapping. Attorneys, judges and court administration are scrambling to try and cover bases. Something has to give.

I want to make another statement to judges, attorneys and, most importantly, Iowans who are entitled to court-appointed counsel: The Iowa Supreme Court is listening. We are keenly aware of how the contract attorney shortage delays justice and jeopardizes the constitutional rights of indigent Iowans.

While not part of our budget, the judicial branch supports efforts to increase funding for indigent defense. This bold statement is based upon what attorneys and judges are consistently reporting across the state: One, the hourly rate should be raised if we expect attorneys to forego other work when they have significant student loans and living expenses to pay. And two, if we want attorneys to travel to represent clients in several different counties, they should be reimbursed for their travel time.

We are committed to working with other stakeholders to grow the number of contract attorneys from our base of active status attorneys. Until that day comes, we are taking immediate steps to make it easier for existing contract attorneys to make themselves available in more than one county.

For example, districts are looking into changing court service days to accommodate the scheduling needs of contract attorneys.

In addition, if contract attorneys are willing to take cases in several counties with similar motion days, it would save them a lot of driving time if some of those hearings were held remotely. This is something I heard loud and clear when I visited the different districts. In fact, it was discussed so much that we lined up a dynamic speaker for an all-judge training on the topic of remote proceedings. It was outstanding and extremely well received. If COVID taught us anything, it's that we can and should use remote technology to conduct routine, uncontested matters more than we have in the past.

We decided to put action into those words. In an effort to promote judicial uniformity and provide assurance to attorneys, our court entered a supervisory order on November 4 reminding judges that, unless otherwise provided by law, they should use their discretion on a case-by-case basis in determining whether a judicial proceeding could be held remotely as opposed to in person. We do not want any judges with hard and fast rules about whether proceedings must be held in person or must be held remotely.

Likewise, we don't want one party dictating the status of a hearing if unfair to the other or the type of hearing is deemed to be serious in nature. That determination should be left up to the discretion of a judge. I have confidence in our judges that they will not abuse this discretion and they will make a good faith effort to hold remote hearings when it makes sense.

Juvenile Justice Task Force: Another Listening opportunity from 2022 was previewed last year. You may remember I ended my speech by announcing the formation of the Juvenile Justice Task Force to review the continuum of care in our juvenile justice system. This year, I'm excited to update you on the progress of the task force, which I co-chaired with Chad Jensen, Iowa's Director of Juvenile Court Services. Our juvenile justice system is decentralized with its:

- Services
- Governance
- Funding, and
- Data Collection

divided among three different entities:

- Judicial branch
- Department of Health and Human Services, and
- Department of Human Rights

Individuals from those three entities were included in the task force along with representatives from the following groups:

- service providers
- law enforcement
- county attorneys
- public defenders
- private attorneys
- youth and family members
- Iowa, Drake, and Creighton law schools and
- some of you in the General Assembly.

I'd like to personally thank Senators Chris Cournoyer and Amanda Ragan, as well as Representatives Gary Mohr and Beth Wessel-Kroeschell for their service on the task force.

Together, the working groups came up with about 60 recommendations to improve various areas within the juvenile justice system. These range from steps to make sure youth receive credit for schooling that they completed while they were in out of home placements to addressing the gender disparities in placement options for female juvenile offenders.

The task force members recently approved their final recommendations which will be submitted to the supreme court and made available to the public by the end of this month. In the best interest of Iowa's children, we hope you, our legislators and policy makers, will listen to the many voices included in the task force's work and consider implementation of their recommendations.

Listening Sessions with HHS Director Garcia: A third listening opportunity from 2022 is actually what helped me formulate this year's theme of listening. Kelly Garcia is the Director of Iowa's Department of Health and Human Services (HHS). She became director and I became chief shortly before COVID began. Our first interactions in 2020 were Zoom meetings to address the profound impact of a pandemic on the child welfare and juvenile justice systems.

Fast forward a year from those initial Zooms, and we were dealing with how to implement the significant legislative changes to Chapter 232, Iowa's child welfare and juvenile justice code. From the judiciary's perspective, this involved a lot of moving parts for our juvenile judges, court staff, and attorneys who practice in juvenile court. I'm sure HHS was experiencing similar angst. Soon after we worked through the lion's share of those new legislative changes, I remarked to Director Garcia on how much progress she and I had made in understanding each other's roles in Iowa's child welfare/juvenile justice systems. At one point, I said something like, "Can we agree that MY kids are YOUR kids?" To which she paused for a moment and said, "Yes."

That is the conversation that sparked an idea to spend a summer touring this great state together. We came up with a schedule where we would meet in 11 different cities in an effort to encourage our teams to approach things from the perspective that "MY kids are YOUR kids and YOUR kids are MY kids." We wanted to listen to what people think is working well and where we have opportunities to improve.

From my home in Harlan, I drove over 3,700 miles for listening sessions in the following cities:

- Council Bluffs
- Davenport
- Sioux City
- Des Moines
- Dubuque
- Waterloo
- Cedar Rapids
- Webster City
- Storm Lake
- Burlington
- Osceola

Director Garcia and I listened to approximately 700 people from various backgrounds in the child welfare or delinquency arena, including

- Parents
- Grandparents
- Foster Families
- Parent Partners
- CASAs (Court Appointed Special Advocates)
- HHS staff
- JCOs (Juvenile Court Officers)
- Attorneys and
- Juvenile Court Judges

I walked away from each meeting with a lot of notes and a little bit wiser about what Iowa's kids need from us.

The director and I met again after we finished our 11 listening sessions to discuss common themes and share information on what we have done to address any issues or develop a plan on how to move forward. Here are a few of those common themes:

1. Juvenile Court Services and the department should regularly meet about the kids who have one foot in the delinquency world and one foot in the child welfare world
2. The department needs to file timely reports with the court
3. Judges need to timely file orders and make a record of the hearings
4. Regarding delinquent girls, we have a lack of services and placement options
5. We are short on attorneys, especially those who will represent parents
6. There is a workforce crisis due to the high turnover in HHS and service provider staff
7. Kids need to be attending court proceedings; and
8. We need more Parent Partners

Director Garcia and I are encouraging open and honest communication between all of the stakeholders in the child welfare and juvenile justice systems because those kids are all of our kids. Our hope is that a version of these listening sessions can continue under local leadership of chief judges, HHS and JCS.

Parent Partners

Parent Partner Program: I want to go back for just a moment to the topic of Parent Partners, which was mentioned as a common theme in our listening session. As a former judge in juvenile court for eight years, I dealt with hundreds and hundreds (perhaps thousands) of parents dealing with substance abuse and/or mental health issues. No matter how many cases on my docket, and no matter how many orders I signed requiring parents to participate in treatment, my impact on effectuating change paled in comparison to the words and wisdom of a Parent Partner.

You may wonder, what is a Parent Partner? Once upon a time, they too were involved in the child welfare system and faced similar barriers and challenges such as drug addiction or domestic abuse leading to removal of their children.

I'd like to tell you about two women I met at our Listening Session in Burlington. Tachelle is an amazing woman who has a story to tell to anyone who will listen. After a 20-year history of substance abuse, she was faced head on with her addiction when HHS removed her children from her care. At that moment, she was highly motivated to turn her life around. After she achieved sobriety and the return of her children, she started training to become a Parent Partner. And for the past five years, that is exactly what she has done—partnered with struggling parents and encouraged them to do the same.

One of those parents Tachelle helped is Jodi. Jodi is another amazing woman with a story to tell. After a 20-year history of substance abuse, she was at risk of court involvement and having her children removed due to her addiction. As a Parent Partner, Tachelle visited Jodi in jail. In a prior life, they knew each other. *Really well.* Jodi knew at that moment, "I want what you've got." After achieving sobriety and then training, Jodi also became a Parent Partner. For nearly two years, she too has partnered with struggling parents and helped guide them down the road to recovery.

Achieving sobriety and learning to safely parent again is certainly one of the biggest challenges a parent faces when involved in the child welfare system because of substance abuse. But it's an even bigger challenge to become a Parent Partner. They are perfectly situated to help others because they can say, with sincerity, "Been there, done that." No matter how many years of experience I had as a juvenile court judge, I could never say that to a struggling parent. And that's why Parent Partners are so incredibly valuable to the juvenile court system.

I want to thank Tachelle and Jodi, who are here today, for allowing me to share their stories with you. Of course I couldn't help myself and had to ask, "How many days of sobriety?" For Tachelle, that number is 2127 (over five years). For Jodi, it's 890 (over two years).

The shared experiences that Parent Partners bring to the table are something neither HHS nor the court can provide. If you are a parent in the child welfare system, ask your worker if there is a Parent Partner available for you. If you have walked a similar walk as Tachelle and Jodi and want to help other parents, I encourage you to contact HHS and find out how you can become a Parent Partner.

Attorney Wellness

While I am on the topic of addiction, I think we can all agree that the past three years have been difficult and stressful. According to the Governor's Office of Drug Control Policy, Iowa ranks 2nd in the country for excessive drinking. And deaths due to drug overdose hit a record high in 2021. Attorneys are not exempt from experiencing substance abuse or mental health issues. According to the Iowa Lawyer Assistance Program, lawyers abuse alcohol at a 50-80% higher rate than the general population. And many disciplinary cases involve impaired lawyers. In the most extreme cases, the supreme court may revoke the law license of impaired lawyers.

But what happens when those lawyers successfully address their addiction: Is there a path for them to return to the practice of law? Up until a few years ago, the answer was no. But for the dogged persistence of attorney Mike Reilly, there would be no path for revoked lawyers to return to the practice of law once they achieved rehabilitation.

Just last month, our court held a reinstatement hearing for Luke Guthrie after his law license was revoked for five years due to misconduct that stemmed in large part from his substance abuse. In the five years since his license to practice law was revoked, Luke moved back to Waterloo, met his wife while he worked as a paralegal, found a great AA support group, became an elder in his church and recommitted to his love of running. Today, he has the support of his wife, their three children, and his parents.

It was a moving experience to have Luke come before our court last month to explain all that he has done to achieve and maintain sobriety, better himself, and ask for reinstatement to practice law. I'm happy to report that we reinstated Luke's law license and he immediately started practicing law again. And he renewed his contract with the State Public Defender—boy, do we need him. When I talked to Luke a few weeks ago, he told me he had spent the day visiting incarcerated clients and sharing his own struggles with them. When asked about his days of recovery, Luke immediately responded that he has 2617 days under his belt (more than seven years).

Luke is here today. Thank you, Luke, for giving me permission to share your story with all of Iowa. It has provided me with a springboard to stand up here and encourage any Iowan, especially lawyers, to seek help for substance abuse or mental health treatment

P.S. Shawn

Like I did last year, I want to add a P.S. to my speech. Remember Shawn and his journey from methamphetamine addiction to sobriety? When I recently checked in with him, I learned that he's engaged to be married. And when I asked him, "How many days of sobriety, Shawn?" As of today, that number is 1,759 (4 years, 8 months). Shawn is here with his son, Rylan. Once again, thank you Shawn, for allowing me to continue sharing your story and how Iowa's judicial branch provided a path for your enduring sobriety. You are an inspiration to many, including me.

Conclusion

In closing, I want to thank my colleagues for their commitment to our work and to the legislature for its support of our work and for giving me this opportunity to speak with you today.

As chief, I promise to continue listening to attorneys, judges, other branches of government and, most importantly, the people of this great state in an effort to improve the judicial branch's steadfast commitment to ensure that each and every Iowan has meaningful access to justice.

Thank you.

Chief Justice Susan Christensen was escorted from the House chamber by the committee previously appointed.

Governor Kim Reynolds was escorted from the House chamber by the committee previously appointed.

Representative Windschitl moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:54 a.m. until 9:00 a.m., Thursday, January 12, 2023.

APPENDIX

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 ADMINISTRATIVE SERVICES

Contracts Awarded to Targeted Small Businesses Report, pursuant to Iowa Code section 8A.311. Report received on January 11, 2023.

COLLEGE STUDENT AID COMMISSION

Annual Report, pursuant to Iowa Code section 261.2. Report received on January 11, 2023.

DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Iowa Flood Mitigation Board Annual Report, pursuant to Iowa Code section 418.8. Report received on January 11, 2023.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, January 11, 2023, 11:30 a.m.

Members Present: Rozenboom, Chair; J. Taylor, Vice Chair; Quirmbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Trone Garriott, Westrich, and Zaun.

Members Absent: Sinclair (excused).

Committee Business: Organizational meeting.

Adjourned: 11:55 a.m.

HEALTH AND HUMAN SERVICES

Convened: Wednesday, January 11, 2023, 2:00 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 2:10 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, January 11, 2023, 2:30 p.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler.

Members Absent: None.

Committee Business: Introductory meeting.

Adjourned: 2:40 p.m.

TRANSPORTATION

Convened: Wednesday, January 11, 2023, 1:00 p.m.

Members Present: Klimesh, Chair; Dickey, Vice Chair; T. Taylor, Ranking Member; Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach.

Members Absent: None.

Committee Business: Introductions.

Adjourned: 1:10 p.m.

WORKFORCE

Convened: Wednesday, January 11, 2023, 1:35 p.m.

Members Present: Dickey, Chair; McClintock, Vice Chair; Donahue, Ranking Member; Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor.

Members Absent: None.

Committee Business: Introductions.

Adjourned: 1:40 p.m.

INTRODUCTION OF BILLS

Senate File 41, by Klimesh, a bill for an act relating to budgets of local emergency management agencies and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 42, by Klimesh, a bill for an act relating to deer hunting licenses available to nonresident hunters.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 43, by Webster, a bill for an act relating to building design element regulation by governmental subdivisions, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 44, by Green, a bill for an act relating to access to unit owners associations' financial information and meeting minutes.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 45, by Zaun, a bill for an act prohibiting the labor commissioner from implementing, enforcing, or conforming to certain federal occupational safety and health standards relating to COVID-19 and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 46, by Webster, a bill for an act modifying the definitions of essential county purpose and essential corporate purpose to include cybersecurity purposes.

Read first time under Rule 28 and referred to committee on **Technology**.

Senate File 47, by Sinclair, a bill for an act relating to Gadsden flag special registration plates.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 48, by Salmon, a bill for an act providing for an exception to motor vehicle window tint limitations for persons with certain medical conditions.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 49, by Salmon, a bill for an act relating to the date for an election to authorize the issuance of certain indebtedness by school districts.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 50, by Salmon, a bill for an act relating to requirements for filters on mobile devices activated in the state, providing for civil liability for manufacturers of mobile devices for certain violations, and including penalties.

Read first time under Rule 28 and referred to committee on **Technology**.

Senate File 51, by Petersen, Celsi, Dotzler, Jochum, T. Taylor, Donahue, Knox, Trone Garriott, Bennett, Weiner, Winckler, and Wahls, a bill for an act relating to the submission and posting of hospital policies.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 52, by Petersen, Celsi, Dotzler, Jochum, T. Taylor, Knox, Trone Garriott, Bennett, Weiner, Winckler, Bisignano, and Wahls, a bill for an act relating to evidence-based maternal and infant home visiting services.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 53, by Cournoyer, a bill for an act relating to certain amounts of school district funding for programs for at-risk students, secondary students who attend alternative programs or alternative schools, or returning dropouts and dropout prevention, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 54, by Petersen, Celsi, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Knox, Trone Garriott, Bennett, Weiner, Winckler, Giddens, Bisignano, and Wahls, a bill for an act relating to maternal health best practices.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 55, by McClintock, a bill for an act providing for membership in a protection occupation under the Iowa public employees' retirement system and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 56, by Petersen, Celsi, Boulton, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Knox, Trone Garriott, Bennett, Weiner, Winckler, Giddens, Bisignano, and Wahls, a bill for an act relating to Medicaid reimbursement for maternal and child health.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 57, by Petersen, Weiner, Trone Garriott, Celsi, Boulton, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Knox, Bennett, Winckler, Giddens, Bisignano, and Wahls, a bill for an act relating to the Medicaid extended postpartum coverage option and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 58, by J. Taylor, a bill for an act relating to students who are pregnant or who recently gave birth who attend state institutions of higher education governed by the board of regents and community colleges.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 59, by McClintock, a bill for an act relating to distinguished service medal special registration plates.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 60, by Lofgren, Klimesh, Webster, Cournoyer, Koelker, and Rowley, a bill for an act relating to the use of an electronic device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 61, by McClintock, a bill for an act relating to earned time applied to reduce certain mandatory minimum sentences.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 62, by Petersen, Weiner, Celsi, Trone Garriott, Boulton, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Knox, Bennett, Winckler, Giddens, Bisignano, and Wahls, a bill for an act relating to the state child care assistance eligibility requirements and provider reimbursement rates.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 63, by Petersen, Weiner, Celsi, Boulton, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Knox, Bennett, Trone Garriott, Winckler, Giddens, Bisignano, and Wahls, a bill for an act relating to a hawk-i program purchase option, and including effective date and contingent implementation provisions.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

STUDY BILLS RECEIVED

SSB 1023 Education

Relating to disbursements from the computer science professional development incentive fund and including applicability provisions.

SSB 1024 Education

Relating to loan repayments made by the college student aid commission under the mental health professional loan repayment program and including applicability provisions.

SSB 1025 Education

Relating to individuals who fail to fulfill the obligation to engage in practice in a service commitment area under the rural Iowa primary care loan repayment program and including applicability provisions.

SSB 1026 Transportation

Relating to the use of child restraint devices by certain children traveling in motor vehicles.

SSB 1027 Transportation

Relating to restricted commercial driver's licenses for certain persons employed in designated farm-related service industries.

SSB 1028 Transportation

Authorizing certain persons to administer the final field test of an approved driver education course.

SUBCOMMITTEE ASSIGNMENTS**Senate Concurrent Resolution 1**

EDUCATION: Zaun, Chair; Evans and Giddens

Senate File 6

WAYS AND MEANS: Koelker, Chair; Dawson and Dotzler

Senate File 7

WAYS AND MEANS: Koelker, Chair; Dawson and Petersen

Senate File 8

EDUCATION: Zaun, Chair; Donahue and Garrett

Senate File 9

EDUCATION: Zaun, Chair; Celsi and Cournoyer

Senate File 10

WAYS AND MEANS: Dawson, Chair; Jochum and Koelker

Senate File 12

EDUCATION: Zaun, Chair; Cournoyer and Giddens

Senate File 13

WAYS AND MEANS: Koelker, Chair; Dawson and Quirmbach

Senate File 18

LOCAL GOVERNMENT: Guth, Chair; Klimesh and Winckler

Senate File 20

WAYS AND MEANS: Dawson, Chair; Koelker and T. Taylor

Senate File 29

EDUCATION: Rozenboom, Chair; Celsi and Evans

Senate File 32

LOCAL GOVERNMENT: Klimesh, Chair; Guth and Winckler

Senate File 33

VETERANS AFFAIRS: Dawson, Chair; McClintock and Winckler

Senate File 34

LOCAL GOVERNMENT: Webster, Chair; Shipley and Weiner

Senate File 35

WAYS AND MEANS: Dawson, Chair; Koelker and Winckler

SSB 1022

(Reassigned)

EDUCATION: Sinclair, Chair; Donahue, Quirmbach, Rozenboom and Zaun

SSB 1023

EDUCATION: Cournoyer, Chair; Evans and Trone Garriott

SSB 1024

EDUCATION: J. Taylor, Chair; Gruenhagen and Quirmbach

SSB 1025

EDUCATION: J. Taylor, Chair; Gruenhagen and Quirmbach

SSB 1026

TRANSPORTATION: Klimesh, Chair; Boussetot and Celsi

SSB 1027

TRANSPORTATION: Zumbach, Chair; Shipley and T. Taylor

SSB 1028

TRANSPORTATION: Cournoyer, Chair; Bennett and De Witt

JOURNAL OF THE SENATE

FOURTH CALENDAR DAY
FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 12, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Zach Wahls, member of the Senate from Johnson County, Coralville, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Wednesday, January 11, 2023, was approved.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate stood at ease at 9:07 a.m. until the fall of the gavel for a Democratic party caucus.

The Senate resumed session at 9:56 a.m., President Sinclair presiding.

In accordance with House Concurrent Resolution 5, the Senate proceeded to the House chamber led by the Senate President and the Secretary of the Senate.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 5, duly adopted, the joint convention was called to order at 10:02 a.m., President Sinclair presiding.

Senator Whitver moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Kim Reynolds to the Condition of the National Guard Message.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Costello, Edler, and Winckler, on the part of the Senate; and Representatives Bossman, Buck, and Ingels, on the part of the House.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify the Adjutant General of the Iowa National Guard, Major General Benjamin Corell, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Reichman, Salmon, and Weiner, on the part of the Senate; and Representatives Graber, Levin, and Rinker, on the part of the House.

The Executive Council was escorted into the House chamber.

Lieutenant Governor Adam Gregg was escorted into the House chamber.

Major General Benjamin Corell's family was escorted into the House chamber.

Governor Kim Reynolds was escorted into the House chamber.

The committee waited upon Major General Benjamin Corell and escorted him to the Speaker's station.

President Sinclair presented Major General Benjamin Corell, Adjutant General of the Iowa National Guard. Major General Corell delivered the following Condition of the Guard Address:

Good morning, everyone, thank you Speaker Grassley and President Sinclair for the invitation to be here and speak with you all today.

Governor Reynolds, Lieutenant Governor Gregg, distinguished members of the Iowa General Assembly, state officials, and my fellow Iowans.

It is truly a privilege for me to address this dignified body and to once again share the story of our Iowa National Guard.

I stand before you today representing the over nine thousand dedicated men and women of the Iowa National Guard. On their behalf, I want to thank each of you for all you have done to assist us in building a professional, world class organization.

We are very thankful for the strong support we receive from the members of this general assembly, from our Iowa Congressional delegation, and above all, from Iowans across this great state.

I want to publicly thank Governor Reynolds and Lt Governor Gregg for their continued support of Iowans who serve or have served our nation or our state in military service.

It is simply our people, the service members of the Iowa National Guard, our families, and our civilian employers who continue to sacrifice their time, talent, and resources allowing us to be always ready to respond whenever and wherever we are needed.

I want to begin today - by reminding you - who exactly we are. The Iowa National Guard- We are Iowans, serving Iowans from all across this great state.

In many ways The Iowa National Guard is a microcosm of Iowa. We are made up of over 9,000 full-time, and part-time service members along with our civilian employees, our roots come from each of Iowa's 99 counties.

Of those 9,000 members, more than 6,500 serve part-time with the Iowa National Guard as they attend school or work fulltime for other employers across the state.

Our full-time workforce includes more than 2,200 service members and civilians who work at one of our 36 armories, our 3 Army aviation facilities, our 13 Army Field Maintenance Shops, our 3 Air National Guard facilities, or on Camp Dodge.

We are a diversified force. Our service members range in age anywhere from 17 to 61 years of age and our formations are comprised of multiple races, ethnic backgrounds, national origins, and religions.

We are your employers, your employees, your neighbors, your friends, and your loved ones – with the one common goal of choosing to work and live in Iowa while serving our nation and our state.

We love to tell the story of our Soldiers and Airmen- the people who make a difference- people that want to serve and do more for their community and country. Because we value each individual and what they bring to the Guard, today I want to share with you a true story of an Iowa Soldier in hopes to give you a better idea of who we are, and what the opportunities in Iowa National Guard can do for our citizens and for the future of Iowa.

This particular story is going to start off by sounding quite ordinary.

It highlights a young man, an Iowa native, one of three siblings, his values and upbringing instilled by his grandparents in a small rural community in Northeast Iowa.

And despite some hardships and obstacles, this young man graduates high school, but doesn't have a clear path of how to make his mark in the world.

Like many Iowans, he follows in his family's footsteps and begins working on the family farm. After a few years he realizes this is not the future he desires.

This young man now has a wife and children and without a clear vision of what comes next, he pursues a manufacturing job as a forklift driver for better pay and benefits.

A common tale, until he makes a pivotal decision.

Still needing extra income to make ends meet for his young family, this young man is encouraged by his wife to answer a local advertisement promoting the Iowa National Guard. With some hesitancy, he meets with a recruiter, and he ultimately enlists.

So now this traditional member of our military reserve component, married with three kids, no college education, working full-time, is looking to see if membership in the Iowa National Guard is an answer to a better future.

He learns the closest unit for him to train at is an infantry unit located at an armory in Oelwein, Iowa. A thirty-minute drive from his NE Iowa home.

Today, most of our Guard men and women travel more than an hour to get to their respective duty location. As our demographics change across the state, a longer drive is becoming more common as we continue to assess our current facility stationing locations.

An example of this is our investment into a new armory partnering together with the City of West Des Moines. We expect to award the construction of this project soon and begin building yet this year.

This is a 20-million-dollar project, the Iowa National Guard was able to secure 75% of construction costs with federal dollars and match it with 25% of the costs coming from the state. We look forward to the advancement of this project and reporting on its success at a future date.

We also understand the importance of maintaining our presence in the smaller communities across the state where our Soldiers and Airmen currently perform duty. Much of our strength as an organization comes from the hard-working, dedicated people from our smaller Iowa communities.

As we move forward, we must carefully balance the need to station and build in growing communities, with the need to maintain and reinvest in our rural communities where we have historically established our Iowa National Guard facilities and are long time members of those communities.

As an organization, we are proud that the great majority of our Soldiers and Airmen live, work, and raise their families in an Iowa community.

The communities we serve are Our communities. In order to sustain this, our future success requires that we recognize these demographic changes and ensure our facilities remain in locations that allow our Soldiers and Airmen to serve near where they live and work.

Now, back to our Northeast Iowa soldier, in order to make ends meet for his family, he is working 60 hours a week at his fulltime job, he is a volunteer EMT with the local ambulance service, AND serving one weekend a month, two weeks a year as a traditional Guard soldier.

It is not uncommon for our traditional Soldiers to have a full-time job, serve their community, and serve in the Iowa National Guard.

These are choices that not only impact our service members, but also affect their families.

This is the reason the Iowa National Guard instituted the Warrior Family Services Branch.

This talented part of our workforce is focused on our families remaining connected to our organization and helping families during challenging times.

We must continue to recognize and value the dedication and support from our families.

They play a critical role in allowing our Guard men and women to continue to serve. Our success is tied to taking care of our families.

Please join me in applauding the dedication and many sacrifices given by our military families.

For our Solider, had it not been for his family's support and a willing employer, this Soldier in today's story would not have been able to consider opportunities to advance in the Guard.

In order for him to reach his full potential, he needed a college degree. Never deterred from serving, and he finds a way. For two nights a week, for 3 years straight he drives over an hour to a satellite school to get a college education through Upper Iowa University.

He graduates with a Bachelor of Science Degree in Business Management and becomes a commissioned officer within the Iowa National Guard.

This was possible because of the scholarship opportunities provided by the Iowa National Guard that this legislative body has graciously continued to support.

Today there is a continued growing demand for the Iowa National Guard Service Scholarship.

This program has been an outstanding recruiting and retention tool since its inception.

In 2022, more Iowa National Guard Soldiers and Airmen used the Iowa National Guard Service Scholarship to help pay for college than ever before.

In years past we averaged around 700 service members requesting scholarship funds each academic year.

This academic year, the number has increased to over 900 Iowa National Guard service members taking advantage of this great program.

That's Iowans serving Iowa, going to Iowa schools, investing in Iowa's future.

It is only with the continued support of this legislative body and your commitment to fund the Iowa National Guard Service Scholarship that we are able to continue to provide this important program.

This scholarship is about investing in people, which not only benefits our men and women, but also the Iowa National Guard, our communities, and our employers across the state where they live and work.

Our young Soldier, with his new degree, continues to progress through his military career and earns multiple leadership opportunities with increasing levels of responsibility.

He begins to make a larger impact on the organization, now leading in both his community and in the Iowa National Guard.

Because of his training, work ethic, his family, and support from his community, he is successful in leading Iowa National Guard formations in 6 overseas deployments over the course of the next 19 years.

If you were to ask this Soldier about his proudest moment, he would share a time of returning home after a deployment to Iraq, two weeks short of being away from home for 2 years.

His convoy of buses crosses the Mississippi River in Dubuque bringing Iowa Soldiers back into the state of Iowa. Along the way, every overpass along Highway 20 is filled with Iowans waving flags and welcoming this group of Soldiers back home.

As they pulled into the ballpark in Waterloo; completely filled with family, friends and community members, there was a moment of reflection for our Soldier as he looked upon the Iowa Soldiers that he had been responsible for these many months so far from home.

Each of them had grown during their time away, they had all honorably done their duty. They had all experienced so very much serving in a war that they were called upon by our country to serve in.

He realized it is not about him as an individual, but it is about us, it is about WE as the Iowa National Guard.

WE are always ready.

WE are prepared to respond on a state level at the direction of our governor.

WE are prepared to respond to the needs of our nation to face foreign threats.

WE must always be ready for both missions.

WE are Iowans that have stepped up and answered the call to serve at both home and abroad.

This past year we welcomed home 40 Soldiers from the 376th Aviation Detachment, returning from a 12-month mission supporting the ongoing operations at the Southwest Border. They deployed in OCT 21 and returned home in OCT 22.

In 2022, we sent off 80 Soldiers from the 209th Medical Company of Iowa City to Poland in support of Operation European Assure Deter and Reinforce.

They are currently providing medical support and training to US forces, our allies, and our partners. We anticipate them returning home this spring. This past fall, we sent off 160 Soldiers from the 1133rd Transportation Company from Mason City, who also deployed to Poland supporting the same mission.

This unit is providing necessary logistical and transportation support to our allies and partners in Eastern Europe. We anticipate these Soldiers to return home this coming August.

This past year the Iowa Air National Guard's 132d Wing deployed 195 Airmen at home and abroad to 13 locations in 9 countries. These Airmen reinforced Combatant Commands supporting various operations.

The 124th Attack Squadron's home station mobilization flew 364 combat sorties totaling 6,819 flight hours in four different Areas of Responsibility.

As a first, the 132d Wing flew MQ-9 operations out of the Des Moines Air Base. This exercise appropriately named "Hawkeye Fury" culminated by flying 42 hours over two weeks expending 20 precision guided training munitions at military ranges in Wisconsin and Kansas.

The 185th Air Refueling Wing deployed more than 290 Airmen to over 17 locations around the globe.

The 185th continues to be prepared for all mission sets that the Air Mobility and Strategic Command expects of them, including nuclear and global deployment readiness, all while their runway was closed as they operated from an alternate facility in another state during most of this past year.

Throughout the 180 years since our founding, we have witnessed constant change, we have faced numerous challenges, but we have always been ready when called.

As we look ahead, we anticipate a continued demand for our Soldiers and Airmen as they deploy to support operations wherever our nation or our state needs us.

We will continue to rely on young Iowa men and women to join and stand with us helping to face these future challenges.

The Soldiers and Airmen we are recruiting today are high quality young men and women- Iowans who join knowing they could be called upon to serve our nation and state at any given time.

These recruitment efforts are a result of the hard work of our members coming together as a team to build a community-based organization that the people of Iowa can trust and depend on today and into the future.

Like others, our Soldier in this story today decided that the Guard was his calling in life. It not only gave him fulfillment and direction, but also stability for his family.

It provided an education, leadership opportunities, world experiences, comradeship, and a sense of belonging. All while being a citizen of Iowa, living and working in an Iowa community.

While the Soldier in today's story could be very similar to the story of other men and women in the Iowa National Guard, this particular story- if you haven't guessed already, just happens to be my own.

With now 37 years of service in the Iowa National Guard, coming from a finically challenged rural Iowa kid with no college education, no real direction in my life – I stand before today you as a General Officer, the holder of a master's degree, selected by our Governor to serve as the 27th Adjutant General of the Iowa National Guard.

I proudly represent all the members of the Iowa National Guard as we serve the state of Iowa, and our great country.

I am also very proud that my three sons have followed in my footsteps as they carry on the tradition of military service in my family – each of them serving today as members of the Iowa National Guard.

We celebrate all our service members who are inspired to follow in their families' footsteps and serve in our organization. I appreciate the trust they have in the Iowa National Guard to make it their military service of choice.

And while we are proud of this strong family tradition- it has become increasingly difficult to attract those who don't have a family connection to the military.

Less than one percent of the population of this nation serves in our armed forces; of this population that serves, eighty percent have family ties with those that have previously served in a military uniform.

I am also fully aware that that the Iowa National Guard is not the answer for everyone, but I do want to make sure that it remains a point of consideration for the young men and women of Iowa. My goal is that it continues to be discussed among Iowa households and within the walls of this chamber.

This is why I am here to share my story, OUR story of the Iowa National Guard and remind everyone of who we are.

We want to reconnect with Iowans and open our doors- we want that interaction with our communities, and we are committed to being more invested with each of you across the state of Iowa.

We need your help to keep our membership strong. Some of you have already seen our senior leaders out at our facilities across the state doing visits and outward engagement with our communities and local community leaders.

The future and overall strength of our organization is dependent on reaching out and connecting with those who want to be a bigger part of their community, to serve our state, and be a part of something greater than themselves.

The motto of the Iowa National Guard is Always Ready. As an organization, we face increased pressure and challenges to our readiness, both at home and abroad.

Here at home, the number one challenge to readiness has become strength, our ability to recruit and retain quality Soldiers and Airmen.

As we exit the COVID-19 era, national economic, educational, and societal trends have increased competition for talent which has decreased the incentive to serve in our military.

According to recent studies, 2022 was the worst year for military recruiting since 1973 at the beginning of our All-Volunteer military.

We have seen the propensity of young people to serve in the military fall to its lowest level since 2007, today less than 30% of young Americans even meet the physical and medical requirements for entry into military service.

Globally, the environment in which we operate continues to increase in complexity and competition. In the past year, we witnessed as Russia invaded Ukraine.

Russia has demonstrated a willingness to disregard international laws and norms. Its actions threaten both regional and global stability.

We have also watched as China has sought to broaden its influence and control of the Indo-Pacific region.

China continues to make large investments in modernizing its military and increasing its capabilities while simultaneously it works to erode U.S. alliances and influence around the world.

In addition to Russia and China, non-state actors and terrorist groups remain a continued global threat.

Terrorist groups like Al Qaida and ISIS continue to operate throughout the world and across much of the Middle East and into Africa and Southeast Asia.

The Iowa National Guard remains engaged in deterring threats like these through our State Partnership Program.

For over 11 years we have built and maintained a strong relationship with Kosovo. Our Airmen, Soldiers and civilian personnel have assisted the Kosovo Security Forces through our knowledge, experience, and our resources.

My stated goals for our State Partnership Program with the Kosovo Security Force are focused on Non-Commissioned Officer professional development, increasing KSF capabilities in cybersecurity, sustainment and maintenance activities and improving their military medical proficiency.

It is partnerships like these that align within our strategic goal of being the most trusted organization in the state, ready to mobilize, deploy, and execute any given mission.

The Iowa National Guard remains on glidepath within our Campaign Plan, which helps us focus on what is important and assess our performance along the way.

This plan steers us with clarity and unity of purpose. With our corps of dedicated leaders, guided by this plan, the future remains bright for the Iowa National Guard.

Since our initial formation in 1838, the Iowa National Guard has benefited from the unwavering support of this body and the citizens of Iowa.

You have trusted us to remain an organization filled with proud Iowans who are dedicated to service and the defense of this great state and our nation.

We know it is our people, the service members of the Iowa National Guard who serve, our families, and our employers who continue to sacrifice their time and talents that allows us to be always ready to respond when needed.

Speaking of our employers, I want to say thank you to the many men and women across the state who volunteer to fill the roles of Employer Support of the Guard and Reserve or ESGR.

The ESGR program is a key element in working with and educating our many employers on the rights of our Reserve Component members.

These ESGR volunteers make a difference every day in keeping our traditional Guard members serving and employed across the state while building trust with our civilian employers.

We are very thankful for the strong support we receive from the members of this General Assembly and from the Governor's office.

The resources and support that you provide make it possible for the Iowa National Guard to be prepared to respond to the needs of our State and our Nation.

We have developed something new this year. It's a visual summary of our annual report that details our units, our activities, who we are, and the economic impact we have across the state.

This is another opportunity for us to tell the Iowa National Guard story. We have provided a copy of this for you at your desk.

I truly thank all of you for placing your trust and confidence in me to serve as Iowa's Adjutant General.

I am extremely honored to lead and represent the Soldiers and Airmen of the Iowa National Guard.

My job is to ensure the Iowa National Guard is Always Ready when you need us, and that we remain postured for future success.

Again, let me express my gratitude for your continued support and for this opportunity to provide you with this update on your Iowa National Guard.

I affirm to each of you, the condition of the Iowa National Guard is strong today, and we will remain, Always Ready.

Thank you.

Major General Benjamin Corell was escorted from the House chamber by the committee previously appointed.

Representative Windschitl moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:40 a.m. until 8:00 a.m., Friday, January 13, 2023.

APPENDIX

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 ADMINISTRATIVE SERVICES

Capitol Planning Commission, pursuant to Iowa Code section 8A.373. Report received on January 12, 2023.

IOWA LAW ENFORCEMENT ACADEMY

Iowa Law Enforcement Academy Council Domestic Abuse Training Report, pursuant to Iowa Code section 80B.11. Report received on January 11, 2023.

IOWA STUDENT LOAN LIQUIDITY CORPORATION

Iowa Student Loan Year in Review, pursuant to Iowa Code section 7C.13(2). Report received on January 12, 2023.

DEPARTMENT OF NATURAL RESOURCES

Department of Natural Resources Quarterly Expenditure Report, pursuant to 2022 Iowa Acts HF 2560, section 13. Report received on January 12, 2023.

STATEWIDE FIRE AND POLICE RETIREMENT SYSTEM BOARD OF TRUSTEES

Annual Report, pursuant to Iowa Code section 411.5. Report received on January 12, 2023.

REPORTS OF COMMITTEE MEETINGS

ETHICS

Convened: Thursday, January 12, 2023, 1:00 p.m.

Members Present: Shipley, Chair; Costello, Vice Chair; Winckler, Ranking Member; Evans, Jochum, and T. Taylor.

Members Absent: None.

Committee Business: Organizational meetings with discussion of possible bills.

Adjourned: 1:05 p.m.

STATE GOVERNMENT

Convened: Thursday, January 12, 2023, 11:30 a.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Bousset, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: None.

Committee Business: Distribution of Sub-Committee Assignments. Adoption of temporary Rule 39.

Adjourned: 11:35 a.m.

TECHNOLOGY

Convened: Thursday, January 12, 2023, 1:30 p.m.

Members Present: Cournoyer, Chair; Kraayenbrink, Vice Chair; Bennett, Ranking Member; Alons, Bousset, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: Introductions. Adoption of Rule 39 as Temporary Committee Rules.

Adjourned: 1:45 p.m.

INTRODUCTION OF BILLS

Senate File 64, by McClintock, a bill for an act relating to certain employees of the department of corrections, including collective bargaining, health insurance for a surviving spouse and children of certain employees of the department, and certain operational and employment matters involving the department, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 65, by Petersen, a bill for an act creating a health equity program and fund, and providing an appropriation.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 66, by Petersen, Celsi, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Knox, Trone Garriott, Bennett, Weiner, Winckler, Bisignano, and Wahls, a bill for an act relating to the health and human growth and development instruction provided by school districts and accredited nonpublic schools.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 67, by Petersen, Weiner, Trone Garriott, Celsi, Boulton, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Knox, Bennett, Winckler, and Giddens, a bill for an act relating to Medicaid coverage of maternity care including doula care.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 68, by Petersen, Celsi, Dotzler, T. Taylor, Donahue, Knox, Trone Garriott, Bisignano, and Wahls, a bill for an act relating to the official language of the state of Iowa.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 69, by Zaun, a bill for an act requiring the creation of a medical cannabidiol legal task force for the protection of certain federal funding.

Read first time under Rule 28 and referred to committee on **Judiciary**

Senate File 70, by Petersen, Celsi, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Knox, Trone Garriott, Bennett, Weiner, Winckler, Giddens, Bisignano, and Wahls, a bill for an act relating to sexual abuse evidence collection kits.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 71, by Jochum, a bill for an act relating to the use of an electronic device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 72, by Zaun, a bill for an act relating to animal feeding operations, by providing for certain air and water quality regulations, including when two or more related confinement feeding operations are deemed to be a single operation, making penalties applicable, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 73, by Petersen, Trone Garriott, Celsi, Boulton, Dotzler, Jochum, T. Taylor, Donahue, Knox, Bennett, Weiner, Winckler, and Giddens, a bill for an act relating to marijuana, including the manufacture, delivery, and possession of marijuana and the licensure of retail marijuana, providing fees, including excise taxes, establishing funds, and including penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 74, by Petersen, Celsi, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Bennett, Trone Garriott, Weiner, Winckler, Bisignano, and Wahls, a bill for an act relating to the provision of period products.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 75, by Reichman, a bill for an act relating to rural emergency hospitals, including licensing requirements and fees, making penalties applicable, providing emergency rulemaking authority, and including applicability and effective date provisions.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 76, by Petersen, Weiner, Celsi, Trone Garriott, Boulton, Dotzler, Jochum, Quirmbach, T. Taylor, Donahue, Knox, Bennett, Winckler, Giddens, Bisignano, and Wahls, a bill for an act establishing a neighborhood housing revitalization assistance program within the Iowa finance authority.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 77, by Winckler, a bill for an act relating to the jurisdiction of the juvenile court and juvenile pre-charge diversion programs.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 78, by Donahue, Dotzler, and Celsi, a bill for an act relating to earned time applied to reduce certain mandatory minimum sentences.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 79, by Donahue, Dotzler, Bisignano, Boulton, Weiner, and Celsi, a bill for an act creating a lifetime trapping license for disabled veterans.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

STUDY BILLS RECEIVED

SSB 1029 Local Government

Relating to access to and use of the county land record information system.

SSB 1030 Transportation

Exempting hydroexcavation equipment from certain size, weight, load, and permit requirements on highways.

SSB 1031 Transportation

Establishing a scenic byways enhancement fund, including by providing for voluntary contributions to the fund, and including effective date provisions.

SSB 1032 State Government

Relating to sales of mixed drinks or cocktails for consumption off the premises and including effective date provisions.

SSB 1033 State Government

Relating to consent for recurring contributions made to a political or candidate's committee, making penalties applicable, and including applicability provisions.

SSB 1034 State Government

Relating to the administration of elections.

SSB 1035 State Government

Relating to the conduct of election recounts, providing penalties, and including effective date provisions.

SSB 1036 State Government

Relating to public records requests.

SSB 1037 State Government

Repealing gender balance requirements for appointive boards, commissions, committees, and councils.

SSB 1038 State Government

Providing for the conduct of licensed veterinarians when involved in certain legal matters involving the alleged mistreatment of animals, including by providing for immunity from administrative, civil, or criminal liability when acting in good faith; providing for administrative, civil, or criminal liability when not acting in good faith; and making penalties applicable.

SSB 1039 State Government

Relating to investigations conducted by the office of ombudsman.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 1**

STATE GOVERNMENT: Dawson, Chair; Bisignano and Westrich

Senate Joint Resolution 2

STATE GOVERNMENT: Dawson, Chair; Boulton and Koelker

Senate Joint Resolution 3

STATE GOVERNMENT: Dawson, Chair; Jochum and McClintock

Senate File 3

WORKFORCE: Driscoll, Chair; Boulton and Rowley

Senate File 19

WORKFORCE: Dickey, Chair; Schultz and T. Taylor

Senate File 21

STATE GOVERNMENT: Cournoyer, Chair; Giddens and Schultz

Senate File 22

VETERANS AFFAIRS: Edler, Chair; McClintock and Weiner

Senate File 23

STATE GOVERNMENT: Cournoyer, Chair; Celsi and Salmon

Senate File 26

STATE GOVERNMENT: Cournoyer, Chair; Webster and Weiner

Senate File 27

STATE GOVERNMENT: Cournoyer, Chair; Giddens and Webster

Senate File 30

STATE GOVERNMENT: Driscoll, Chair; Boulton and Koelker

Senate File 36

WORKFORCE: J. Taylor, Chair; Donahue and McClintock

Senate File 37

STATE GOVERNMENT: Bousselot, Chair; Celsi and Driscoll

Senate File 41

LOCAL GOVERNMENT: Klimesh, Chair; Quirmbach and Westrich

Senate File 42

NATURAL RESOURCES AND ENVIRONMENT: Driscoll, Chair; Bennett and Rozenboom

Senate File 43

LOCAL GOVERNMENT: Webster, Chair; Green and Quirmbach

Senate File 45

WORKFORCE: Guth, Chair; Dotzler and Kraayenbrink

Senate File 49

STATE GOVERNMENT: Salmon, Chair; Cournoyer and Weiner

Senate File 55

STATE GOVERNMENT: Bousselot, Chair; Boulton and Kraayenbrink

Senate File 59

VETERANS AFFAIRS: Costello, Chair; Alons and Bennett

Senate File 68

STATE GOVERNMENT: Bousselot, Chair; Celsi and Schultz

SSB 1029

LOCAL GOVERNMENT: Shipley, Chair; Driscoll and Knox

SSB 1030

TRANSPORTATION: Klimesh, Chair; De Witt and T. Taylor

SSB 1031

TRANSPORTATION: Klimesh, Chair; Koelker and Winckler

SSB 1032

STATE GOVERNMENT: Dawson, Chair; Bisignano and Salmon

SSB 1033

STATE GOVERNMENT: Driscoll, Chair; Celsi and Koelker

SSB 1034

STATE GOVERNMENT: Schultz, Chair; Boulton and Salmon

SSB 1035

STATE GOVERNMENT: Schultz, Chair; Salmon and Weiner

SSB 1036

STATE GOVERNMENT: Koelker, Chair; Bisignano and Cournoyer

SSB 1037

STATE GOVERNMENT: Schultz, Chair; Jochum and Westrich

SSB 1038

STATE GOVERNMENT: Dawson, Chair; Bisignano and Driscoll

SSB 1039

STATE GOVERNMENT: Driscoll, Chair; Boulton and Koelker

JOURNAL OF THE SENATE

FIFTH CALENDAR DAY
FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, January 13, 2023

The Senate met in regular session at 8:07 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County, Nodaway, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Shipley.

The Journal of Thursday, January 12, 2023, was approved.

COMMITTEE FROM THE HOUSE

A committee from the House of Representatives appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with House Concurrent Resolution 6, duly adopted, the Senate proceeded to the joint convention with the House in rooms 303 and 304 of the Community Choice Credit Union Convention Center.

JOINT CONVENTION

The joint convention was called to order in the Community Choice Credit Union Convention Center, adjacent to Wells Fargo Arena, in downtown Des Moines at 8:12 a.m., President Sinclair presiding.

Senator Whitver moved that the roll call be dispensed with and that the President be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Sinclair declared a quorum present and the joint convention duly organized.

REPORT OF CANVASS OF VOTE

The report of the canvass of the vote was read by Meghan Nelson, the Secretary of the Joint Convention, as follows:

MADAM PRESIDENT AND GENTLEMEN AND LADIES
OF THE JOINT CONVENTION:

Your tellers, appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 8, 2022, beg leave to make the following report of the total vote cast for Governor:

Kim Reynolds.....	709,198
Deidre DeJear.....	482,950
Rick Stewart	28,998
Scattering.....	718

And the total vote cast for Lieutenant Governor at the election, held November 8, 2022:

Adam Gregg	709,198
Eric Van Lancker	482,950
Marco Battaglia	28,998
Scattering.....	718

All of which is most respectfully submitted.

JASON SCHULTZ	GARY M. MOHR
Teller of the Senate	Teller of the House
ANNETTE SWEENEY	ANN M. MEYER
Assistant Teller	Assistant Teller
ERIC GIDDENS	KENAN M. JUDGE
Assistant Teller	Assistant Teller
MEGHAN JVW NELSON	
Chief Clerk of the House and Secretary of the Joint Convention	

Senator Schultz moved the adoption of the report.

The motion prevailed by a voice vote and the report was adopted.

President Sinclair announced that the Honorable Kim Reynolds, having received the highest number of votes cast for Governor at the last general election, had been duly elected to the office of Governor of the State of Iowa for the ensuing term, or until a successor is duly elected and qualified; and the Honorable Adam Gregg, having received the highest number of votes cast for Lieutenant Governor at the last general election, had been duly elected to the office of Lieutenant Governor of the State of Iowa for the ensuing term, or until a successor is duly elected and qualified.

The following certificates were signed in the presence of the joint convention:

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

GREETING:

This is to certify that upon a canvass in Joint Convention of the two Houses of the Ninetieth General Assembly of the State of Iowa, of all the votes cast at the general election held November 8, 2022, for the office of Governor of the State of Iowa, it appeared that Kim Reynolds received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of four years and until a successor is duly elected and qualified.

Signed in the presence of the Joint Convention this thirteenth day of January, A.D., 2023.

MATT W. WINDSCHITL

Speaker of the House

JASON SCHULTZ

Teller of the Senate

GARY M. MOHR

Teller of the House

MEGHAN JVW NELSON

Chief Clerk of the House and Secretary of the Joint Convention

AMY SINCLAIR

Presiding Officer of the
Joint Convention

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

GREETING:

This is to certify that upon a canvass in Joint Convention of the two Houses of the Ninetieth General Assembly of the State of Iowa, of all the votes cast at the general election held November 8, 2022, for the office of Lieutenant Governor of the State of Iowa, it appeared that Adam Gregg received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of four years and until a successor is duly elected and qualified.

Signed in the presence of the Joint Convention this thirteenth day of January, A.D., 2023.

MATT W. WINDSCHITL

Speaker of the House
JASON SCHULTZ

Teller of the Senate
GARY M. MOHR

Teller of the House
MEGHAN JVW NELSON

Chief Clerk of the House and Secretary of the Joint Convention

AMY SINCLAIR

Presiding Officer of the
Joint Convention

President Sinclair then directed that the abstract of votes and certificates of election be filed with the Secretary of State.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify Governor-elect Reynolds and Lieutenant Governor-elect Gregg of the official result of the canvass of votes.

The motion prevailed by a voice vote and President Sinclair announced the appointment of Senators Sweeney of Hardin, Westrich of Wapello, and Boulton of Polk, on the part of the Senate; and Representatives Latham of Franklin, Kniff McCulla of Marion, and Nielsen of Johnson, on the part of the House.

The joint convention stood at ease at 8:17 a.m. and proceeded to the convention center ballroom for the inauguration of Governor-elect Kim Reynolds and Lieutenant Governor-elect Adam Gregg.

The joint convention resumed session at 9:13 a.m., President Sinclair presiding.

The Legislative Inaugural Committee, consisting of Senators Brown of Mitchell, Driscoll of Iowa, Knox of Polk, Koelker of Dubuque, Trone Garriott of Dallas, and Zaun of Polk, on the part of the Senate; and Representatives Collins of Des Moines, Forbes of Polk, James of Dubuque, Meyer of Webster, Nielson of Johnson, and Wills of Dickinson, on the part of the House, retired to escort Governor-elect Kim Reynolds and Lieutenant Governor-elect Adam Gregg to the joint convention.

“America the Beautiful” was sung by Victory from Des Moines Christian High School.

Pastor Craig Ferguson, of Johnston River of Life United Methodist Church, was escorted to his seat.

Pastor Mike Housholder of Lutheran Church of Hope was escorted to his seat.

Chief Justice Susan Christensen was escorted to her seat.

The Official 2023 Inaugural Committee was escorted to their seats.

Lieutenant Governor-elect Adam Gregg and his family, were escorted to their seats by Brigadier General Stephen E. Osborn.

Governor-elect Kim Reynolds and her husband, Kevin Reynolds, and their family were escorted to their seats by Major General Benjamin J. Corell.

The Advancement of Colors was led by members of the Iowa National Guard.

“The National Anthem” was sung by Damon Dotson.

The invocation was delivered by Pastor Craig Ferguson.

“Rise Up” was sung by Jon Mero.

Chief Justice Susan Christensen administered the oath of office to Lieutenant Governor-elect Adam Gregg, who was assisted by his wife, Cari Gregg.

President Sinclair presented Lieutenant Governor Adam Gregg, who gave the following remarks:

Governor Reynolds, Madam President, Mr. Speaker, legislators and elected officials, justices and judges, friends, family, and the people of Iowa: thank you for giving me the honor to address you today as Governor Reynolds and I begin another term leading this great state.

In my office at the Capitol is a book tracing the history of previous lieutenant governors. In preparation for my speech today, I looked through that book, searching for a past lieutenant governor whose accomplishments I might highlight. I didn't have to flip too many pages before I realized that two of the most influential former lieutenant governors are here with us this morning – Kim Reynolds and Terry Branstad.

I'm proud and honored to hold the same office as both of these history-making leaders. Thank you for elevating the role of lieutenant governor through your incredible service and success.

Some special thank yous are in order from the outset.

First to Governor Reynolds. Thank you for the opportunity to serve alongside you.

When I think of the example you've set, I can't help but think of our state motto: "Our liberties we prize and our rights we will maintain." You've shown us that's not just a motto. Not just a statement of our foundational values. You've shown me and all of Iowa that it is a command to be executed by future leaders. A command which you have implemented with fidelity, even under withering criticism from the media and political opponents. While some leaders chose to restrict freedom, control action, and compel compliance, you maintained our rights, prized our liberties, and trusted Iowans.

Through natural disasters, a pandemic, many wins and even a few losses, I've been honored to be at the table, by your side, learning and growing every step of the way. Thank you for believing in me, and allowing me to be part of your team. Please join me in saying thank you to Governor Reynolds.

To my family. First, a sincere thank you to my parents Larry and Carol, and Cari's parents Steve and Shari. You help us serve in so many ways – perhaps most importantly as babysitters-in-chief! Not easy when you live nearly four hours away. Thank you.

To my wife Cari and my children, Jackson and Lauren. Thank you for your unconditional love and support. I could never do this without you, and would never want to. We have experienced so many special moments together. Jackson and Lauren, at this ceremony four years ago, you both were little kids, squirming in your seats, half listening, and though I may be biased – very cute! Now you're more like little adults. Still probably only half-listening, but far less squirming...and still very cute! Will you help me say TY to my wonderful family?

Thank you to all three of them for keeping me humble. Yes, I may have just been sworn in for a second term as the number two executive in our state, but they often remind me that I still rank number five at home – behind Cari, both kids....and the dog.

Allow me a brief personal story. My kids get dragged along to parades, fundraisers, and all kinds of political events, and they hear lots of speeches from dad – whether they like it or not!

After a speech a while back, Lauren asked me, “Why do you always say ‘honor?’ You always say you’re honored to be here, honored to serve, and honored to represent the governor. What do you mean by that?” I explained as best I could that being honored means I take great pride in being in this role. That I take it seriously. That it is a position of trust and responsibility.

She nodded and seemed like she understood. Then she said, “That’s nice, but you still say it way too much!”

So, at the risk of facing Lauren’s wrath, let me say to the people of Iowa once again: I’m honored to serve in the role of lieutenant governor, and I’m proud to serve each and every Iowan. Thank you for giving me this opportunity.

The Iowa Constitution states that the lieutenant governor shall have such duties as the governor assigns. I appreciate that Governor Reynolds has given me meaningful roles to move the state forward, whether it was chairing the FOCUS Committee on Criminal Justice Reform, or leading the Feeding Iowans Task Force, which provided an estimated 38.4 million meals during the height of the pandemic.

Perhaps the most important role Governor Reynolds has asked of me is to lead the Governor’s Empower Rural Iowa Initiative.

Our efforts are driven by a fundamental belief in the value of the rural character of our state. Some may have the impression that rural revival is all about population growth. That metric is important, of course, but we believe rural vitality is about so much more.

As products of small-town Iowa, Governor Reynolds and I recognize that the rural communities that dot our state’s rolling hills offer something not found anywhere else. They are a place where Iowans can build their lives with unique freedom to chart their own course. Where citizens can pursue abundant opportunity in safety and security. Where you can truly have it all. We believe this way of life is worth preserving.

So what are we doing about it? We’ve invested in quality of life programs to ensure our smaller communities are attractive places to live. We’ve carved out funds in state programs so we can get more homes built in our least populous counties, and to drive investment on rural main streets and town squares. We’ve intentionally worked to develop the next generation of leaders for our communities, and ultimately for our state.

Now, I happen to be on the older end of the millennial generation (I’m told they’re calling us geriatric millennials now...which is kind of hurtful, to be honest!). In any event, folks in my generation and younger expect to be connected at all times. We’ve worked to meet that expectation through Empower Rural Iowa broadband grants, which have provided hundreds of millions of dollars to fund greater connectivity, leveraging hundreds of millions more in private investment.

Fighting for rural Iowa also means taking a clear-eyed look at our challenges, and working toward innovative solutions.

For example, Iowans have long expressed frustration with watching thousands of high school graduates walk across the stage each spring, often with a diploma in one hand and a scholarship in the other, which finances an education somewhere far from home. You might call this the old “pay and pray” strategy – paying for a student’s education elsewhere, and praying they come back some day. Our task force turned this idea on its head – we’ve piloted “reverse scholarship” programs to help students return to their rural communities after their education, and start building a life and career as young professionals.

On the other end of the spectrum, we also face a looming retirement challenge in rural Iowa. In fact, two-thirds of Iowa businesses with at least one employee are owned by a baby boomer. The future retirement of those business owners presents a strategic challenge for our state. Therefore, we're encouraging business succession planning and promoting various forms of employee ownership. After all, if an Iowa business is sold by a retiring owner to its employees, that means it's not sold to an out-of-state company which might consolidate operations elsewhere. In this way, we're working to keep jobs, wealth, and prosperity in rural Iowa, all while developing the next generation of rural entrepreneurs.

Preserving our rural way of life also has to mean preserving the health and lives of our citizens. Soon, we will turn our attention toward another long vexing challenge: rural emergency medical services. As it stands today, too many rural Iowans have limited access to timely, life-saving intervention in an emergency.

We'll use creativity and technology to tackle this problem as well - with an assist from our friends in the Holy Land!

Last year on a trade mission to Israel, I learned about the United Hatzalah model for EMS. Hatzalah is the Hebrew word for "rescue." Think of it as Uber but for EMS, allowing us to crowdsource emergency responders. When an emergency occurs and 911 is called, nearby trained volunteers are alerted through an app on their phone, allowing them to respond quickly and stabilize the patient until an ambulance arrives. This Israeli model has driven down response times in Jerusalem to ninety seconds on average. We believe this concept can be adapted to help us address our EMS challenges in rural Iowa, and we'll be funding a pilot program to do just that.

These are all examples of programs which are using new and innovative ways to address long standing problems and challenges in rural Iowa. Our goal in all of this is to give Iowans the freedom to build the life they dream of, no matter where they live.

Preserving and empowering rural Iowa – and all of Iowa – means preserving this freedom, and the values that underlie it.

As I close, I want to draw your attention to an iconic rural Iowa attraction, which has received renewed focus in recent years – the Field of Dreams. I love the movie, and I've watched it countless times.

Perhaps the most famous line from that movie: "Is this Heaven? No, it's Iowa."

But the rest of that exchange with Kevin Costner's character is also profound and meaningful, though often overlooked. He goes on to ask the ghost player, who is actually his dad, whether heaven exists.

The ghost player responds, "Oh yeah - it's the place dreams come true."

Kevin Costner looks at his ball field he created when everyone said he was crazy. He looks at the rolling cornfield beyond. He looks at his wife and daughter on the porch of his beautiful home in rural Iowa. And he replies, "Well maybe this is heaven."

Maybe it is!

I'm not saying you have to plow under a cornfield to build a baseball diamond, but you can build an incredible life here in Iowa. You can build something that's uniquely yours – a business, a nonprofit, a life of your own. You can raise a family and provide great opportunities for your children. You can live in a peaceful place and impact your community through service. You can have it all – maybe even a little piece of heaven...and that's what Governor Reynolds and I are working to preserve.

Thank you, God bless you, and God bless the great state of Iowa.

“Oceans” was sung by Maddie Poppe.

Chief Justice Susan Christensen administered the oath of office to Governor-elect Kim Reynolds, assisted by her husband, Kevin Reynolds.

President Sinclair presented Governor Kim Reynolds who delivered the following inaugural address:

Madam President, Mr. Speaker, Lt. Governor, legislative leaders and members, justices and judges, distinguished guests, family, friends, my fellow Iowans:

I'm so honored to be here. I want to start by saying “Thank you.”

Thank you, Iowans, for the trust you've placed in me; for giving me the indescribable honor of serving as the governor of this great state. Everything we've accomplished over the last four years, and everything to come, begins and ends with your unwavering support. I would not be here without you.

The heart of Iowa is my passion, and the people are my compass. I believe in Iowa; more importantly I believe in Iowans. Our families, our small communities and neighborhoods, our quality of life—all that make this such a special place.

I'm humbled and honored to embark on a second term.

Thank you to my entire family—who have surrounded me with love, grace, encouragement, reassurance, and a lot of patience. You bring out the best in me.

Mom and Dad, thanks for instilling in me a sense of responsibility to leave things better for the next generation and to serve our neighbors with honor. The past few years, I know you've faced ups and downs, health scares and difficult decisions, and through it all I've witnessed your courage and faith. Thank you for leading by example. I am so blessed to have your love and support.

Kevin, nothing I have done or achieved would be possible without your love and support. You continue to be my source of strength; I'm a better person because of you. You are an incredible husband, father, and grandpa to our eleven grandchildren, and this state is lucky to have you as their first gentleman. Your service to Iowans, including your work honoring disabled veterans, is appreciated by all.

Nicole, Jennifer, and Jess: You were my first constituents, even though you never got to vote and couldn't have replaced me if you tried. But together with you, I learned about setting boundaries, meeting budgets, and having faith in the process of negotiation. You are amazing moms and it's fun watching life come full circle as you go through some of your own negotiations now. I'm so proud of each of you.

Ryan, Jason, and Scott: Dealing with a mother-in-law can be difficult at the best of times. Throw in my current job and it's a whole new ballgame. Thank you for making time for our family's special role in service to the people of Iowa. But most of all, thank you for the unconditional love you show my daughters and grandchildren.

To my grandkids: you warm my heart and bring such joy to grandpa and me. I know I don't get to as many activities as I would like, which is why I cheer so loud when I'm there. (Maybe sometimes maybe too loud, right Gavin?) But I love spending time with you; being your grandma is the best job in the world. It's your faces I see in the decisions I make and the optimism I feel for our future. I love you.

Lieutenant Governor: Thank you for being a loyal and vital member of my team. I know first-hand what it's like to sit in your seat, and I know your service may sometimes seem thankless. But I also know, and Iowans know, how hard you work to bring visibility and new ideas to help empower rural Iowa, and by serving as a voice for rural issues in our office. Thank you for your service and inspiring words this morning.

And to my incredible team and cabinet, your dedication to public service is unparalleled. You are a small but mighty force and I am so proud to serve alongside you every day.

When we gathered here four years ago, I closed my speech by saying that:

The world is constantly changing—sometimes for the better and sometimes not. We must be prepared to embrace the change that enriches our lives and lets us focus on what's important.

But when it comes to the qualities that define our great State, let's not let the world change us. Let's change the world.

When I said that, we didn't know how important it would be; we didn't know how much change was ahead and how fast it would come. But together we persevered through the lowest lows and the highest highs. And in the midst of the chaos, we stayed true to who we are, and we earned the respect of the nation.

Calvin Coolidge once said, "The real heart of the American Government depends upon the heart of the people." What do I see when I look at the heart of Iowans?

I see kindness and self-reliance; I see grace and humility. It's every self-deprecating joke we tell about ourselves and every effort to share the credit for our accomplishments. It's the way Iowans are more likely to brag about getting a great deal than making an expensive purchase.

I see love of family and community, of state and country.

I see compassion—even for their governor. During the pandemic, because things were changing so fast, I thought it was important for the people of Iowa to hear directly from me with a daily press conference. In the middle of one of those briefings, right on camera, I choked up as I thanked Iowans and acknowledged the anxiety and despair that all of us were feeling.

Immediately I was filled with regret. I was disappointed in myself, because I had shown weakness at a time when I believed Iowans needed to see unwavering strength from their governor. It felt like I had let Iowans down. But I was wrong. Many of you were feeling the same way; Iowans flooded my office with messages of support, thanking me for caring so deeply. They saw their emotions in mine and themselves in me.

The response of Iowans that day reassured me that many of you saw I wasn't trying to make decisions for you, but as one of you, using the best judgment and deepest empathy I could summon in those trying times.

That connection to my fellow Iowans is one of the reasons I decided to run again for this office. Because over the last four years, what we've seen from too many elected leaders—in other states and in our nation's capital—was the exact opposite. The disconnect between these leaders and the people who have to live with their decisions was both irrational and inexcusable.

What else can we conclude when states shut down schools, closed businesses and restricted their citizens' for two years, then characterized it as just "following the science?" When our government fired our men and women in uniform for their medical decisions but paid others to stay home?

Because states like Iowa had the courage and sense to swim against the current, today we rarely see public officials make the case for such policies; in fact, we often hear denials they did.

As scary as it sounds, it would have been easy to completely shut down our economy during the pandemic. It would have been easy to keep kids out of the classroom.

But easy was not right. And let me tell you, right was not always easy.

But I learned a long time ago not to fear what I cannot control and to focus on what really matters.

Two decades ago, I began living by the motto "one day at a time," because I had a problem and had hit bottom.

Thankfully, through my faith and with the help of my family, I found the courage to get back up.

I found the courage to become the mom my girls needed me to be and the wife Kevin deserved.

Hardest of all, I found the courage to forgive myself. To let go.

“Trust in the Lord with all our heart and lean not on your own understanding; in all your ways acknowledge him, and he will make your paths straight.” Psalm 32:8

Having that perspective has given me freedom. A freedom to be bold and not beholden.

Not beholden to others, to elections, or even to what’s popular. Instead, I have the freedom to do what I believe is right. Right for our state, right for our citizens, and, most of all, right for our children—regardless of the personal consequences to me.

Over the last four years, we’ve all reached that place together. We struggled through difficult and scary times, but we’ve come out stronger. We have been forged in the fire, and it shows in the strength of our resolve. A resolve to be decisive and bold; to stand for freedom and to respect those we serve; to lead the nation.

And when that next unexpected challenge arrives—and it will— we will once again be ready to tune out the noise and do what’s right. We’ll know from experience that the easiest decisions are often the ones that need extra scrutiny; that what almost everyone believes they know to be true is the same thing they will soon regret.

Over the last four years, we’ve built a strong foundation upon which Iowa can continue to rise. A place where children and parents come before special interests, where life is protected, and work is rewarded. A place where families thrive, businesses grow, and government is responsive to the people.

And this is the work we will continue to do. Because Iowans want results, not excuses. And results are what we delivered—a national reputation as the #1 state for fiscal responsibility and opportunity, a top ten state for living and raising children. A strong economy with low taxes, thriving communities, and flourishing families.

In short, a vibrant present and an even brighter future.

In states across the country, fame, wealth, and good connections are required to really get ahead. But here, in Iowa, hard work, fairness and understanding are what matters.

That’s why I’m so glad that Republicans will be holding the first presidential caucus in Iowa, and why I’m so disappointed that Democrats are not.

As a Republican, it benefits my party for Democrats to turn away from Iowa. As an American, it pains me to see.

Early in her career, Margaret Thatcher said “in politics, if you want anything said, ask a man; if you want anything done, ask a woman.” Now I don’t *generally* subscribe to that theory; I mean, men have come a long way since 1965 when Margaret Thatcher said that.

But if we were to refresh that quote for today, I think it would go something like this: “If you want something done *right*, ask an Iowan.”

That’s true for just about anything—and it’s definitely true for a presidential selection. You see, Iowans look beyond the flash, beyond credentials. They peek behind the curtains and consultants to see the real person.

You can’t buy a victory in Iowa; and you can’t fake it either. You have to sit down with the people of this great state and tell them what makes you tick. They need to see that you have the moral conviction to do what’s right, not what’s politically expedient. Because anyone can have a 10-point plan to save America; not everyone has the moral compass to do it.

So to the national Democrats, to President Biden, I say this: Reconsider. Come back to Iowa, and you won’t regret it.

And to my fellow Republicans: Welcome back! Iowans look forward to hosting you over the next year; to having you in their living rooms and to having real conversations. We take this opportunity—and we know it is an opportunity—very seriously. We hope you do too.

I know that the world is changing, faster than at any point in my lifetime. I know people are turning away from their faith, turning away from our shared American values, and often turning away from hard work.

It worries me, and I know it worries many of you. But here in Iowa, it's different. In Iowa, America still works; it's where real life still lives.

In a world increasingly marked by uncertainty, Iowa's strength and stability stand out as a beacon of hope.

So, as the world descends upon Iowa over this next year, let's show them who we are; let's show them why we're first. Because what America wants right now, what it needs more than anything else, is exactly what we've always valued. Real people, connected and safe communities, and the freedom to flourish. The road to national renewal really does run through Iowa.

That's why I truly believe Iowa has never been more important than it is today. And it's why I'm so proud of this state and its people, and it's why I'm so proud to be your governor.

Thank you, once again, for this great honor. Thank you for standing strong through it all.

God bless you, and God bless the great state of Iowa.

The benediction was offered by Pastor Mike Housholder.

Governor Kim Reynolds and her family were escorted from the Joint Convention by Major General Corell.

Lieutenant Governor Adam Gregg and his family were escorted from the Joint Convention by Brigadier General Osborn.

Representative Windschitl moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Whitver, the Senate was adjourned at 10:28 a.m. until 10:00 a.m., Tuesday, January 17, 2023.

APPENDIX

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 (INSURANCE DIVISION)

Consumer Advocate Bureau Annual Report, pursuant to Iowa Code section 505.8. Report received on January 13, 2023.

Financial Exploitation of Eligible Adults Report, pursuant to Iowa Code section 502.810. Report received on January 13, 2023.

DEPARTMENT OF CORRECTIONS

Electronic Monitoring System Report, pursuant to 2022 Iowa Acts, HF 2559, section 8. Report received on January 13, 2023.

DEPARTMENT OF EDUCATION

Antibullying Program Report, pursuant to 2022 Iowa Acts, HF 2575, section 5. Report received on January 13, 2023.

Iowa Reading Research Center Annual Report, pursuant to Iowa Code section 256.9. Report received on January 13, 2023.

Online Learning in Iowa Annual Report, pursuant to Iowa Code section 256.7. Report received on January 13, 2023.

IOWA COMMISSION ON UNIFORM STATE LAWS

2022 Annual Report, pursuant to Iowa Code section 5.4. Report received on January 12, 2023.

DEPARTMENT OF PUBLIC DEFENSE

Offenses Reported to Civilian Law Enforcement Authorities, pursuant to Iowa Code sections 29B.116B and 65.3. Report received on January 13, 2023.

DEPARTMENT OF TRANSPORTATION

Highway Construction Program Expenditures and Contractual Obligations, pursuant to Iowa Code section 307.12. Report received on January 13, 2023.

STUDY BILL RECEIVED

SSB 1040 Local Government

Providing for the issuance of an annual statewide license for a farmers market, including a license fee, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 1040

LOCAL GOVERNMENT: Green, Chair; Driscoll and Knox

JOURNAL OF THE SENATE

NINTH CALENDAR DAY
SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 17, 2023

The Senate met in regular session at 10:04 a.m., President Sinclair presiding.

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Friday, January 13, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:08 a.m. until 9:00 a.m., Wednesday, January 18, 2023.

APPENDIX

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:

ECONOMIC DEVELOPMENT AUTHORITY

Targeted Small Business Report, pursuant to Iowa Code section 15.108. Report received on January 17, 2023.

Tourism Office Activities Report, pursuant to 2022 Iowa Acts, HF 2564, section 3. Report received on January 17, 2023.

DEPARTMENT OF EDUCATION

Additional Data Report, pursuant to Iowa Code section 260C.14. Report received on January 17, 2023.

Condition of Iowa's Community College Report, pursuant to Iowa Code section 260C.14. Report received on January 17, 2023.

Enrich Iowa Program Report—Library Services Division, pursuant to Iowa Code section 256.57. Report received on January 13, 2023.

Gap Tuition Assistance Program Report, pursuant to Iowa Code section 260I. Report received on January 17, 2023.

Iowa Community Colleges 260G ACE Infrastructure Report, pursuant to Iowa Code section 260G. Report received on January 17, 2023.

Pathways for Academic Career and Employment (PACE) Program Report, pursuant to Iowa Code section 260H. Report received on January 17, 2023.

Senior Year Plus Program Report, pursuant to Iowa Code section 261E.3. Report received on January 17, 2023.

Supplemental Assistance for High-Need Schools Report, pursuant to Iowa Code section 284.11. Report received on January 17, 2023.

IOWA LOTTERY AUTHORITY

Iowa Lottery Authority Quarterly Report, pursuant to Iowa Code section 99G.7. Report received on January 17, 2023.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 17, 2023.

New Career Vocational Training and Education Program Report, pursuant to 2019 Iowa Acts, HF 518, section 18. Report received on January 17, 2023.

REPORTS OF COMMITTEE MEETINGS

HEALTH AND HUMAN SERVICES

Convened: Tuesday, January 17, 2023, 1:00 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: None.

Committee Business: Distribution of Sub-committee assignments.

Adjourned: 1:05 p.m.

VETERANS AFFAIRS

Convened: Tuesday, January 17, 2023, 4:00 p.m.

Members Present: Reichman, Chair; Salmon, Vice Chair; Dotzler, Ranking Member; Alons, Bennett, Costello, Dawson, Edler, Lofgren, McClintock, and Weiner.

Members Absent: Winckler (excused).

Committee Business: SF 15.

Adjourned: 4:05 p.m.

WORKFORCE

Convened: Tuesday, January 17, 2023, 2:00 p.m.

Members Present: Dickey, Chair; McClintock, Vice Chair; Donahue, Ranking Member; Dotzler, Driscoll, Guth, and Rowley.

Members Absent: Boulton, Kraayenbrink, Schultz, J. Taylor, and T. Taylor (all excused).

Committee Business: Subcommittee Assignments.

Adjourned: 2:05 p.m.

INTRODUCTION OF BILLS

Senate File 80, by Rowley, a bill for an act regarding the registration and titling of motor vehicles, including by providing for initial registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 81, by Salmon, a bill for an act relating to racism or sexism trainings at, and diversity and inclusion efforts by, governmental agencies and entities, school districts, and public postsecondary educational institutions, and including civil penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 82, by Dotzler, Weiner, Bennett, Giddens, and Winckler, a bill for an act relating to the veterans trust fund, making appropriations, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 83, by J. Taylor, Guth, Lofgren, Garrett, Westrich, Rowley, Zaun, Salmon, Rozenboom, Green, Evans, De Witt, Alons, Sweeney, Reichman, and Cournoyer, a bill for an act relating to instruction relating to gender identity in the curriculum provided to students enrolled in kindergarten through grade eight in school districts, accredited nonpublic schools, and charter schools and creating a private cause of action.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 84, by Driscoll, a bill for an act relating to sexual exploitation of a minor and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 85, by Salmon, a bill for an act relating to public education, including participation in surveys, analyses, activities, or evaluations by students, employees, and contractors of school districts or charter schools and prohibiting the use of certain resources or materials related to social and emotional learning.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 86, by Klimesh, a bill for an act relating to continuity of care and nonmedical switching by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

STUDY BILLS RECEIVED

SSB 1041 Health and Human Services

Relating to controlled substances, including amending certain controlled substances schedules and precursor substances reporting requirements, making penalties applicable, and including effective date provisions.

SSB 1042 Commerce

Relating to bank utilization of filing services offered by the secretary of state.

SSB 1043 Commerce

Relating to electric power generating facility emission plans and projects, and including effective date and applicability provisions.

SSB 1044 Health and Human Services

Relating to health care employment agencies, health care employment agency workers, and health care entities, and including retroactive applicability provisions.

SSB 1045 Health and Human Services

Relating to professionals who qualify as mental health professionals in certain circumstances.

SSB 1046 Health and Human Services

Relating to the referral of a patient for diagnostic imaging by a physical therapist.

SSB 1047 Judiciary

Relating to electronic presence for purposes of executing wills and codicils.

SSB 1048 Judiciary

Relating to continuous sexual abuse of a child, and making penalties applicable.

SSB 1049 Education

Relating to education, including eligibility for grants under the teach Iowa scholar program, licenses issued by the board of educational examiners, and the use of revenues from the district management levy, and including applicability provisions.

SSB 1050 Commerce

Relating to insurance coverage for covered individuals for the treatment of autism spectrum disorder.

SSB 1051 Local Government

Relating to the authority of a county treasurer to postpone or cancel an annual tax sale.

SSB 1052 Local Government

Designating certain county flood mitigation activities as an essential county purpose.

SSB 1053 Local Government

Regarding the registration and titling of motor vehicles, including by providing for initial registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 1**
(Reassigned)

STATE GOVERNMENT: Dawson, Chair; Bisignano and Koelker

Senate File 1

HEALTH AND HUMAN SERVICES: Edler, Chair; Jochum and Rowley

Senate File 4

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

Senate File 5

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

Senate File 31

TECHNOLOGY: Koelker, Chair; Alons and Knox

Senate File 38

EDUCATION: J. Taylor, Chair; Trone Garriott and Westrich

Senate File 40

JUDICIARY: J. Taylor, Chair; Quirmbach and Reichman

Senate File 44

COMMERCE: Boussetot, Chair; Bisignano and Rowley

Senate File 46

TECHNOLOGY: Webster, Chair; Boussetot and Dotzler

Senate File 50

TECHNOLOGY: Koelker, Chair; Webster and Weiner

Senate File 51

HEALTH AND HUMAN SERVICES: Edler, Chair; Alons and Petersen

Senate File 52

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

Senate File 53

EDUCATION: Cournoyer, Chair; Celsi and Gruenhagen

Senate File 54

HEALTH AND HUMAN SERVICES: Edler, Chair; Garrett and Petersen

Senate File 56

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

Senate File 57

HEALTH AND HUMAN SERVICES: Edler, Chair; Petersen and Rowley

Senate File 58

EDUCATION: J. Taylor, Chair; Giddens and Salmon

Senate File 62

HEALTH AND HUMAN SERVICES: Rowley, Chair; Edler and Petersen

Senate File 63

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

Senate File 65

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

Senate File 66

EDUCATION: Rozenboom, Chair; Celsi and Kraayenbrink

Senate File 67

HEALTH AND HUMAN SERVICES: Edler, Chair; Petersen and Rowley

Senate File 75

HEALTH AND HUMAN SERVICES: Costello, Chair; Evans and Petersen

Senate File 76

COMMERCE: Dawson, Chair; Petersen and Schultz

Senate File 79

VETERANS AFFAIRS: Costello, Chair; Bennett and McClintock

Senate File 86

COMMERCE: Klimesh, Chair; Bisignano and Westrich

SSB 1041

HEALTH AND HUMAN SERVICES: Alons, Chair; Sweeney and Trone Garriott

SSB 1042

COMMERCE: Webster, Chair; Bisignano and Dickey

SSB 1043

COMMERCE: Boussetlot, Chair; De Witt and Knox

SSB 1044

HEALTH AND HUMAN SERVICES: Costello, Chair; Jochum and Rowley

SSB 1045

HEALTH AND HUMAN SERVICES: Costello, Chair; Alons and Donahue

SSB 1046

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

SSB 1047

JUDICIARY: Reichman, Chair; Evans and Quirmbach

SSB 1048

JUDICIARY: Garrett, Chair; Petersen and Reichman

SSB 1049

EDUCATION: Garrett, Chair; Evans and Quirmbach

SSB 1050

COMMERCE: Westrich, Chair; Petersen and Schultz

SSB 1051

LOCAL GOVERNMENT: Webster, Chair; Quirnbach and Westrich

SSB 1052

LOCAL GOVERNMENT: Shipley, Chair; Guth and Knox

SSB 1053

LOCAL GOVERNMENT: Lofgren, Chair; Klimesh and Weiner

FINAL COMMITTEE REPORT OF BILL ACTION

VETERANS AFFAIRS

Bill Title: SENATE FILE 15, a bill for an act appropriating moneys to the Iowa finance authority for the home ownership assistance program for eligible service members.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Reichman, Salmon, Dotzler, Alons, Bennett, Costello, Dawson, Edler, Lofgren, McClintock, and Weiner. Nays, none. Excused, 1: Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

COMMITTEE CHANGE

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

JOURNAL OF THE SENATE

TENTH CALENDAR DAY
SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 18, 2023

The Senate met in regular session at 9:00 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Adrian Dickey, member of the Senate from Jefferson County, Packwood, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Tuesday, January 17, 2023, was approved.

BILL REFERRED TO COMMITTEE

President Sinclair announced that **Senate File 15** was referred from the Regular Calendar to the committee on **Appropriations** under Senate Rule 38.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:07 a.m. until the completion of a meeting of the committee on Education.

RECONVENED

The Senate reconvened at 12:30 p.m., President Sinclair presiding.

BILL REFERRED TO COMMITTEE

President Sinclair announced that **Senate File 94** was referred from the Regular Calendar to the committee on **Appropriations** under Senate Rule 38.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 12:32 p.m. until 9:00 a.m., Thursday, January 19, 2023.

APPENDIX

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 EDUCATION

Adult Education and Literacy Program Report, pursuant to Iowa Code section 260C.50. Report received on January 18, 2023.

Statewide Work-Based Intermediary Network Report, pursuant to Iowa Code section 256.40. Report received on January 18, 2023.

Workforce Training and Economic Development (WTED) Fund Annual Report, pursuant to Iowa Code section 260C.18A. Report received on January 18, 2023.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Wednesday, January 18, 2023, 1:00 p.m.

Members Present: Brown, Chair; Bousset, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, and Webster.

Members Absent: Westrich (excused).

Committee Business: Subcommittee assignment distribution.

Adjourned: 1:05 p.m.

EDUCATION

Convened: Wednesday, January 18, 2023, 11:30 a.m.

Members Present: Rozenboom, Chair; J. Taylor, Vice Chair; Quirmbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Green, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, and Westrich.

Members Absent: None.

Committee Business: Approved minutes, subcommittee assignments, SSB 1022 discussed and passed 11 yeas and 5 nays. Adjourned.

Adjourned: 12:20 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, January 18, 2023, 10:00 a.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, and Westrich.

Members Absent: Winckler (excused).

Committee Business: Presentation of 3D Printed Homes.

Adjourned: 10:50 a.m.

TECHNOLOGY

Convened: Wednesday, January 18, 2023, 2:00 p.m.

Members Present: Cournoyer, Chair; Kraayenbrink, Vice Chair; Bennett, Ranking Member; Alons, Busselot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: Assignment of bills to subcommittee. Presentation on Cybersecurity.

Adjourned: 2:45 p.m.

INTRODUCTION OF BILLS

Senate File 87, by Brown, a bill for an act relating to student cardiac evaluations during physical examinations required to partake in school athletics.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 88, by Salmon, a bill for an act relating to the presence of an illegal drug in a newborn's body, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 89, by Brown, a bill for an act relating to confidential mail sent by an inmate's attorney to an inmate committed to the custody of the department of corrections.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 90, by Salmon, a bill for an act relating to special registration plates for motor vehicles, including plates displaying a decal approved by the department of veterans affairs or a decal of a nonprofit veterans' organization.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 91, by Salmon, a bill for an act relating to powers and duties applicable to state of disaster emergencies and public health disasters.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 92, by Salmon, a bill for an act relating to the reporting of false information regarding suspected dependent adult abuse in facilities and programs, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 93, by Salmon, a bill for an act relating to dependent adult abuse investigations in facilities and programs.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 94, by committee on Education, a bill for an act relating to education programs and funding by establishing an education savings account program, modifying certain school district categorical funding supplements, making appropriations, providing penalties, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 95, by Boulton, Knox, Dotzler, Donahue, Weiner, Celsi, Bennett, Giddens, Jochum, T. Taylor, Trone Garriott, Wahls, Petersen, Quirmbach, Bisignano, and Winckler, a bill for an act relating to a family leave and medical leave insurance program that provides for paid, job-protected leave for certain family leave and medical leave reasons for eligible employees of specified employers.

Read first time under Rule 28 and referred to committee on **Workforce**.

STUDY BILLS RECEIVED

SSB 1054 Commerce

Relating to allowable forms of payment for amusement concessions at an amusement park and an arcade.

SSB 1055 Commerce

Relating to communication methods regarding the disposition of unclaimed property and including applicability provisions.

SSB 1056 Ways and Means

Relating to the calculation of assessment limitations for residential property and including effective date and retroactive applicability provisions.

SSB 1057 Commerce

Relating to group capital calculation filings by certain insurance holding company systems.

SSB 1058 State Government

Creating a work group relating to the removal, transfer, and transportation of human remains by persons other than a funeral director.

SSB 1059 Commerce

Relating to plan, update, and budget review of rate-regulated electric utilities, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 4**

STATE GOVERNMENT: Westrich, Chair; Cournoyer and Weiner

Senate File 29
(Reassigned)

EDUCATION: Rozenboom, Chair; Celsi and Gruenhagen

Senate File 60

TRANSPORTATION: Lofgren, Chair; Celsi and Klimesh

Senate File 64

JUDICIARY: Schultz, Chair; Boulton and Zaun

Senate File 69

JUDICIARY: Zaun, Chair; Boulton and Boussetot

Senate File 70

JUDICIARY: Schultz, Chair; Petersen and Zaun

Senate File 72

AGRICULTURE: Zumbach, Chair; Bisignano and Rozenboom

Senate File 73

JUDICIARY: Schultz, Chair; Dawson and Petersen

Senate File 74

STATE GOVERNMENT: Boussetot, Chair; Jochum and Schultz

Senate File 77

JUDICIARY: Dawson, Chair; Knox and Schultz

Senate File 78

JUDICIARY: Dawson, Chair; Knox and Schultz

Senate File 81

JUDICIARY: Boussetot, Chair; Evans and Petersen

Senate File 82

VETERANS AFFAIRS: Lofgren, Chair; Dawson and Weiner

Senate File 84

JUDICIARY: Dawson, Chair; De Witt and Petersen

Senate File 90

VETERANS AFFAIRS: Salmon, Chair; Costello and Dotzler

SSB 1031

(Reassigned)

TRANSPORTATION: Klimesh, Chair; Koelker and T. Taylor

SSB 1054

COMMERCE: Bousset, Chair; Gruenhagen and Trone Garriott

SSB 1055

COMMERCE: De Witt, Chair; Giddens and Koelker

SSB 1056

WAYS AND MEANS: Dawson, Chair; Jochum and Koelker

SSB 1057

COMMERCE: De Witt, Chair; Knox and Koelker

SSB 1058

STATE GOVERNMENT: Salmon, Chair; Brown and Celsi

SSB 1059

COMMERCE: Klimesh, Chair; Bousset and Jochum

FINAL COMMITTEE REPORT OF BILL ACTION**EDUCATION**

Bill Title: SENATE FILE 94 (SSB 1022), a bill for an act relating to education programs and funding by establishing an education savings account program, modifying certain school district categorical funding supplements, making appropriations, providing penalties, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Rozenboom, J. Taylor, Cournoyer, Evans, Garrett, Green, Gruenhagen, Kraayenbrink, Salmon, Sinclair, and Westrich. Nays, 5: Quirmbach, Celsi, Donahue, Giddens, and Trone Garriott. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

ELEVENTH CALENDAR DAY
EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 19, 2023

The Senate met in regular session at 9:00 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County, Nodaway, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Wednesday, January 18, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:04 a.m. until 1:00 p.m., Monday, January 23, 2023.

APPENDIX

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 NATURAL RESOURCES

State Preserves Report, pursuant to Iowa Code section 465C.8. Report received on January 19, 2023.

DEPARTMENT OF VETERANS AFFAIRS

Veterans' Trust Fund Report, pursuant to Iowa Code section 35A.13. Report received on January 19, 2023.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Thursday, January 19, 2023, 10:10 a.m.

Members Present: Kraayenbrink, Chair; Zumbach, Vice Chair; Petersen, Ranking Member; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Reichman, Rowley, J. Taylor, and T. Taylor.

Members Absent: Lofgren and Winckler (both excused).

Committee Business: SF 94.

Adjourned: 11:00 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 5, by Green, a joint resolution calling for an Article V convention in order to propose amendments to the Constitution of the United States that impose fiscal restraints, limit the power and jurisdiction of the federal government, and limit the number of terms that a person may serve in Congress, and requesting Congress to similarly propose such amendments.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

Senate File 96, by Green, a bill for an act relating to motor vehicles that traverse certain railroad grade crossings against a gate or signal, and providing penalties.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 97, by Green, a bill for an act relating to requirements for and restrictions on special minor's driver's licenses, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 98, by Guth, Klimesh, Salmon, Green, and Edler, a bill for an act relating to the investment of certain public funds in companies that are owned or controlled by Chinese military or government services.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 99, by Guth, a bill for an act relating to immunization information requested on a medical examiner investigation form.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 100, by J. Taylor, a bill for an act relating to pipeline project investor disclosures and providing effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 101, by J. Taylor, a bill for an act repealing eminent domain authority for hazardous liquid pipelines and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 102, by J. Taylor, a bill for an act repealing provisions for land surveys in connection with hazardous liquid pipeline construction projects and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 103, by J. Taylor, a bill for an act relating to liquid hazardous pipeline voluntary easement negotiation requirements and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 104, by J. Taylor, a bill for an act relating to requiring landowner approval for a pipeline company submitting a request for the right to exercise eminent domain and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 105, by Donahue, a bill for an act relating to insurance coverage for acupuncture.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 106, by McClintock, a bill for an act relating to lifetime trout fishing licenses for disabled veterans.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 107, by Salmon, a bill for an act relating to elder abuse.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 108, by Garrett, Zaun, Rozenboom, Costello, Kraayenbrink, Cournoyer, Shipley, Sweeney, Green, Reichman, Salmon, Guth, Edler, Klimesh, Westrich, Evans, Rowley, Schultz, Gruenhagen, McClintock, Alons, De Witt, Dawson, Koelker, and Lofgren, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED**SSB 1060 Transportation**

Relating to third-party testers who administer the knowledge and driving skills tests required for a commercial learner's permit or commercial driver's license.

SSB 1061 Transportation

Relating to single-trip permits for vehicles of excessive size and weight during special or emergency situations.

SSB 1062 Transportation

Relating to commercial driver's licenses and commercial learner's permits, including compliance with federal regulations, and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**Senate File 11**

TRANSPORTATION: Zumbach, Chair; Bennett and Brown

Senate File 24

TRANSPORTATION: Shipley, Chair; T. Taylor and Webster

Senate File 47

TRANSPORTATION: Klimesh, Chair; Bisignano and Webster

Senate File 48

TRANSPORTATION: Dickey, Chair; Giddens and Webster

Senate File 61

JUDICIARY: Dawson, Chair; Bisignano and Reichman

Senate File 71

TRANSPORTATION: Klimesh, Chair; Celsi and Dickey

Senate File 80

TRANSPORTATION: Klimesh, Chair; Giddens and Webster

Senate File 94

APPROPRIATIONS: Kraayenbrink, Chair; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Petersen, Reichman, Rowley, J. Taylor, T. Taylor, Winckler, and Zumbach

SSB 1060

TRANSPORTATION: Dickey, Chair; Brown and Winckler

SSB 1061

TRANSPORTATION: Zumbach, Chair; De Witt and T. Taylor

SSB 1062

TRANSPORTATION: Klimesh, Chair; Shipley and T. Taylor

FINAL COMMITTEE REPORT OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 94, a bill for an act relating to education programs and funding by establishing an education savings account program, modifying certain school district categorical funding supplements, making appropriations, providing penalties, and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Kraayenbrink, Zumbach, Alons, Costello, Edler, Garrett, Green, Guth, Koelker, Reichman, Rowley, and J. Taylor. Nays, 6: Petersen, Celsi, Donahue, Dotzler, Giddens, and T. Taylor. Excused, 2: Lofgren and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

REPORT OF THE SECRETARY OF THE SENATE

January 19, 2023

The Honorable Paul Pate
Secretary of State
Hand-Delivered

Re: Certified Copy of Senate Journal

Dear Secretary Pate:

Pursuant to Iowa Code section 2.9(1)(b), my office is required to “preserve copies of the printed daily journals...as corrected, certify to their correctness, and file them with the secretary of state....”

With this letter I am providing your office a copy of the Senate Journal for the 89th Iowa General Assembly 2022 Regular Session January 10-May 24. The certification of the correctness of the same is limited to the avoidance of intentional error, oversight, or knowing mistake by either the Secretary of the Senate’s office or the publishing company.

If you have any questions or concerns, please notify me.

Sincerely,

W. Charles Smithson
Secretary of the Senate

JOURNAL OF THE SENATE

FIFTEENTH CALENDAR DAY
NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 23, 2023

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

Prayer was offered by the Honorable Annette Sweeney, member of the Senate from Hardin County, Iowa Falls, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Thursday, January 19, 2023, was approved.

The Senate stood at ease at 1:04 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:20 p.m., President Pro Tempore Zaun presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 94.

Senate File 94

On motion of Senator Sinclair, **Senate File 94**, a bill for an act relating to education programs and funding by establishing an education savings account program, modifying certain school district categorical funding supplements, making appropriations, providing penalties, and including effective date and retroactive applicability provisions, with report of committee on Appropriations recommending passage, was taken up for consideration.

Senator Sinclair offered amendment S-3001, filed by her from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Sinclair offered amendment S-3002, filed by her from the floor to pages 1-12 and amending the title provisions of amendment S-3001.

SPECIAL GUEST

President Pro Tempore Zaun introduced to the Senate chamber the Honorable Jerry Behn, former member of the Senate from Boone County, Boone, Iowa.

The Senate rose and expressed its welcome.

The Senate stood at ease at 4:36 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:55 p.m., President Pro Tempore Zaun presiding.

The Senate resumed consideration of amendment S-3002 to amendment S-3001.

Senator Sinclair moved the adoption of amendment S-3002 to amendment S-3001.

A record roll call was requested.

On the question “Shall amendment S–3002 to amendment S–3001 be adopted?” (S.F. 94), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Absent, none.

Amendment S–3002 to amendment S–3001 was adopted.

Senator Sinclair moved the adoption of amendment S–3001, as amended.

A record roll call was requested.

On the question “Shall amendment S–3001, as amended, be adopted?” (S.F. 94), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Absent, none.

Amendment S–3001, as amended, was adopted.

(Senate File 94 was deferred.)

The Senate stood at ease at 5:06 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 9:29 p.m., President Pro Tempore Zaun presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on January 23, 2023, **passed** the following bill in which the concurrence of the Senate is asked:

House File 68, a bill for an act relating to education programs and funding by establishing an education savings account program, modifying certain school district categorical funding supplements and supplementary weighting, making appropriations, providing penalties, and including effective date and retroactive applicability provisions.

Read first time and **attached to Senate File 94**.

(The Senate resumed consideration of Senate File 94.)

Senator Sinclair asked and received unanimous consent that **House File 68** be **substituted** for **Senate File 94**.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bisignano, until he returns, on request of Senator Wahls.

House File 68

On motion of Senator Sinclair, **House File 68**, a bill for an act relating to education programs and funding by establishing an education savings account program, modifying certain school district categorical funding supplements and supplementary weighting, making appropriations, providing penalties, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dawson took the chair at 10:08 p.m.

President Pro Tempore Zaun took the chair at 11:06 p.m.

Senator Sinclair 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. 68), the vote was:

Yeas, 31:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	Reichman	Rowley
Rozenboom	Salmon	Schultz	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 18:

Bennett	Boulton	Celsi	Donahue
Dotzler	Evans	Giddens	Jochum
Knox	Mcclintock	Petersen	Quirmbach
Shipley	Taylor, T.	Trone Garriott	Wahls
Weiner	Winckler		

Absent, 1:

Bisignano

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

WITHDRAWN

Senator Sinclair asked and received unanimous consent that **Senate File 94** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 68** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 12:28 a.m. until 9:00 a.m., Tuesday, January 24, 2023.

APPENDIX

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:

ECONOMIC DEVELOPMENT AUTHORITY

Innovation Fund Tax Credit Program Report, pursuant to Iowa Code section 15E.52. Report received on January 20, 2023.

Iowa Energy Center Annual Report, pursuant to Iowa Code section 1007.3. Report received on January 20, 2023.

Iowa Reinvestment District Program Report, pursuant to Iowa Code section 15J.4. Report received on January 20, 2023.

DEPARTMENT OF NATURAL RESOURCES

Proceeds Deposited to the State Fish and Game Protection Fund, pursuant to Iowa Code section 483.A.33. Report received on January 19, 2023.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Monday, January 23, 2023, 11:00 a.m.

Members Present: Garrett, Chair; Westrich, Vice Chair; T. Taylor, Ranking Member; Boulton, McClintock, and Salmon.

Members Absent: None.

Committee Business: LSA presentation FY 2024 Governor's budget recommendations.

Adjourned: 12:00 p.m.

INTRODUCTION OF BILLS

Senate File 109, by Costello, a bill for an act relating to the purchasing of a youth deer hunting license and tag.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 110, by Salmon, Evans, Alons, Green, Westrich, J. Taylor, Guth, De Witt, and Rowley, a bill for an act relating to gender-transition procedures, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 111, by Cournoyer, a bill for an act requiring the state transportation commission to prioritize the improvement of United States highway 30.

Read first time under Rule 28 and referred to committee on **Transportation**.

STUDY BILLS RECEIVED

SSB 1063 Judiciary

Relating to noneconomic damage awards against health care providers.

SSB 1064 Judiciary

Relating to operating-while-intoxicated offenses, including temporary restricted licenses and ignition interlock devices, providing penalties, making penalties applicable, and including effective date and applicability provisions.

SSB 1065 Judiciary

Relating to service of garnishment notices.

SSB 1066 Judiciary

Relating to the modification of a bridge order issued pursuant to a previous child in need of assistance case.

SSB 1067 Judiciary

Relating to probate proceedings, including fiduciary and trustee duties, and including applicability provisions.

SSB 1068 Judiciary

Relating to eluding or attempting to elude a pursuing law enforcement vehicle, and providing penalties.

SSB 1069 Judiciary

Relating to restitution for the death of a victim.

SSB 1070 Technology

Relating to the criminal offense of stalking committed while utilizing a technological device and providing penalties.

SSB 1071 Technology

Relating to consumer data protection, providing civil penalties, and including effective date provisions.

SSB 1072 Technology

Relating to ransomware and providing penalties.

SUBCOMMITTEE ASSIGNMENTS**Senate File 15**

APPROPRIATIONS: Costello, Chair; Dotzler and Lofgren

Senate File 42
(Reassigned)

NATURAL RESOURCES AND ENVIRONMENT: Driscoll, Chair; Bennett and Shipley

Senate File 88

JUDICIARY: Shipley, Chair; Petersen and J. Taylor

Senate File 89

JUDICIARY: Reichman, Chair; Quirmbach and Rowley

Senate File 92

JUDICIARY: Garrett, Chair; Evans and Quirmbach

Senate File 93

JUDICIARY: Garrett, Chair; Evans and Quirmbach

Senate File 95

WORKFORCE: Driscoll, Chair; Boulton and Kraayenbrink

Senate File 108

JUDICIARY: Garrett, Chair; Bisignano and Shipley

SSB 1063

JUDICIARY: Schultz, Chair; Boulton and Boussetlot

SSB 1064

JUDICIARY: Rowley, Chair; Knox and Reichman

SSB 1065

JUDICIARY: Reichman, Chair; Evans and Weiner

SSB 1066

JUDICIARY: Shipley, Chair; De Witt and Weiner

SSB 1067

JUDICIARY: Boussetot, Chair; Quirnbach and J. Taylor

SSB 1068

JUDICIARY: Garrett, Chair; Boulton and Evans

SSB 1069

JUDICIARY: Zaun, Chair; Boulton and Evans

SSB 1070

TECHNOLOGY: Cournoyer, Chair; Bennett and Webster

SSB 1071

TECHNOLOGY: Cournoyer, Chair; Alons and Weiner

SSB 1072

TECHNOLOGY: Cournoyer, Chair; Alons and Knox

AMENDMENTS FILED

S-3001	S.F.	94	Amy Sinclair
S-3002	S.F.	94	Amy Sinclair

JOURNAL OF THE SENATE

SIXTEENTH CALENDAR DAY
TENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 24, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Monday, January 23, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:08 a.m. until 9:00 a.m., Wednesday, January 25, 2023.

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:

DEPARTMENT OF TRANSPORTATION

Midwest Regional Rail Passenger Initiative, pursuant to Iowa Code 327J.3. Report received on January 24, 2023.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, January 24, 2023, 3:00 p.m.

Members Present: Brown, Chair; Bousselot, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich.

Members Absent: None.

Committee Business: SSB 1019 and SSB 1020.

Adjourned: 3:10 p.m.

HEALTH AND HUMAN SERVICES

Convened: Tuesday, January 24, 2023, 1:15 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: None.

Committee Business: Consideration and passage of the following bills: SSB 1012, SSB 1008, SSB 1041, and SSB 1010.

Adjourned: 1:40 p.m.

WORKFORCE

Convened: Tuesday, January 24, 2023, 10:30 a.m.

Members Present: Dickey, Chair; McClintock, Vice Chair; Donahue, Ranking Member; Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor.

Members Absent: None.

Committee Business: Discuss and vote on SF 3 and SF 36.

Adjourned: 10:45 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, January 24, 2023, 9:15 a.m.

Members Present: Lofgren, Chair; Dickey, Vice Chair; Dotzler, Ranking Member; and Gruenhagen.

Members Absent: Quirmbach (excused).

Committee Business: Economic Development Budget business.

Adjourned: 9:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Tuesday, January 24, 2023, 9:20 a.m.

Members Present: Costello, Chair; Edler, Vice Chair; Donahue, Ranking Member; Alons, Klimesh, and Trone Garriott.

Members Absent: None.

Committee Business: Presentation of the Governor's FY 2024 Health and Human Services Subcommittee Recommendations by the Fiscal Services Division of the Legislative Services Agency.

Adjourned: 9:45 a.m.

INTRODUCTION OF BILLS

Senate File 112, by Evans, a bill for an act providing for a monument to Martin Treptow on the capitol complex grounds.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 113, by Dickey, a bill for an act relating to the abatement of property taxes owed on property owned by certain volunteer emergency services providers and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 114, by Dickey, a bill for an act relating to relocation of a minor child's residence outside the minor child's established school district.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 115, by Green, a bill for an act relating to the expenses of bringing certain dispute of denial of coverage actions under property and casualty insurance.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 116, by Donahue, a bill for an act relating to certain specified skilled trades, including modifying provisions related to economic development authority internship programs, the Iowa summer youth corps program, college student aid commission programs, the senior year plus program, the science, technology, engineering, and mathematics collaborative initiative established at the university of northern Iowa, and curricula provided in school districts, accredited nonpublic schools, and charter schools to include the skilled trades, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 117, by Weiner, Petersen, Celsi, Jochum, T. Taylor, Donahue, Knox, Trone Garriott, Bennett, Winckler, Bisignano, Dotzler, Giddens, and Boulton, a bill for an act relating to the payment of dependent care expenses from campaign funds, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 118, by Klimesh, a bill for an act relating to floriculture production and the manufacturing 4.0 technology investment program.

Read first time under Rule 28 and referred to committee on **Technology**.

Senate File 119, by Shipley, a bill for an act relating to standards for carbon monoxide protection and making penalties applicable.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 120, by Bisignano, a bill for an act prohibiting employers and employment agencies from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 121, by Driscoll, a bill for an act prohibiting the expenditure of certain public moneys for dues or membership fees to high school organizations that do not meet certain requirements concerning school classifications for extracurricular interscholastic activities.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 122, by Donahue, Celsi, Dotzler, Weiner, Jochum, Wahls, Bennett, Knox, Giddens, Petersen, T. Taylor, Boulton, Winckler, Quirmbach, Bisignano, and Trone Garriott, a bill for an act relating to wage payment collection issues arising between employers and employees, providing penalties and remedies, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 123, by Dawson, a bill for an act relating to the distribution of certain barrel tax revenues collected on beer.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 124, by Jochum, a bill for an act relating to the regulation of confinement feeding operations, including by providing for partially roofed structures and prohibiting the construction, including expansion, of structures, making penalties applicable, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Agriculture**.

STUDY BILLS RECEIVED

SSB 1073 Workforce

Relating to boiler inspections.

SSB 1074 Ethics

Relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Ninetieth General Assembly.

SSB 1075 Ethics

Relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Ninetieth General Assembly.

SSB 1076 Education

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, required courses in school districts and accredited nonpublic schools, and shared operational functions, and authorizing school districts to offer sequential units in one classroom.

SSB 1077 Agriculture

Relating to commercially owned solar panel field installation on agricultural land.

SSB 1078 Health and Human Services

Relating to the term brain health.

SSB 1079 State Government

Relating to licensure requirements for professional land surveyors, and including effective date and applicability provisions.

SSB 1080 State Government

Concerning alcoholic beverage control relating to alternating proprietorship arrangements for beer manufacturers.

SSB 1081 Education

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, 2023, modifying provisions relating to the property tax replacement payments and the transportation equity payments, making appropriations, and including effective date provisions.

SSB 1082 Judiciary

Relating to explosive materials including blasting agents, detonators, and destructive devices, and providing penalties.

SUBCOMMITTEE ASSIGNMENTS**Senate File 39**

EDUCATION: J. Taylor, Chair; Donahue and Gruenhagen

Senate File 83

EDUCATION: J. Taylor, Chair; Quirmbach and Westrich

Senate File 85

EDUCATION: Salmon, Chair; Donahue and Evans

Senate File 87

EDUCATION: Westrich, Chair; Giddens and Salmon

Senate File 91

STATE GOVERNMENT: Salmon, Chair; Celsi and Westrich

Senate File 96

TRANSPORTATION: Shipley, Chair; Webster and Winckler

Senate File 97

TRANSPORTATION: Zumbach, Chair; Bisignano and Shipley

Senate File 109

NATURAL RESOURCES AND ENVIRONMENT: De Witt, Chair; Celsi and Evans

Senate File 110

JUDICIARY: Rowley, Chair; Evans and Quirmbach

Senate File 111

TRANSPORTATION: Cournoyer, Chair; Bennett and Zumbach

SSB 1073

WORKFORCE: Dickey, Chair; Schultz and T. Taylor

SSB 1074

ETHICS: Shipley, Chair; Costello, Evans, Jochum, T. Taylor, and Winckler

SSB 1075

ETHICS: Shipley, Chair; Costello, Evans, Jochum, T. Taylor, and Winckler

SSB 1076

EDUCATION: Kraayenbrink, Chair; Donahue and Rozenboom

SSB 1077

AGRICULTURE: Zumbach, Chair; Bisignano and Driscoll

SSB 1078

HEALTH AND HUMAN SERVICES: Salmon, Chair; Alons and Trone Garriott

SSB 1079

STATE GOVERNMENT: Brown, Chair; Giddens and Salmon

SSB 1080

STATE GOVERNMENT: Koelker, Chair; Dawson and Weiner

SSB 1081

EDUCATION: Kraayenbrink, Chair; Quirmbach and J. Taylor

SSB 1082

JUDICIARY: Boussetot, Chair; Boulton and Evans

JOURNAL OF THE SENATE

SEVENTEENTH CALENDAR DAY
ELEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 25, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County, Schleswig, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Tuesday, January 24, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:05 a.m. until 9:00 a.m., Thursday, January 26, 2023.

APPENDIX

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 EDUCATION

Iowa Association of School boards Annual Report, pursuant to Iowa Code section 279.38. Report received on January 25, 2023.

SAVE/SILO Report, pursuant to Iowa Code section 256.9. Report received on January 25, 2023.

REPORTS OF COMMITTEE MEETINGS

ETHICS

Convened: Wednesday, January 25, 2023, 1:00 p.m.

Members Present: Shipley, Chair; Costello, Vice Chair; Winckler, Ranking Member; Evans, Jochum, and T. Taylor.

Members Absent: None.

Committee Business: Call to order. Roll call. Approval of minutes. Committee of the whole SSB 1074 and SSB 1075. Consideration of SSB 1074 and SSB 1075. Adjourn.

Adjourned: 1:10 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, January 25, 2023, 10:20 a.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler.

Members Absent: None.

Committee Business: SSB 1029—passed with amendment SSB 1040—passed.

Adjourned: 10:25 a.m.

STATE GOVERNMENT

Convened: Wednesday, January 25, 2023, 11:30 a.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Bousset, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: None.

Committee Business: Consideration and passage of bills SF 27 and SSB 1037.

Adjourned: 11:50 a.m.

INTRODUCTION OF BILLS

Senate File 125, by committee on Health and Human Services, a bill for an act relating to controlled substances, including amending certain controlled substances schedules and precursor substances reporting requirements, making penalties applicable, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 126, by committee on Health and Human Services, a bill for an act relating to the timing of physical examinations for licensed or registered child care facility personnel.

Read first time under Rule 28 and **placed on calendar**.

Senate File 127, by committee on Health and Human Services, a bill for an act establishing the professional counselors licensure compact.

Read first time under Rule 28 and **placed on calendar**.

Senate File 128, by committee on Workforce, a bill for an act relating to the registration of construction contractors.

Read first time under Rule 28 and **placed on calendar**.

Senate File 129, by Salmon, a bill for an act relating to actions relative to treatment or intervention regarding the discordance between a minor's sex and gender identity, and providing civil penalties.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 130, by committee on Commerce, a bill for an act relating to the application for a certificate of franchise authority applicable to the provision of video services and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 131, by committee on Commerce, a bill for an act relating to refund payments made in connection with motor vehicle debt cancellation coverage.

Read first time under Rule 28 and **placed on calendar**.

Senate File 132, by Gruenhagen, Webster, Lofgren, and Cournoyer, a bill for an act relating to the assessment and taxation of certain sanitary sewage and storm water drainage property and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 133, by committee on Health and Human Services, a bill for an act relating to the requirements for a prescribing psychologist or a psychologist with a conditional prescription certificate.

Read first time under Rule 28 and **placed on calendar**.

Senate File 134, by committee on Local Government, a bill for an act providing for the issuance of an annual statewide license for a farmers market, including a license fee, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 135, by committee on State Government, a bill for an act relating to registered interior design and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 136, by committee on State Government, a bill for an act repealing gender balance requirements for appointive boards, commissions, committees, and councils.

Read first time under Rule 28 and **placed on calendar**.

Senate File 137, by Sinclair, a bill for an act relating to repayment of governmental subdivision loans for disaster aid.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 138, by Schultz, a bill for an act authorizing airbows as a legal method of take during firearm deer hunting seasons.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 139, by Guth, a bill for an act relating to elective social studies courses emphasizing religious scripture that school districts may offer and teach.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 140, by Cournoyer, a bill for an act relating to rental agreements and early termination rights of tenants who are victims of certain crimes.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

SSB 1083 State Government

Relating to the disposition of real property belonging to the state by the director of the department of administrative services.

SSB 1084 Commerce

Relating to investments of funds by life insurers, and including applicability provisions.

SSB 1085 Commerce

Relating to the regulation of energy sources by counties and cities.

SSB 1086 Workforce

Relating to apprenticeships and establishing an Iowa office of apprenticeship and Iowa apprenticeship council.

SSB 1087 Commerce

Relating to the economic development authority, including certain tax credit programs, the Iowa wine, beer, and spirits promotion board, and the beer and liquor control fund, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 99**

HEALTH AND HUMAN SERVICES: Edler, Chair; Guth and Petersen

Senate File 100

COMMERCE: Brown, Chair; Bisignano and Boussetot

Senate File 101

COMMERCE: Dawson, Chair; Bisignano and Brown

Senate File 102

COMMERCE: Brown, Chair; Bisignano and Boussetot

Senate File 103

COMMERCE: Brown, Chair; Bisignano and Boussetot

Senate File 104

COMMERCE: Dawson, Chair; Bisignano and Brown

Senate File 105

COMMERCE: Dawson, Chair; Schultz and Trone Garriott

Senate File 106

VETERANS AFFAIRS: McClintock, Chair; Salmon and Winckler

SSB 1083

STATE GOVERNMENT: Brown, Chair; Jochum and Koelker

SSB 1084

COMMERCE: Rowley, Chair; Giddens and Klimesh

SSB 1085

COMMERCE: Klimesh, Chair; Brown and Petersen

SSB 1086

WORKFORCE: Dickey, Chair; J. Taylor and T. Taylor

SSB 1087

COMMERCE: Dawson, Chair; Jochum and Koelker

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: SENATE FILE 130 (SSB 1019), a bill for an act relating to the application for a certificate of franchise authority applicable to the provision of video services and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 131 (SSB 1020), a bill for an act relating to refund payments made in connection with motor vehicle debt cancellation coverage.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HEALTH AND HUMAN SERVICES

Bill Title: SENATE FILE 125 (SSB 1041), a bill for an act relating to controlled substances, including amending certain controlled substances schedules and precursor substances reporting requirements, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 126 (SSB 1010), a bill for an act relating to the timing of physical examinations for licensed or registered child care facility personnel.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Edler, Costello, Alons, Evans, Garrett, Guth, Rowley, Salmon, and Sweeney. Nays, 4: Trone Garriott, Donahue, Jochum, and Petersen. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 127 (SSB 1012), a bill for an act establishing the professional counselors licensure compact.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 133 (SSB 1008), a bill for an act relating to the requirements for a prescribing psychologist or a psychologist with a conditional prescription certificate.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Health and Human Services Committee on Senate File 133, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 134 (SSB 1040), a bill for an act providing for the issuance of an annual statewide license for a farmers market, including a license fee, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 135 (formerly SF 27), a bill for an act relating to registered interior design and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Schultz, Cournoyer, Boulton, Busselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 136 (SSB 1037), a bill for an act repealing gender balance requirements for appointive boards, commissions, committees, and councils.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Schultz, Cournoyer, Busselot, Brown, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 6: Bisignano, Boulton, Celsi, Giddens, Jochum, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WORKFORCE

Bill Title: SENATE FILE 128 (formerly SF 36), a bill for an act relating to the registration of construction contractors.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Dickey, McClintock, Donahue, Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

EIGHTEENTH CALENDAR DAY
TWELFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 26, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County, Nodaway, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Wednesday, January 25, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:03 a.m. until 1:00 p.m., Monday, January 30, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Wednesday, January 25, 2023, 3:00 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Bousselot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SF 108, SSB 1007, SSB 1005, SSB 1003, SSB 1006, SSB 1016, SSB 1015, and SSB 1063.

Adjourned: 4:40 p.m.

TECHNOLOGY

Convened: Thursday, January 26, 2023, 11:00 a.m.

Members Present: Cournoyer, Chair; Kraayenbrink, Vice Chair; Bennett, Ranking Member; Alons, Bousselot, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner.

Members Absent: Dotzler (excused).

Committee Business: Presentation by Dr. Matt Behrens, CIO of the OCIO.

Adjourned: 11:45 a.m.

TRANSPORTATION

Convened: Thursday, January 26, 2023, 10:30 a.m.

Members Present: Klimesh, Chair; Dickey, Vice Chair; T. Taylor, Ranking Member; Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Shipley, Webster, and Zumbach.

Members Absent: Rozenboom and Winckler (both excused).

Committee Business: SSB 1062, SSB 1031, SSB 1030, SSB 1026, SSB 1061, SSB 1027, SSB 1060, and SSB 1028.

Adjourned: 10:50 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Concurrent Resolution 3, by committee on Ethics, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Ninetieth General Assembly.

Read first time under Rule 28 and **placed on calendar**.

Senate Resolution 1, by committee on Ethics, a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Ninetieth General Assembly.

Read first time under Rule 28 and **placed on calendar**.

INTRODUCTION OF BILLS

Senate File 141, by committee on Local Government, a bill for an act relating to access to and use of the county land record information system.

Read first time under Rule 28 and **placed on calendar**.

Senate File 142, by committee on Judiciary, a bill for an act relating to criminal charges for domestic abuse assault.

Read first time under Rule 28 and **placed on calendar**.

Senate File 143, by committee on Judiciary, a bill for an act relating to the state public defender pilot project for child welfare legal representation.

Read first time under Rule 28 and **placed on calendar**.

Senate File 144, by committee on Judiciary, a bill for an act relating to an assault involving a laser pointed toward an aircraft, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 145, by Schultz, a bill for an act relating to a rifle season for hunting turkeys.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 146, by Sinclair, a bill for an act establishing a fair as a designated exempt entity and allowing for refunds of state sales tax in the performance of certain written contracts and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 147, by committee on Judiciary, a bill for an act relating to paternity in certain actions before the juvenile court.

Read first time under Rule 28 and **placed on calendar**.

Senate File 148, by committee on Judiciary, a bill for an act relating to noneconomic damage awards against health care providers, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 149, by committee on Judiciary, a bill for an act relating to civil actions associated with permissible physical contact between certain specified school employees or volunteers and students, including civil and criminal immunity, monetary damages, and attorney fees.

Read first time under Rule 28 and **placed on calendar**.

Senate File 150, by committee on Judiciary, a bill for an act relating to an exception to the real estate transfer tax for deeds that transfer distributions of assets to beneficiaries of a trust.

Read first time under Rule 28 and **placed on calendar**.

Senate File 151, by committee on Transportation, a bill for an act establishing a scenic byways enhancement fund, including by providing for voluntary contributions to the fund, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 152, by committee on Transportation, a bill for an act relating to third-party testers who administer the knowledge and driving skills tests required for a commercial learner's permit or commercial driver's license.

Read first time under Rule 28 and **placed on calendar**.

Senate File 153, by committee on Transportation, a bill for an act relating to single-trip permits for vehicles of excessive size and weight during special or emergency situations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 154, by committee on Transportation, a bill for an act exempting hydroexcavation equipment from certain size, weight, load, and permit requirements on highways.

Read first time under Rule 28 and **placed on calendar**.

Senate File 155, by committee on Transportation, a bill for an act relating to commercial driver's licenses and commercial learner's permits, including compliance with federal regulations, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 156, by committee on Transportation, a bill for an act relating to restricted commercial driver's licenses for certain persons employed in designated farm-related service industries.

Read first time under Rule 28 and **placed on calendar**.

Senate File 157, by committee on Transportation, a bill for an act authorizing certain persons to administer the final field test of an approved driver education course.

Read first time under Rule 28 and **placed on calendar**.

Senate File 158, by Salmon and Westrich, a bill for an act modifying the periods of time to bring certain civil actions, including by victims of sexual abuse, minors, and persons with mental illness, entitling certain cases to a preference in trial order, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 159, by Salmon, a bill for an act relating to education, including modifying the responsibilities of the state board of education and school districts, prohibiting instruction related to gender identity or sexual orientation in school districts and charter schools in kindergarten through grade eight, modifying provisions associated with the human growth and development instruction and health screenings provided in school districts, charter schools, and innovation zone schools, and providing civil penalties.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 160, by Salmon, Evans, J. Taylor, Zaun, Guth, Green, Alons, De Witt, Rowley, Garrett, Sweeney, and Westrich, a bill for an act relating to the prescribing and dispensing authority of practitioners.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 161, by Sinclair, a bill for an act relating to the physical education and physical activities requirements that apply to students enrolled in school districts, accredited nonpublic schools, and charter schools.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 162, by Alons, a bill for an act relating to the charging procedure for scheduled violations for exceeding weight limits on an axle or vehicle.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 163, by Edler, a bill for an act relating to motor vehicle window tint, including an application process for approved window tint status, making appropriations, providing penalties, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 164, by committee on Transportation, a bill for an act relating to the use of child restraint devices by certain children traveling in motor vehicles.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1088 Local Government

Relating to certain filing deadlines for property tax credits available to certain elderly, disabled, and low-income persons and including effective date and applicability provisions.

SSB 1089 Local Government

Relating to certain deadlines relating to the informal review and protest of property assessments in counties declared to be a disaster area.

SSB 1090 Local Government

Relating to the filing of a trade name by a business.

SSB 1091 Local Government

Relating to certain emergency services provided by a city.

SSB 1092 Local Government

Allowing counties to collect a fee for the issuance and renewal of driver's licenses and nonoperator's identification cards to persons who reside outside the county.

SSB 1093 Local Government

Relating to requirements for the division, subdivision, and consolidation of parcels.

SSB 1094 State Government

Concerning public contracts with companies that boycott certain companies or that engage in nonpecuniary social investment policies.

SUBCOMMITTEE ASSIGNMENTS**Senate File 98**

STATE GOVERNMENT: Kraayenbrink, Chair; Boussetot and Jochum

Senate File 117

STATE GOVERNMENT: Boussetot, Chair; Salmon and Weiner

Senate File 119

STATE GOVERNMENT: Koelker, Chair; Bisignano and Cournoyer

Senate File 123

STATE GOVERNMENT: Dawson, Chair; Bisignano and Cournoyer

SSB 1081

(Reassigned)

EDUCATION: Kraayenbrink, Chair; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Green, Gruenhagen, Quirmbach, Rozenboom, Salmon, Sinclair, J. Taylor, Trone Garriott, and Westrich

SSB 1088

LOCAL GOVERNMENT: Guth, Chair; Webster and Weiner

SSB 1089

LOCAL GOVERNMENT: Lofgren, Chair; Webster and Weiner

SSB 1090

LOCAL GOVERNMENT: Westrich, Chair; Knox and Shipley

SSB 1091

LOCAL GOVERNMENT: Driscoll, Chair; Klimesh and Quirmbach

SSB 1092

LOCAL GOVERNMENT: Westrich, Chair; Shipley and Winckler

SSB 1093

LOCAL GOVERNMENT: Shipley, Chair; Webster and Winckler

SSB 1094

STATE GOVERNMENT: Kraayenbrink, Chair; Boulton and Boussetot

FINAL COMMITTEE REPORTS OF BILL ACTION**ETHICS**

Bill Title: SENATE CONCURRENT RESOLUTION 3 (SSB 1074), a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Ninetieth General Assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 6: Shipley, Costello, Winckler, Evans, Jochum, and T. Taylor. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 1 (SSB 1075), a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Ninetieth General Assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 6: Shipley, Costello, Winckler, Evans, Jochum, and T. Taylor. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: SENATE FILE 108, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Zaun, Garrett, Boussetot, Dawson, De Witt, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirmbach, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 142 (SSB 1006), a bill for an act relating to criminal charges for domestic abuse assault.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetlot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 143 (SSB 1015), a bill for an act relating to the state public defender pilot project for child welfare legal representation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetlot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 144 (SSB 1016), a bill for an act relating to an assault involving a laser pointed toward an aircraft, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetlot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 147 (SSB 1003), a bill for an act relating to paternity in certain actions before the juvenile court.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetlot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 148 (SSB 1063), a bill for an act relating to noneconomic damage awards against health care providers, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Zaun, Garrett, Bousset, Dawson, De Witt, Evans, Reichman, Rowley, Schultz, Shipley, and Webster. Nays, 7: Boulton, Bisignano, Knox, Petersen, Quirnbach, J. Taylor, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 148, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 149 (SSB 1005), a bill for an act relating to civil actions associated with permissible physical contact between certain specified school employees or volunteers and students, including civil and criminal immunity, monetary damages, and attorney fees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Zaun, Garrett, Bousset, Dawson, De Witt, Evans, Knox, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 5: Boulton, Bisignano, Petersen, Quirnbach, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 150 (SSB 1007), a bill for an act relating to an exception to the real estate transfer tax for deeds that transfer distributions of assets to beneficiaries of a trust.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 150, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: *SENATE FILE 141 (SSB 1029), a bill for an act relating to access to and use of the county land record information system.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 141, and they were attached to the committee report.

TRANSPORTATION

Bill Title: SENATE FILE 151 (SSB 1031), a bill for an act establishing a scenic byways enhancement fund, including by providing for voluntary contributions to the fund, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Shipley, Webster, and Zumbach. Nays, none. Excused, 2: Rozenboom and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 152 (SSB 1060), a bill for an act relating to third-party testers who administer the knowledge and driving skills tests required for a commercial learner's permit or commercial driver's license.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Shipley, Webster, and Zumbach. Nays, none. Excused, 2: Rozenboom and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 153 (SSB 1061), a bill for an act relating to single-trip permits for vehicles of excessive size and weight during special or emergency situations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Shipley, Webster, and Zumbach. Nays, none. Excused, 2: Rozenboom and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 154 (SSB 1030), a bill for an act exempting hydroexcavation equipment from certain size, weight, load, and permit requirements on highways.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Shipley, Webster, and Zumbach. Nays, none. Excused, 2: Rozenboom and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 155 (SSB 1062), a bill for an act relating to commercial driver's licenses and commercial learner's permits, including compliance with federal regulations, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Shipley, Webster, and Zumbach. Nays, none. Excused, 2: Rozenboom and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 156 (SSB 1027), a bill for an act relating to restricted commercial driver's licenses for certain persons employed in designated farm-related service industries.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Shipley, Webster, and Zumbach. Nays, none. Excused, 2: Rozenboom and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 157 (SSB 1028), a bill for an act authorizing certain persons to administer the final field test of an approved driver education course.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Boussetot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Shipley, Webster, and Zumbach. Nays, none. Excused, 2: Rozenboom and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 164 (SSB 1026), a bill for an act relating to the use of child restraint devices by certain children traveling in motor vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Boussetot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Shipley, Webster, and Zumbach. Nays, none. Excused, 2: Rozenboom and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 164, and they were attached to the committee report.

JOURNAL OF THE SENATE

TWENTY-SECOND CALENDAR DAY
THIRTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 30, 2023

The Senate met in regular session at 1:00 p.m., President Sinclair presiding.

Prayer was offered by the Honorable Janice Weiner, member of the Senate from Johnson County, Iowa City, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Thursday, January 26, 2023, 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 January 26, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 93, a bill for an act prohibiting specified provisions in agreements between employers and certain mental health professionals and including effective date provisions.

Read first time and referred to committee on **Health and Human Services**.

House File 94, a bill for an act related to forgery involving movie prop money, and providing penalties.

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

BILLS REFERRED TO COMMITTEE

President Sinclair announced that **Senate Files 134, 141, and 150** were referred from the Regular Calendar to the committee on **Ways and Means**; and **Senate File 151** was referred from the Regular Calendar to the committee on **Appropriations** under Senate Rule 38.

ADJOURNMENT

On motion of Senator Brown, the Senate adjourned at 1:04 p.m. until 9:00 a.m., Tuesday, January 31, 2023.

APPENDIX

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:

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Commission on Volunteer Service Quarterly Report, pursuant to Iowa Code section 15H.2. Report received on January 30, 2023.

DEPARTMENT OF EDUCATION

Kindergarten Literacy Assessment (KLA) Report, pursuant to 2022 Iowa Acts, SF 2295, section 55. Report received on January 30, 2023.

OFFICE OF THE GOVERNOR AND LIEUTENANT GOVERNOR

Report on Reprieves, Commutations, Pardons, and Remission of Fines, pursuant to Iowa Code section 7A.5. Report received on January 30, 2023.

DEPARTMENT OF HUMAN SERVICES

Requests for Mental Health and Disability Services Region Incentive Fund Report, pursuant to Iowa Code section 225C.7A. Report received on January 30, 2023.

DEPARTMENT OF INSPECTIONS AND APPEALS

Fraud in Public Assistance Programs Report, pursuant to 2022 Iowa Acts, SF 2385, section 12. Report received on January 27, 2023.

BOARD OF REGENTS

Affirmative Action, Diversity, and Multicultural Accomplishment, pursuant to Iowa Code section 19B.5. Report received on January 27, 2023.

Minority and Women Educators Enhancement Program Report, pursuant to Iowa Code sections 262.93 and 262.82. Report received on January 27, 2023.

DEPARTMENT OF TRANSPORTATION

Biodiesel and Biodiesel Blended Fuel Revolving Fund, pursuant to Iowa Code section 307.20. Report received on January 26, 2023.

Secondary Road Research Fund Report, pursuant to Iowa Code section 310.36. Report received on January 26, 2023.

Street Research Fund Report, pursuant to Iowa Code section 312.3A. Report received on January 26, 2023.

TREASURER OF STATE

Linked Investments for Tomorrow Report, pursuant to Iowa Code section 12.38. Report received on January 30, 2023.

REPORT OF COMMITTEE MEETING

LOCAL GOVERNMENT

Convened: Monday, January 30, 2023, 2:55 p.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler.

Members Absent: None.

Committee Business: SF 43 and amendment.

Adjourned: 3:10 p.m.

INTRODUCTION OF BILLS

Senate File 165, by Westrich, a bill for an act relating to licensee discipline relating to financial gain by a physician for actions relating to particular drugs and devices.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 166, by Westrich, a bill for an act relating to tampering with witnesses or jurors, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 167, by Schultz, a bill for an act relating to youth employment and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 168, by Westrich, a bill for an act prohibiting certain advertising of prescription drugs in the state and providing penalties.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 169, by Westrich, a bill for an act relating to sessions of the local board of review and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 170, by Klimesh, a bill for an act relating to the composition and procedures of county compensation boards.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 171, by Garrett, a bill for an act relating to the membership of district judicial nominating commissions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 172, by Garrett, a bill for an act relating to a pilot program to allow Medicaid members to participate in direct health care agreements.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 173, by Sweeney, a bill for an act relating to taking certain animals that are deemed a nuisance.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

STUDY BILLS RECEIVED

SSB 1095 Technology

Relating to affirmative defenses for entities using cybersecurity programs and electronic transactions recorded by blockchain technology.

SSB 1096 Judiciary

Relating to controlled substances including the manufacture, delivery, or possession of a controlled substance including fentanyl; the manufacture of a controlled substance in the presence of a minor; conspiracy to manufacture for delivery or delivery or intent or conspiracy to deliver a controlled substance to a minor; receipt, provision, and administration of opioid antagonists, including by secondary distributors, providing for immunity; and providing penalties.

SSB 1097 Commerce

Relating to the acquisition of water, sanitary sewer, and storm water utilities by rate-regulated public utilities.

SSB 1098 Commerce

Relating to contract pharmacies and covered entities that participate in the 340B drug program.

SSB 1099 Commerce

Relating to matters under the purview of the credit union division of the department of commerce.

SSB 1100 Commerce

Relating to prior authorization exemptions for certain health care providers for specific health care services.

SSB 1101 Commerce

Concerning the rulemaking process for executive branch agencies and related matters and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 112**

VETERANS AFFAIRS: Lofgren, Chair; Alons and Dotzler

Senate File 114

JUDICIARY: Bousselot, Chair; Quirmbach and Reichman

Senate File 115

COMMERCE: Brown, Chair; Jochum and Rowley

Senate File 118

TECHNOLOGY: Koelker, Chair; Dotzler and Reichman

Senate File 140

JUDICIARY: Bousselot, Chair; Knox and Rowley

SSB 1095

TECHNOLOGY: Bousselot, Chair; Bennett and Webster

SSB 1096

JUDICIARY: Reichman, Chair; Bisignano and Webster

SSB 1097

COMMERCE: Gruenhagen, Chair; Knox and Koelker

SSB 1098

COMMERCE: Klimesh, Chair; Schultz and Trone Garriott

SSB 1099

COMMERCE: Westrich, Chair; Boussetot and Giddens

SSB 1100

COMMERCE: Westrich, Chair; Petersen and Webster

SSB 1101

COMMERCE: Klimesh, Chair; Boussetot and Jochum

COMMITTEE CHANGE

Senator Whitver announced that, effective January 27, 2023, Senator Zaun was appointed to replace Senator Green on the Education committee.

AMENDMENTS FILED

S-3003	S.F.	134	Jesse Green
S-3004	S.F.	148	Mark Lofgren
			Kevin Alons
			Jeff Taylor
			Sandy Salmon
			Cherielynn Westrich
S-3005	S.F.	148	Mark Lofgren
			Kevin Alons
			Jeff Taylor
			Sandy Salmon

JOURNAL OF THE SENATE

TWENTY-THIRD CALENDAR DAY
FOURTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 31, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County, Nodaway, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Monday, January 30, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:04 a.m. until 9:00 a.m., Wednesday, February 1, 2023.

APPENDIX

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 TRANSPORTATION

Department of Transportation Recycling Report, pursuant to Iowa Code section 307.21. Report received on January 31, 2023.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Employment Security Administration Fund Report, pursuant to Iowa Code section 96.13. Report received on January 31, 2023.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, January 31, 2023, 2:00 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SF 84, SF 61, SSB 1001.

Adjourned: 2:40 p.m.

WAYS AND MEANS

Convened: Tuesday, January 31, 2023, 1:20 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Boussetot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirnbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: None.

Committee Business: SF 10: Sen. Dawson SSB 1056 w/amendment: Sen. Dawson.

Adjourned: 1:40 p.m.

WORKFORCE

Convened: Tuesday, January 31, 2023, 11:15 a.m.

Members Present: Dickey, Chair; McClintock, Vice Chair; Donahue, Ranking Member; Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor.

Members Absent: None.

Committee Business: Discuss SF 3 and amendment 3.13.

Adjourned: 11:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, January 31, 2023, 9:40 a.m.

Members Present: Lofgren, Chair; Dickey, Vice Chair; Dotzler, Ranking Member; Gruenhagen, and Quirmbach.

Members Absent: None.

Committee Business: Committee Business.

Adjourned: 10:40 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 6, by T. Taylor, Petersen, Dotzler, Trone Garriott, Bennett, and Celsi, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to cannabis.

Read first time under Rule 28 and referred to committee on **Judiciary**.

INTRODUCTION OF BILLS

Senate File 174, by committee on Local Government, a bill for an act relating to building design element regulation by governmental subdivisions, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 175, by McClintock, a bill for an act relating to hunting deer by persons with bow season licenses.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 176, by Cournoyer, a bill for an act relating to retail alcohol licenses for native wineries.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 177, by Driscoll, a bill for an act relating to school personnel training, emergency care planning, authorizations for assisting, and limitations of liability concerning students with epilepsy or a seizure disorder.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 178, by T. Taylor, Trone Garriott, Dotzler, Petersen, Bennett, and Celsi, a bill for an act relating to the possession of marijuana and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 179, by Driscoll, a bill for an act requiring boards of directors of school districts, governing boards of charter schools, and authorities in charge of accredited nonpublic schools to adopt policies related to excusing student absences for 4-H club or future farmers of America activities.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 180, by McClintock, a bill for an act providing credit for accrued sick leave for certain law enforcement officers and making a state mandate inapplicable.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 181, by committee on Ways and Means, a bill for an act relating to property taxes and income taxes by modifying the calculation of assessment limitations for certain property, amending provisions relating to certain tax withholding requirements and tax credits, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 182, by committee on Ways and Means, a bill for an act relating to the creation of land redevelopment trusts.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

STUDY BILLS RECEIVED

SSB 1102 Commerce

Relating to money transmission services.

SSB 1103 Health and Human Services

Relating to the dispensing of an epinephrine auto-injector by a pharmacist without a prescription.

SSB 1104 Health and Human Services

Relating to a state-funded psychiatry residency and fellowship program.

SSB 1105 Health and Human Services

Relating to public assistance program oversight.

SSB 1106 Health and Human Services

Prohibiting employers from requiring certain mental health professionals to enter into noncompete agreements and including effective date provisions.

SSB 1107 State Government

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.

SSB 1108 State Government

Relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

SSB 1109 State Government

Proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

SSB 1110 State Government

Proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

SSB 1111 Education

Relating to entities supported in whole or in part by public moneys, including the sale of public bonds, the duties and responsibilities of the directors and officers of school boards, school districts, the department of education, the department of health and human services, accredited nonpublic schools, charter schools, community colleges, institutions under the control of the state board of regents, area education agencies, election commissioners and children's residential facilities, and the membership and voting units of county and city conference boards.

SSB 1112 Judiciary

Relating to child in need of assistance proceedings concerning determinations of reasonable efforts for placement of a child and access to criminal history data.

SSB 1113 Judiciary

Relating to the medical cannabidiol program including medical cannabidiol dispensaries.

SSB 1114 Judiciary

Relating to tort liability, including employer liability and noneconomic damages in civil actions involving commercial motor vehicles, and punitive or exemplary damages in civil actions generally.

SSB 1115 Agriculture

Providing for programs and regulations administered and enforced by the department of agriculture and land stewardship, providing fees, providing for the allocation of moneys, and making penalties applicable.

SSB 1116 Health and Human Services

Relating to the health and well-being of children and families including provisions for maternal support and fatherhood initiatives, regional centers of excellence, a state-funded family medicine obstetrics fellowship program, self-administered hormonal contraceptives, state employee parental leave, adoption expenses under the adoption subsidy program, and accessibility to the all Iowa scholarship program; making appropriations; and including effective date and applicability provisions.

SSB 1117 Health and Human Services

Relating to the certificate of need process.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 6**

JUDICIARY: Dawson, Chair; Petersen and Schultz

Senate File 113

WAYS AND MEANS: Dickey, Chair; Dawson and Petersen

Senate File 121

EDUCATION: Evans, Chair; Cournoyer and Trone Garriott

Senate File 124

AGRICULTURE: Sweeney, Chair; Giddens and McClintock

Senate File 129

HEALTH AND HUMAN SERVICES: Edler, Chair; Petersen and Salmon

Senate File 132

WAYS AND MEANS: Koelker, Chair; Dawson and Quirmbach

Senate File 134

WAYS AND MEANS: Sweeney, Chair; Driscoll and Winckler

Senate File 139

EDUCATION: Cournoyer, Chair; Kraayenbrink and Quirmbach

Senate File 141

WAYS AND MEANS: Koelker, Chair; Dawson and Quirmbach

Senate File 146

WAYS AND MEANS: Driscoll, Chair; Sweeney and T. Taylor

Senate File 150

WAYS AND MEANS: Dickey, Chair; Koelker and Quirmbach

Senate File 151

APPROPRIATIONS: Zumbach, Chair; Koelker and T. Taylor

Senate File 158

JUDICIARY: Boussetot, Chair; Petersen and J. Taylor

Senate File 166

JUDICIARY: Reichman, Chair; Bisignano and Boussetot

Senate File 171

JUDICIARY: Garrett, Chair; Boulton and Schultz

Senate File 175

NATURAL RESOURCES AND ENVIRONMENT: Green, Chair; Evans and Trone
Garriott

Senate File 178

JUDICIARY: Dawson, Chair; Petersen and Schultz

Senate File 180

JUDICIARY: Schultz, Chair; Boulton and Dawson

House File 93

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

SSB 1013
(Reassigned)

APPROPRIATIONS: Rowley, Chair; Guth and Petersen

SSB 1102

COMMERCE: Rowley, Chair; Giddens and Gruenhagen

SSB 1103

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

SSB 1104

HEALTH AND HUMAN SERVICES: Costello, Chair; Alons and Donahue

SSB 1105

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

SSB 1106

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

SSB 1107

STATE GOVERNMENT: Schultz, Chair; Bisignano and Westrich

SSB 1108

STATE GOVERNMENT: Cournoyer, Chair; Koelker and Weiner

SSB 1109

STATE GOVERNMENT: Cournoyer, Chair; Jochum and Koelker

SSB 1110

STATE GOVERNMENT: Koelker, Chair; Bisignano and Cournoyer

SSB 1111

EDUCATION: Cournoyer, Chair; Donahue and Westrich

SSB 1112

JUDICIARY: Shipley, Chair; De Witt and Weiner

SSB 1113

JUDICIARY: Reichman, Chair; Evans and Petersen

SSB 1114

JUDICIARY: Boussetot, Chair; Boulton and Zaun

SSB 1115

AGRICULTURE: Gruenhagen, Chair; Boulton and Zumbach

SSB 1116

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

SSB 1117

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

FINAL COMMITTEE REPORTS OF BILL ACTION**JUDICIARY**

Bill Title: SENATE FILE 61, a bill for an act relating to earned time applied to reduce certain mandatory minimum sentences.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 84, a bill for an act relating to sexual exploitation of a minor and providing penalties.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: *SENATE FILE 174 (formerly SF 43), a bill for an act relating to building design element regulation by governmental subdivisions, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Green, Lofgren, Driscoll, Guth, Klimesh, Shipley, Webster, and Westrich. Nays, 4: Weiner, Knox, Quirmbach, and Winckler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 174, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *SENATE FILE 181 (SSB 1056), a bill for an act relating to property taxes and income taxes by modifying the calculation of assessment limitations for certain property, amending provisions relating to certain tax withholding requirements and tax credits, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Present, 1: Quirmbach. Excused, none.

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 181, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 182 (formerly SF 10), a bill for an act relating to the creation of land redevelopment trusts.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

TWENTY-FOURTH CALENDAR DAY
FIFTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 1, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Mark Costello, member of the Senate from Mills County, Imogene, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Tuesday, January 31, 2023, was approved.

RECESS

On motion of Senator Brown, the Senate recessed at 9:09 a.m. until the completion of a meeting of the committee on Technology.

RECONVENED

The Senate reconvened at 2:20 p.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Rozenboom, until he returns, on request of Senator Whitver.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 153 and 154.

Senate File 153

On motion of Senator Zumbach, **Senate File 153**, a bill for an act relating to single-trip permits for vehicles of excessive size and weight during special or emergency situations, was taken up for consideration.

Senator Zumbach 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. 153), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	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, 1:

Rozenboom

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

Senate File 154

On motion of Senator Klimesh, **Senate File 154**, a bill for an act exempting hydroexcavation equipment from certain size, weight, load, and permit requirements on highways, was taken up for consideration.

Senator Klimesh 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. 154), the vote was:

Yeas, 48:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Donahue
Dotzler	Driscoll	Edler	Evans
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, 1:

Dickey

Absent, 1:

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 153 and 154** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 181.

Senate File 181

On motion of Senator Dawson, **Senate File 181**, a bill for an act relating to property taxes and income taxes by modifying the calculation of assessment limitations for certain property, amending provisions relating to certain tax withholding requirements and tax credits, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Jochum offered amendment S-3008, filed by Senator Jochum, et al., from the floor to page 3 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3008 be adopted?" (S.F. 181), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
De Witt	Donahue	Dotzler	Giddens
Jochum	Knox	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Rozenboom

Amendment S–3008 lost.

Senator Dawson offered amendment S–3007, filed by him from the floor to pages 4–6 of the bill, and moved its adoption.

Amendment S–3007 was adopted by a voice vote.

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?” (S.F. 181), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	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, 1:

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 File 181** be **immediately messaged** to the House.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 3 and Senate Resolution 1.

Senate Concurrent Resolution 3

On motion of Senator Shipley, **Senate Concurrent Resolution 3**, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Ninetieth General Assembly, was taken up for consideration.

Senator Shipley moved the adoption of Senate Concurrent Resolution 3, which motion prevailed by a voice vote.

Senate Resolution 1

On motion of Senator Shipley, **Senate Resolution 1**, a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Ninetieth General Assembly, was taken up for consideration.

Senator Shipley moved the adoption of Senate Resolution 1, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Concurrent Resolution 3** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 3:17 p.m. until 9:00 a.m., Thursday, February 2, 2023.

APPENDIX

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 ADMINISTRATIVE SERVICES

Equal Opportunity–Contract Compliance Policy Report, pursuant to Iowa Code section 19B.7. Report received on February 1, 2023.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Energy Strategic Plan, pursuant to Iowa Code section 15.107B. Report received on February 1, 2023.

DEPARTMENT OF HUMAN RIGHTS

Iowa Collaboration for Youth Development Council Annual Report, pursuant to Iowa Code section 216A.140. Report received on February 1, 2023.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Wednesday, February 1, 2023, 10:10 a.m.

Members Present: Brown, Chair; Bousselot, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich.

Members Absent: None.

Committee Business: SSB 1021, SSB 1043, SSB 1054, SSB 1057.

Adjourned: 10:20 a.m.

EDUCATION

Convened: Wednesday, February 1, 2023, 12:15 p.m.

Members Present: Rozenboom, Chair; J. Taylor, Vice Chair; Quirmbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun.

Members Absent: None.

Committee Business: Approved minutes, subcommittee assignments, SSB 1081 discussed and passed with Senator's Quirnbach, Celsi, Donahue, Giddens and Garriott voting no. Amendment SSB 1081.155 discussed and passed unanimously. SSB 1081, as amended, discussed and passed with Senator's Quirnbach, Celsi, Donahue, Giddens and Trone-Garriott voting no. Adjourn.

Adjourned: 12:40 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 1, 2023, 11:25 a.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: None.

Committee Business: Consideration and passage of bills: SF 21, SF 26, SSB 1080, SSB 1036, SSB 1058, and SSB 1079.

Adjourned: 11:40 a.m.

TECHNOLOGY

Convened: Wednesday, February 1, 2023, 1:30 p.m.

Members Present: Cournoyer, Chair; Kraayenbrink, Vice Chair; Bennett, Ranking Member; Alons, Boussetot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SF 46, SSB 1070, SSB 1070.154, SSB 1072, SSB 1072.180.

Adjourned: 1:45 p.m.

INTRODUCTION OF BILLS

Senate File 183, by committee on Judiciary, a bill for an act relating to the maximum employment age for certain city public safety positions, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 184, by Webster, Shipley, Cournoyer, Lofgren, and Westrich, a bill for an act relating to railroad train length limits, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 185, by Salmon, a bill for an act relating to the application of certain provisions regarding motor vehicles and law of the road to road workers.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 186, by committee on Workforce, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 187, by Zaun, a bill for an act relating to the addition of biological parent information of an adult adopted person through amendment of an original certificate of birth, and providing fees.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 188, by Boulton and Knox, a bill for an act relating to hate crimes, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 189, by committee on Commerce, a bill for an act relating to allowable forms of payment for amusement concessions at an amusement park and an arcade.

Read first time under Rule 28 and **placed on calendar**.

Senate File 190, by committee on Commerce, a bill for an act relating to group capital calculation filings by certain insurance holding company systems.

Read first time under Rule 28 and **placed on calendar**.

Senate File 191, by committee on State Government, a bill for an act concerning alcoholic beverage control relating to alternating proprietorship arrangements for beer manufacturers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 192, by committee on Education, 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, 2023, modifying provisions relating to the property tax replacement payments, making appropriations, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 193, by committee on State Government, a bill for an act relating to the removal of human remains by a person other than a funeral director.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1118 Judiciary

Relating to court records for residential forcible entry and detainer actions.

SSB 1119 Judiciary

Relating to juvenile justice delinquency prevention programs and services, and including effective date provisions.

SSB 1120 Judiciary

Concerning judicial branch administration, including mental health advocates, access to and confidentiality of certain department of revenue taxpayer information for jury list compilation, contracting authority, apportionment of district associate judges, remote testimony and video recordings, and access to criminal history records.

SSB 1121 State Government

Relating to the filing of complaints with the Iowa public information board.

SSB 1122 State Government

Relating to the use of certain refrigerants.

SUBCOMMITTEE ASSIGNMENTS**Senate File 38**
(Reassigned)

EDUCATION: J. Taylor, Chair; Evans and Trone Garriott

Senate File 116

WORKFORCE: Driscoll, Chair; Donahue and Guth

Senate File 120

WORKFORCE: Driscoll, Chair; Boulton and Kraayenbrink

Senate File 122

WORKFORCE: Driscoll, Chair; Donahue and Rowley

Senate File 159

EDUCATION: Salmon, Chair; Evans and Quirmbach

Senate File 161

EDUCATION: Sinclair, Chair; Kraayenbrink and Trone Garriott

Senate File 188

JUDICIARY: Bousselot, Chair; Knox and Shipley

SSB 1118

JUDICIARY: J. Taylor, Chair; De Witt and Quirmbach

SSB 1119

JUDICIARY: Reichman, Chair; De Witt and Knox

SSB 1120

JUDICIARY: Rowley, Chair; Evans and Weiner

SSB 1121

STATE GOVERNMENT: Webster, Chair; Bisignano and McClintock

SSB 1122

STATE GOVERNMENT: Brown, Chair; Cournoyer and Giddens

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: SENATE FILE 189 (SSB 1054), a bill for an act relating to allowable forms of payment for amusement concessions at an amusement park and an arcade.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 190 (SSB 1057), a bill for an act relating to group capital calculation filings by certain insurance holding company systems.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *SENATE FILE 192 (SSB 1081), 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, 2023, modifying provisions relating to the property tax replacement payments, making appropriations, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Rozenboom, J. Taylor, Cournoyer, Evans, Garrett, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Westrich, and Zaun. Nays, 5: Quirmbach, Celsi, Donahue, Giddens, and Trone Garriott. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 192, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 183 (SSB 1001), a bill for an act relating to the maximum employment age for certain city public safety positions, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 183, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 21, a bill for an act relating to the practice of cosmetology and barbering in certain locations.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 191 (SSB 1080), a bill for an act concerning alcoholic beverage control relating to alternating proprietorship arrangements for beer manufacturers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 193 (SSB 1058), a bill for an act relating to the removal of human remains by a person other than a funeral director.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 193, and they were attached to the committee report.

WORKFORCE

Bill Title: *SENATE FILE 186 (formerly SF 3), a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Dickey, McClintock, Donahue, Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Workforce Committee on Senate File 186, and they were attached to the committee report.

APPOINTED POSITIONS

February 1, 2023

Mr. W. Charles Smithson
Secretary of the Senate
State Capitol Building
LOCAL

Dear Mr. Smithson:

Enclosed please find a list of all of the appointment positions requiring gubernatorial action pursuant to Iowa Code section 2.32(2).

If you have any questions, please contact Alex Byrnes via email alex.byrnes@governor.iowa.gov who is covering for my Director of Boards and Commissions, Megan Hall.

Sincerely,



Governor Kim Reynolds

BY THE GOVERNOR

<u>DIRECTORS</u>	<u>NUMBER OF POSITIONS</u>
DEPARTMENT OF CORRECTIONS	1
CHIEF INFORMATION OFFICER	1
CREDIT UNIONS	1
DEPARTMENT OF CULTURAL AFFAIRS	1
DRUG POLICY	1
ECONOMIC DEVELOPMENT AUTHORITY	1
FINANCE AUTHORITY	1
DEPARTMENT OF HUMAN RIGHTS	1
DEPARTMENT OF INSPECTIONS AND APPEALS	1
LABOR COMMISSION	1

LAW ENFORCEMENT ACADEMY	1
DEPARTMENT OF MANAGEMENT	1
DEPARTMENT OF NATURAL RESOURCES	1
STATE PUBLIC DEFENDER	1
DEPARTMENT OF PUBLIC SAFETY	1
PUBLIC EMPLOYMENT RELATIONS BOARD, CHAIR OF THE	1
DEPARTMENT OF PUBLIC HEALTH	1
DEPARTMENT OF REVENUE	1
UTILITIES BOARD, CHAIR OF THE IOWA	1
STATE AND FEDERAL RELATIONS	1
WORKFORCE DEVELOPMENT	1

BOARDNUMBER OF POSITIONS

ACCOUNTANCY EXAMINING BOARD	3
AGING, COMMISSION ON	2
AGRICULTURAL DEVELOPMENT BOARD	1
ALCOHOLIC BEVERAGES COMMISSION	1
ARCHITECTURAL EXAMINING BOARD	4
ATHLETIC TRAINING, BOARD OF	4
AUTISM COUNCIL, IOWA	7
BARBERING, BOARD OF	2
BEHAVIORAL SCIENCE, BOARD OF	4
BIOSCIENCE DEVELOPMENT BOARD	1
BLIND, COMMISSION FOR THE	3

BOILER AND PRESSURE VESSEL BOARD	4
CHILD ADVOCACY BOARD	1
CHILDREN'S BEHAVIORAL HEALTH SYSTEM STATE BOARD	5
CHIROPRACTIC, BOARD OF	3
CITY DEVELOPMENT BOARD	2
CIVIL RIGHTS COMMISSION, IOWA STATE	3
COMMUNITY ACTION AGENCIES, COMMISSION ON	5
CORRECTIONS, BOARD OF	4
COSMETOLOGY ARTS AND SCIENCES, BOARD OF	5
COUNTY FINANCE COMMITTEE	4
CREDIT UNION REVIEW BOARD	1
CULTURAL TRUST BOARD OF TRUSTEES, IOWA	5
DEAF SERVICES, COMMISSION OF	3
DENTISTRY, BOARD OF	3
DIETETICS, BOARD OF	2
DRUG POLICY ADVISORY COUNCIL, IOWA	4
EARLY CHILDHOOD IOWA STATE BOARD	5
ECONOMIC DEVELOPMENT AUTHORITY	4
EDUCATION, STATE BOARD OF	1
EDUCATIONAL EXAMINERS, STATE BOARD OF	4
ELECTRICAL EXAMINING BOARD	5
ELEVATOR SAFETY BOARD	5
ENGINEERING AND LAND SURVEYING EXAMINING BOARD	3
ENHANCE IOWA BOARD	4

ENVIRONMENTAL PROTECTION COMMISSION	4
ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA	2
FINANCE AUTHORITY BOARD OF DIRECTORS, IOWA	4
FLOOD MITIGATION BOARD	2
GRAIN INDEMNITY FUND BOARD, IOWA	2
GREAT PLACES ADVISORY BOARD, IOWA	5
HEALTH FACILITIES COUNCIL	3
HEALTHY AND WELL KIDS IN IOWA BOARD (HAWK-I)	2
HEARING AID SPECIALISTS, BOARD OF	2
HIGHER EDUCATION LOAN AUTHORITY	1
HUMAN SERVICES, COUNCIL ON	3
INTERIOR DESIGN EXAMINING BOARD	2
IPERS, INVESTMENT BOARD OF THE	2
JUDICIAL QUALIFICATIONS, COMMISSION ON	1
JUSTICE ADVISORY BOARD	9
LANDSCAPE ARCHITECTURAL EXAMINING BOARD	3
LATINO AFFAIRS COMMISSION	2
LAW ENFORCEMENT ACADEMY COUNCIL, IOWA	5
LOTTERY AUTHORITY BOARD OF DIRECTORS, IOWA	2
MASSAGE THERAPY, BOARD OF	4
MEDICINE, BOARD OF	4
MENTAL HEALTH AND DISABILITY SERVICES COMMISSION	9

MORTUARY SCIENCE, BOARD OF	3
NATIVE AMERICAN AFFAIRS, COMMISSION OF	6
NATURAL RESOURCE COMMISSION	3
NURSING HOME ADMINISTRATORS, BOARD OF	4
NURSING, BOARD OF	3
OPTOMETRY, BOARD OF	5
PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE	1
PHARMACY, BOARD OF	3
PHYSICAL AND OCCUPATIONAL THERAPY, BOARD OF	4
PHYSICIAN ASSISTANTS, BOARD OF	3
PLUMBING AND MECHANICAL SYSTEMS BOARD	6
PODIATRY, BOARD OF	2
PROPERTY ASSESSMENT APPEAL BOARD	2
PSYCHOLOGY, BOARD OF	3
PUBLIC EMPLOYMENT RELATIONS BOARD	1
PUBLIC INFORMATION BOARD, IOWA	1
RACING AND GAMING COMMISSION, STATE	2
REAL ESTATE APPRAISER EXAMINING BOARD	2
REAL ESTATE COMMISSION	4
REGENTS, STATE BOARD OF	3
RENEWABLE FUEL INFRASTRUCTURE BOARD	1
RESPIRATORY CARE AND POLYSOMNOGRAPHY, BOARD OF	3

SCHOOL BUDGET REVIEW COMMITTEE	1
SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS, BOARD OF	5
SOCIAL WORK, BOARD OF	4
SOIL CONSERVATION AND WATER QUALITY COMMITTEE, STATE	4
SPEECH PATHOLOGY AND AUDIOLOGY, BOARD OF	2
TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA	3
TITLE GUARANTY DIVISION BOARD	2
TOBACCO USE PREVENTION AND CONTROL, COMMISSION ON	2
TRANSPORTATION COMMISSION	1
UTILITIES BOARD, IOWA	1
VETERANS AFFAIRS, COMMISSION OF	6
VETERINARY MEDICINE, IOWA BOARD OF	2
WORKFORCE DEVELOPMENT BOARD, IOWA	8

BY THE DEPARTMENT OF JUSTICE

<u>DIRECTOR</u>	<u>NUMBER OF POSITIONS</u>
CONSUMER ADVOCATE	1

REPORT OF THE SECRETARY OF THE SENATE

February 1, 2023

The Honorable Kim Reynolds
Governor
State Capitol Building
Local Mail

Dear Governor Reynolds:

Thank you for submitting the list of appointment positions requiring gubernatorial action, pursuant to Iowa Code section 2.32(2). This letter is the official acknowledgement, pursuant to the same section, of my receipt of your timely submission.

Sincerely,

W. Charles Smithson
Secretary of the Senate

AMENDMENTS FILED

S-3006	S.F.	148	Mark Lofgren
S-3007	S.F.	181	Dan Dawson
S-3008	S.F.	181	Pam Jochum
			Nate Boulton
			Janice Weiner
			Cindy Winckler
			Izaah Knox
			Todd Taylor
			Janet Petersen
			William A. Dotzler, Jr.
			Herman C. Quirmbach
			Molly Donahue
			Claire A. Celsi
			Sarah Trone Garriott
			Zach Wahls
			Liz Bennett
			Eric Giddens
			Tony Bisignano

JOURNAL OF THE SENATE

TWENTY-FIFTH CALENDAR DAY
SIXTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 2, 2023

The Senate met in regular session at 9:05 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Dan Zumbach, member of the Senate from Delaware County, Ryan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Wednesday, February 1, 2023, 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 1, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 35, a bill for an act relating to private land available for public use for recreational purposes.

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

House File 128, a bill for an act relating to controlled substances, including amending certain controlled substances schedules and precursor substances reporting requirements, making penalties applicable, and including effective date provisions.

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

House File 133, a bill for an act relating to refund payments made in connection with motor vehicle debt cancellation coverage.

Read first time and attached to **Senate File 131**.

House File 137, a bill for an act relating to the practice of cosmetology and barbering in certain locations.

Read first time and attached to **Senate File 21**.

House File 138, a bill for an act providing for membership in a protection occupation under the Iowa public employees' retirement system and including effective date and retroactive applicability provisions.

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

House File 142, a bill for an act relating to the amount the commission of veterans affairs may use from certain designated sources for the benefit of veterans and making an appropriation.

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

ALSO: That the House has on February 1, 2023, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

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

BILL REFERRED TO COMMITTEE

President Sinclair announced that **Senate File 155** was referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

The Senate stood at ease at 9:09 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:09 a.m., President Sinclair presiding.

RECESS

On motion of Senator Whitver, the Senate recessed at 10:10 a.m. until the completion of a meeting of the committee on Transportation.

RECONVENED

The Senate reconvened at 11:00 a.m., President Sinclair presiding.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:01 a.m. until the completion of a meeting of the committee on Natural Resources and Environment.

RECONVENED

The Senate reconvened at 12:59 p.m., President Sinclair presiding.

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 2, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 111, a bill for an act relating to an exception to the real estate transfer tax for deeds that transfer distributions of assets to beneficiaries of a trust.

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

House File 112, a bill for an act relating to criminal charges for domestic abuse assault.

Read first time and attached to **Senate File 142**.

House File 113, a bill for an act relating to the state public defender pilot project for child welfare legal representation.

Read first time and attached to **Senate File 143**.

House File 143, a bill for an act relating to ransomware and providing penalties.

Read first time and attached to **Senate File 203**.

House File 150, a bill for an act authorizing the reduction of damages payable to an unresponsive property owner in condemnation proceedings and including applicability provisions.

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

House File 158, a bill for an act relating to alcohol beverage control concerning product placement and inducements by manufacturers and wholesalers of alcoholic liquor, wine, or beer.

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Westrich, until she arrives, on request of Senator Whitver.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 192.

Senate File 192

On motion of Senator Rozenboom, **Senate File 192**, 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, 2023, modifying provisions relating to the property tax replacement payments, making appropriations, and including effective date provisions, was taken up for consideration.

Senator Weiner offered amendment S–3009, filed by Senator Weiner, et al., from the floor to pages 1 and 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3009 be adopted?” (S.F. 192), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock

Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Whitver	Zaun
Zumbach			

Absent, 1:

Westrich

Amendment S–3009 lost.

Senator Quirmbach offered amendment S–3010, filed by Senator Quirmbach, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3010 be adopted?” (S.F. 192), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Whitver	Zaun	Zumbach

Absent, 1:

Westrich

Amendment S–3010 lost.

Senator Donahue offered amendment S–3011, filed by Senator Donahue, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3011 be adopted?" (S.F. 192), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Whitver	Zaun
Zumbach			

Absent, 1:

Westrich

Amendment S-3011 lost.

Senator Celsi offered amendment S-3012, filed by Senator Celsi, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3012 be adopted?" (S.F. 192), the vote was:

Yeas, 15:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Nays, 34:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Green	Gruenhagen	Guth
Klimesh	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Whitver
Zaun	Zumbach		

Absent, 1:

Westrich

Amendment S-3012 lost.

Senator Rozenboom 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. 192), the vote was:

Yeas, 34:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Green	Gruenhagen	Guth
Klimesh	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 1:

Westrich

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 File 192** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 2:20 p.m. until 1:00 p.m., Monday, February 6, 2023.

APPENDIX

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:

CITY FINANCE COMMITTEE

City Budgets and Finance Report, pursuant to Iowa Code section 384.15(6). Report received on February 1, 2023.

BOARD OF PHARMACY

Iowa Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554. Report received on February 2, 2023.

DEPARTMENT OF REVENUE

Central Collections Unit (CCU) Quarterly Debt Collection Report, pursuant to Iowa Code section 421.17. Report received on February 2, 2023.

REPORTS OF COMMITTEE MEETINGS

HEALTH AND HUMAN SERVICES

Convened: Thursday, February 2, 2023, 2:45 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: None.

Committee Business: Consideration and passage of the following bills: SF 75, SSB 1078, and SSB 1046.

Adjourned: 3:00 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 2, 2023, 11:20 a.m.

Members Present: Sweeney, Chair; Shipley, Vice Chair; Knox, Ranking Member; Bennett, Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach.

Members Absent: None.

Committee Business: SF 175 and SF 109.

Adjourned: 11:30 a.m.

TRANSPORTATION

Convened: Thursday, February 2, 2023, 10:40 a.m.

Members Present: Klimesh, Chair; Dickey, Vice Chair; T. Taylor, Ranking Member; Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach.

Members Absent: None.

Committee Business: SF 16 and SF 60.

Adjourned: 10:50 a.m.

INTRODUCTION OF BILLS

Senate File 194, by committee on State Government, a bill for an act relating to the administration of injections by licensed optometrists.

Read first time under Rule 28 and **placed on calendar**.

Senate File 195, by committee on Technology, a bill for an act modifying the definitions of essential county purpose and essential corporate purpose to include cybersecurity purposes.

Read first time under Rule 28 and **placed on calendar**.

Senate File 196, by committee on Commerce, a bill for an act relating to matters under the purview of the banking division of the department of commerce, including permissible investments, notice requirements, and requirements for a person obtaining control of a state bank.

Read first time under Rule 28 and **placed on calendar**.

Senate File 197, by committee on State Government, a bill for an act relating to licensure requirements for professional land surveyors, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 198, by committee on Commerce, a bill for an act relating to electric power generating facility emission plans and projects, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 199, by Jochum, a bill for an act relating to robotics curriculum and extracurricular activities, including requiring the department of education to provide technical assistance to school districts related to chartering career and technical student organizations related to robotics, modifying the career and technical education curriculum provided to students enrolled in grades nine through twelve in school districts and charter schools to include robotics, and authorizing high school athletic organizations to sponsor interscholastic contests related to robotics.

Read first time under Rule 28 and referred to committee on **Technology**.

Senate File 200, by Sweeney, a bill for an act relating to conforming statute of limitations provisions related to the fraud in assisted reproduction Act.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 201, by committee on Technology, a bill for an act relating to the criminal offense of stalking committed while utilizing a technological device and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 202, by committee on State Government, a bill for an act relating to public records requests.

Read first time under Rule 28 and **placed on calendar**.

Senate File 203, by committee on Technology, a bill for an act relating to ransomware and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 204, by Dawson, a bill for an act relating to criminal law including defense subpoenas, depositions, conditional guilty pleas, prosecution witnesses who are minors, and juror qualifications, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 205, by Knox, T. Taylor, Bennett, Dotzler, Donahue, Giddens, Celsi, Winckler, Weiner, Jochum, Trone Garriott, Wahls, Quirmbach, Bisignano, Petersen, and Boulton, a bill for an act relating to voter registration activities at schools.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 206, by Lofgren, a bill for an act relating to the creation of a medical error task force.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

STUDY BILLS RECEIVED

SSB 1123 State Government

Relating to the organization, structure, and functions of state government, providing for salaries of appointed state officers, providing for confirmation of appointments, providing for penalties, making appropriations, providing Code editor directives and transition provisions, and including applicability and effective date provisions.

SSB 1124 Ways and Means

Relating to local government property taxes, financial authority, and budgets, and including effective date and applicability provisions.

SSB 1125 Ways and Means

Relating to state and local revenue and finances by modifying sales and use taxes, the charitable conservation contribution tax credit available against individual and corporate income taxes, the water service tax, property taxes, transit funding, and local option taxes, crediting moneys to the natural resources and outdoor recreation trust fund, making appropriations, and including effective date, retroactive applicability, and applicability provisions.

SSB 1126 Ways and Means

Relating to individual and corporate income taxes, the insurance premium tax, and including the contingent repeal of the individual income tax, and including effective date provisions.

SSB 1127 Ways and Means

Relating to decoupling federal additional first-year depreciation for Iowa tax purposes, and including effective date and retroactive applicability provisions.

SSB 1128 Ways and Means

Relating to the regulation of certain tobacco products, and providing penalties.

SSB 1129 Ways and Means

Modifying provisions governing the taxation of forest reservations and fruit-tree reservations.

SSB 1130 Ways and Means

Relating to withholding of state income tax from the income of certain nonresident partners of pass-through entities, and including effective date and retroactive applicability provisions.

SSB 1131 Local Government

Relating to residency requirements for members of county zoning commissions and county boards of adjustment.

SSB 1132 State Government

Relating to benefits concerning members of the municipal fire and police retirement system.

SUBCOMMITTEE ASSIGNMENTS**Senate File 137**

LOCAL GOVERNMENT: Westrich, Chair; Lofgren and Weiner

Senate File 160

HEALTH AND HUMAN SERVICES: Salmon, Chair; Donahue and Edler

Senate File 165

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

Senate File 168

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

Senate File 169

LOCAL GOVERNMENT: Westrich, Chair; Knox and Webster

Senate File 170

LOCAL GOVERNMENT: Klimesh, Chair; Guth and Winckler

Senate File 172

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

Senate File 176

STATE GOVERNMENT: Cournoyer, Chair; Jochum and Koelker

Senate File 177

EDUCATION: Cournoyer, Chair; Garrett and Trone Garriott

Senate File 179

EDUCATION: Rozenboom, Chair; Giddens and Gruenhagen

House File 94

JUDICIARY: Rowley, Chair; De Witt and Weiner

SSB 1123

STATE GOVERNMENT: Schultz, Chair; Bisignano, Boulton, Bousset and Webster

SSB 1124

WAYS AND MEANS: Dawson, Chair; Jochum, Klimesh, Koelker and Petersen

SSB 1125

WAYS AND MEANS: Dawson, Chair; Driscoll, Jochum, Koelker and Winckler

SSB 1126

WAYS AND MEANS: Dawson, Chair; Quirnbach and Schultz

SSB 1127

WAYS AND MEANS: Koelker, Chair; Dickey and Winckler

SSB 1128

WAYS AND MEANS: Dawson, Chair; Koelker and Quirnbach

SSB 1129

WAYS AND MEANS: Dawson, Chair; Dotzler and Klimesh

SSB 1130

WAYS AND MEANS: Dawson, Chair; Dotzler and Koelker

SSB 1131

LOCAL GOVERNMENT: Green, Chair; Quirnbach and Webster

SSB 1132

STATE GOVERNMENT: Cournoyer, Chair; Boulton and Webster

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *SENATE FILE 196 (SSB 1021), a bill for an act relating to matters under the purview of the banking division of the department of commerce, including permissible investments, notice requirements, and requirements for a person obtaining control of a state bank.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 196, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 198 (SSB 1043), a bill for an act relating to electric power generating facility emission plans and projects, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: *SENATE FILE 194 (formerly SF 26), a bill for an act relating to the administration of injections by licensed optometrists.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 194, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 197 (SSB 1079), a bill for an act relating to licensure requirements for professional land surveyors, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 202 (SSB 1036), a bill for an act relating to public records requests.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 202, and they were attached to the committee report.

TECHNOLOGY

Bill Title: SENATE FILE 195 (formerly SF 46), a bill for an act modifying the definitions of essential county purpose and essential corporate purpose to include cybersecurity purposes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Bousselot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 201 (SSB 1070), a bill for an act relating to the criminal offense of stalking committed while utilizing a technological device and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Boussetot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Technology Committee on Senate File 201, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 203 (SSB 1072), a bill for an act relating to ransomware and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Boussetot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Technology Committee on Senate File 203, and they were attached to the committee report.

TRANSPORTATION

Bill Title: SENATE FILE 16, a bill for an act relating to additional penalties for certain violations against bicyclists causing serious injury or death committed by a person operating a motor vehicle.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Boussetot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Winckler. Nays, none. Excused, 1: Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3009	S.F.	192	<p>Janice Weiner Janet Petersen Liz Bennett Todd Taylor William A. Dotzler, Jr. Molly Donahue Eric Giddens Claire A. Celsi Cindy Winckler Pam Jochum Sarah Trone Garriott Zach Wahls Herman C. Quirmbach Nate Boulton</p>
S-3010	S.F.	192	<p>Herman C. Quirmbach Zach Wahls Sarah Trone Garriott Pam Jochum Cindy Winckler Claire A. Celsi Eric Giddens Izaah Knox Molly Donahue William A. Dotzler, Jr. Todd Taylor Liz Bennett Janet Petersen Janice Weiner Tony Bisignano Nate Boulton</p>
S-3011	S.F.	192	<p>Molly Donahue William A. Dotzler, Jr. Todd Taylor Liz Bennett Janice Weiner Pam Jochum Herman C. Quirmbach Claire A. Celsi Cindy Winckler</p>

			Eric Giddens
			Izaah Knox
			Zach Wahls
			Sarah Trone Garriott
			Tony Bisignano
			Nate Boulton
S-3012	S.F.	192	Claire A. Celsi
			Eric Giddens
			Molly Donahue
			Izaah Knox
			William A. Dotzler, Jr.
			Todd Taylor
			Liz Bennett
			Cindy Winckler
			Janet Petersen
			Janice Weiner
			Pam Jochum
			Zach Wahls
			Sarah Trone Garriott
			Nate Boulton

JOURNAL OF THE SENATE

TWENTY-NINTH CALENDAR DAY
SEVENTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 6, 2023

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

Prayer was offered by the Honorable Tim Kraayenbrink, member of the Senate from Webster County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Thursday, February 2, 2023, was approved.

ADJOURNMENT

On motion of Senator Brown, the Senate adjourned at 1:14 p.m. until 9:00 a.m., Tuesday, February 7, 2023.

APPENDIX

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 FOR THE BLIND

Recycling Report, pursuant to Iowa Code section 216B.3. Report received on February 6, 2023.

ECONOMIC DEVELOPMENT AUTHORITY

Industrial New Jobs Training Program Review, pursuant to Iowa Code section 260E.7. Report received on February 3, 2023.

Iowa Economic Development Authority Annual Report, pursuant to Iowa Code section 15.107B. Report received on February 3, 2023.

DEPARTMENT OF INSPECTIONS AND APPEALS

Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 3, 2023.

JUDICIAL BRANCH

Judicial Nominating Commissioners Elections Results 1/30/23 Report, pursuant to Iowa Code section 46.9. Report received on February 3, 2023.

Judicial Nominating Commissioners Elections Results 2/1/23 Report, pursuant to Iowa Code section 46.9. Report received on February 6, 2023.

REPORTS OF COMMITTEE MEETINGS

LOCAL GOVERNMENT

Convened: Monday, February 6, 2023, 1:55 p.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler.

Members Absent: None.

Committee Business: SSB 1051-pass 12:0; SSB 1088-pass 12:0; SSB 1091-pass 12:0; SSB 1092-pass 12:0.

Adjourned: 2:05 p.m.

VETERANS AFFAIRS

Convened: Monday, February 6, 2023, 2:30 p.m.

Members Present: Reichman, Chair; Salmon, Vice Chair; Dotzler, Ranking Member; Alons, Bennett, Costello, Edler, Lofgren, McClintock, Weiner, and Winckler.

Members Absent: Dawson (excused).

Committee Business: SF 90 with amendment.

Adjourned: 2:35 p.m.

INTRODUCTION OF BILLS

Senate File 207, by committee on Transportation, a bill for an act relating to the use of an electronic device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 208, by committee on Natural Resources and Environment, a bill for an act relating to hunting deer by persons with bow season licenses.

Read first time under Rule 28 and **placed on calendar**.

Senate File 209, by committee on Natural Resources and Environment, a bill for an act relating to the purchasing of a youth deer hunting license and tag.

Read first time under Rule 28 and **placed on calendar**.

Senate File 210, by committee on Health and Human Services, a bill for an act relating to the term brain health.

Read first time under Rule 28 and **placed on calendar**.

Senate File 211, by committee on Health and Human Services, a bill for an act relating to the referral of a patient for diagnostic imaging by a physical therapist.

Read first time under Rule 28 and **placed on calendar**.

Senate File 212, by Green, a bill for an act prohibiting discrimination against adoption and foster care providers, or adoptive and foster parents, based on religious belief.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 213, by Jochum, a bill for an act relating to automobile liability policy incentives for persons who install a speed governing device on an insured automobile.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 214, by committee on Local Government, a bill for an act relating to certain emergency services provided by a city.

Read first time under Rule 28 and **placed on calendar**.

Senate File 215, by committee on Local Government, a bill for an act relating to certain filing deadlines for property tax credits available to certain elderly, disabled, and low-income persons and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1133 Health and Human Services

Relating to the health and well-being of children and families including provisions for rural emergency hospitals, regional centers of excellence, noneconomic damage awards against health care providers, a state-funded family medicine obstetrical fellowship program, self-administered hormonal contraceptives, review and approval of and public policy considerations relating to insurance benefits, maternal support and fatherhood initiatives, state employee parental leave, modification of property tax provisions for certain commercial child care properties, adoption expenses under the adoption subsidy program, and accessibility to the all Iowa scholarship program; providing for appropriations, fines, and penalties; and including effective date and applicability and retroactive applicability provisions.

SSB 1134 State Government

Relating to swimming pool inspections and housing cooperatives.

SUBCOMMITTEE ASSIGNMENTS

Senate File 199

TECHNOLOGY: Koelker, Chair; Bennett and Reichman

SSB 1133

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

SSB 1134

STATE GOVERNMENT: McClintock, Chair; Bisignano and Salmon

FINAL COMMITTEE REPORTS OF BILL ACTION

HEALTH AND HUMAN SERVICES

Bill Title: SENATE FILE 75, a bill for an act relating to rural emergency hospitals, including licensing requirements and fees, making penalties applicable, providing emergency rulemaking authority, and including applicability and effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3013.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 210 (SSB 1078), a bill for an act relating to the term brain health.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 211 (SSB 1046), a bill for an act relating to the referral of a patient for diagnostic imaging by a physical therapist.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Health and Human Services Committee on Senate File 211, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 214 (SSB 1091), a bill for an act relating to certain emergency services provided by a city.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 215 (SSB 1088), a bill for an act relating to certain filing deadlines for property tax credits available to certain elderly, disabled, and low-income persons and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: SENATE FILE 208 (formerly SF 175), a bill for an act relating to hunting deer by persons with bow season licenses.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Sweeney, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, and Zumbach. Nays, 5: Shipley, Knox, Bennett, Celsi, and Trone Garriott. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 209 (formerly SF 109), a bill for an act relating to the purchasing of a youth deer hunting license and tag.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *SENATE FILE 207 (formerly SF 60), a bill for an act relating to the use of an electronic device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 207, and they were attached to the committee report.

AMENDMENT FILED

S-3013 S.F. 75 Health and Human Services

JOURNAL OF THE SENATE

THIRTIETH CALENDAR DAY
EIGHTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 7, 2023

The Senate met in regular session at 9:00 a.m., President Pro Tempore Zaun presiding.

Prayer was offered by the Honorable David Rowley, member of the Senate from Dickinson County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Madeline Parrott.

The Journal of Monday, February 6, 2023, was approved.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 7, 2023, **passed** the following bill in which in the concurrence of the House was asked:

Senate File 192, 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, 2023, modifying provisions relating to the property tax replacement payments, making appropriations, and including effective date provisions.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:05 a.m. until 9:00 a.m., Wednesday, February 8, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, February 7, 2023, 10:30 a.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Bousselot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SF 171, SSB 1082, SSB 1114, SSB 1068, and SSB 1048.

Adjourned: 11:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, February 7, 2023, 9:30 a.m.

Members Present: Lofgren, Chair; Dickey, Vice Chair; Dotzler, Ranking Member; Gruenhagen, and Quirmbach.

Members Absent: None.

Committee Business: Committee business.

Adjourned: 10:15 a.m.

INTRODUCTION OF BILLS

Senate File 216, by committee on Local Government, a bill for an act relating to the authority to postpone or cancel an annual tax sale.

Read first time under Rule 28 and **placed on calendar**.

Senate File 217, by committee on Local Government, a bill for an act allowing counties to collect a fee for the issuance and renewal of driver's licenses and nonoperator's identification cards to persons who reside outside the county.

Read first time under Rule 28 and **placed on calendar**.

Senate File 218, by Shipley, a bill for an act relating to lighting requirements for certain areas under the control of class I or class II railroad corporations.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 219, by Green, a bill for an act relating to educational requirements for a permit to perform tattooing.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 220, by Shipley, a bill for an act relating to the operation of railroad trains from sunset to sunrise, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 221, by Westrich, Guth, Alons, Dawson, Shipley, De Witt, Evans, Lofgren, Gruenhagen, Salmon, Edler, and Zaun, a bill for an act relating to sexual exploitation of a minor, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 222, by Bisignano, a bill for an act relating to the crime of the unauthorized placement of a global positioning device, including the unauthorized placement of a global positioning device committed against a person under eighteen years of age, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 223, by Westrich, Dawson, Shipley, De Witt, Alons, Evans, Lofgren, Salmon, Gruenhagen, Edler, and Zaun, a bill for an act relating to an assault of a pregnant person, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 224, by committee on Veterans Affairs, a bill for an act relating to motor vehicle special registration plate decals created by a nonprofit veterans' organization or associated with military service.

Read first time under Rule 28 and **placed on calendar**.

Senate File 225, by Boulton, a bill for an act designating individuals who perform work on electric utility lines as public safety employees for purposes of public employee collective bargaining and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 226, by Boulton, a bill for an act relating to eligibility for unemployment benefits.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 227, by Rowley, a bill for an act exempting the services furnished by executive search agencies and private employment agencies from the state sales and use tax.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 228, by committee on Judiciary, a bill for an act relating to tort liability, including employer liability and noneconomic damages in civil actions involving commercial motor vehicles, and punitive or exemplary damages in civil actions generally.

Read first time under Rule 28 and **placed on calendar**.

Senate File 229, by committee on Judiciary, a bill for an act relating to continuous sexual abuse of a child, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1135 Transportation

Relating to the display of a special registration sticker on certain motor vehicles in lieu of a front registration plate, and making penalties applicable.

SSB 1136 Judiciary

Relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions.

SSB 1137 Judiciary

Relating to a Brady-Giglio list maintained by a prosecuting agency, and including effective date provisions.

SSB 1138 Veterans Affairs

Relating to the military service property tax exemption and credit and including applicability provisions.

SSB 1139 Health and Human Services

Relating to the health and well-being of children and families including provisions for maternal support and fatherhood initiatives, regional centers of excellence, a state-funded family medicine obstetrics fellowship program, state employee parental leave, adoption expenses under the adoption subsidy program, and accessibility to the all Iowa scholarship program; making appropriations; and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 3

STATE GOVERNMENT: Koelker, Chair; Bisignano and Cournoyer

Senate File 155

WAYS AND MEANS: Dickey, Chair; Bousselot and T. Taylor

Senate File 162

TRANSPORTATION: Zumbach, Chair; Webster and Winckler

Senate File 163

TRANSPORTATION: Dickey, Chair; Bennett and Brown

Senate File 173

NATURAL RESOURCES AND ENVIRONMENT: Shipley, Chair; Bennett and Zumbach

Senate File 184

TRANSPORTATION: Shipley, Chair; T. Taylor and Webster

Senate File 185

TRANSPORTATION: Brown, Chair; Klimesh and T. Taylor

Senate File 187

HEALTH AND HUMAN SERVICES: Rowley, Chair; Petersen and Sweeney

Senate File 200

JUDICIARY: Shipley, Chair; Evans and Petersen

Senate File 204

JUDICIARY: Dawson, Chair; Boulton and Zaun

Senate File 206

HEALTH AND HUMAN SERVICES: Edler, Chair; Donahue and Guth

Senate File 212

JUDICIARY: J. Taylor, Chair; De Witt and Quirmbach

Senate File 222

JUDICIARY: Dawson, Chair; Bisignano and Schultz

House File 150

JUDICIARY: Garrett, Chair; Boussetot and Weiner

House File 158

STATE GOVERNMENT: Cournoyer, Chair; Bisignano and Driscoll

SSB 1135

TRANSPORTATION: Klimesh, Chair; Celsi and Koelker

SSB 1136

JUDICIARY: Zaun, Chair; De Witt and Weiner

SSB 1137

JUDICIARY: Zaun, Chair; Bisignano and Dawson

SSB 1138

VETERANS AFFAIRS: Lofgren, Chair; Dotzler and McClintock

SSB 1139

HEALTH AND HUMAN SERVICES: Edler, Chair; Sweeney and Trone Garriott

FINAL COMMITTEE REPORTS OF BILL ACTION**JUDICIARY**

Bill Title: SENATE FILE 171, a bill for an act relating to the membership of district judicial nominating commissions.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Zaun, Garrett, Boussetot, Dawson, De Witt, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirmbach, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 228 (SSB 1114), a bill for an act relating to tort liability, including employer liability and noneconomic damages in civil actions involving commercial motor vehicles, and punitive or exemplary damages in civil actions generally.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Zaun, Garrett, Bousset, Dawson, De Witt, Evans, Reichman, Rowley, Schultz, Shipley, and Webster. Nays, 7: Boulton, Bisignano, Knox, Petersen, Quirnbach, J. Taylor, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 229 (SSB 1048), a bill for an act relating to continuous sexual abuse of a child, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: *SENATE FILE 216 (SSB 1051), a bill for an act relating to the authority to postpone or cancel an annual tax sale.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Quirnbach, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 216, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 217 (SSB 1092), a bill for an act allowing counties to collect a fee for the issuance and renewal of driver's licenses and nonoperator's identification cards to persons who reside outside the county.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: *SENATE FILE 224 (formerly SF 90), a bill for an act relating to motor vehicle special registration plate decals created by a nonprofit veterans' organization or associated with military service.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Reichman, Salmon, Dotzler, Alons, Bennett, Costello, Edler, Lofgren, McClintock, Weiner, and Winckler. Nays, none. Excused, 1: Dawson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Veterans Affairs Committee on Senate File 224, and they were attached to the committee report.

BILLS REFERRED TO COMMITTEE

The following bills were referred to the following committees:

House Joint Resolution 3	State Government
House File 35	Natural Resources and Environment
House File 111	Ways and Means
House File 138	State Government
House File 142	Appropriations
House File 150	Judiciary
House File 158	State Government

BILL ATTACHED

House File 128 was attached to **Senate File 125**.

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 7th day of February, 2023.

Senate File 192.

W. CHARLES SMITHSON
Secretary of the Senate

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 7, 2023, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 192 – Relating to 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, 2023, modifying provisions relating to the property tax replacement payments, making appropriations, and including effective date provisions.

AMENDMENT FILED

S-3014 S.F. 148 Mark Lofgren

JOURNAL OF THE SENATE

THIRTY-FIRST CALENDAR DAY
NINETEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 8, 2023

The Senate met in regular session at 9:00 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Nate Boulton, member of the Senate from Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Tuesday, February 7, 2023, was approved.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:05 a.m. until the completion of a meeting of the committee on Technology.

RECONVENED

The Senate reconvened at 4:18 p.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Winckler, until she arrives, on request of Senator Wahls.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 135 and 148.

Senate File 135

On motion of Senator Cournoyer, **Senate File 135**, a bill for an act relating to registered interior design and providing penalties, was taken up for consideration.

Senator Cournoyer 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. 135), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Winckler

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

Senate File 148

On motion of Senator Schultz, **Senate File 148**, a bill for an act relating to noneconomic damage awards against health care providers, and including effective date and applicability provisions, was taken up for consideration.

Senator Schultz offered amendment S-3015, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Lofgren offered amendment S-3016, filed by him from the floor to pages 1, 2, and 4, and amending the title provisions of amendment S-3015, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3016 to amendment S-3015 be adopted?" (S.F. 148), the vote was:

Yeas, 18:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Lofgren	Petersen	Quirmbach
Salmon	Taylor, T.	Trone Garriott	Wahls
Weiner	Westrich		

Nays, 31:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman
Rowley	Rozenboom	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Whitver	Zaun	Zumbach	

Absent, 1:

Winckler

Amendment S-3016 to amendment S-3015 lost.

Senator Boulton offered amendment S–3019, filed by Senator Boulton, et al., from the floor to pages 1, 2, and 4, and amending the title provisions of amendment S–3015, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3019 to amendment S–3015 be adopted?” (S.F. 148), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Lofgren	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Winckler

Amendment S–3019 to amendment S–3015 lost.

Senator Wahls offered amendment S–3021, filed by Senator Wahls, et al., from the floor to pages 1 and 4 and amending the title provisions of amendment S–3015, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3021 to amendment S–3015 be adopted?” (S.F. 148), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Lofgren	Petersen	Quirmbach
Salmon	Taylor, T.	Trone Garriott	Wahls
Weiner			

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman
Rowley	Rozenboom	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Winckler

Amendment S–3021 to amendment S–3015 lost.

Senator Boulton offered amendment S–3020, filed by Senator Boulton, et al., from the floor to page 1 of amendment S–3015, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3020 to amendment S–3015 be adopted?” (S.F. 148), the vote was:

Yeas, 17:

Alons	Bennett	Bisignano	Boulton
Celsi	Donahue	Dotzler	Giddens
Jochum	Knox	Lofgren	Petersen
Quirmbach	Taylor, T.	Trone Garriott	Wahls
Weiner			

Nays, 32:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Winckler

Amendment S–3020 to amendment S–3015 lost.

Senator Lofgren offered amendment S–3018, filed by him from the floor to pages 1 and 2 of amendment S–3015, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3018 to amendment S–3015 be adopted?” (S.F. 148), the vote was:

Yeas, 20:

Alons	Bennett	Bisignano	Boulton
Celsi	Donahue	Dotzler	Giddens
Jochum	Knox	Lofgren	Petersen
Quirnbach	Salmon	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Weiner	Westrich

Nays, 29:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	McClintock	Reichman	Rowley
Rozenboom	Schultz	Shipley	Sinclair
Sweeney	Webster	Whitver	Zaun
Zumbach			

Absent, 1:

Winckler

Amendment S–3018 to amendment S–3015 lost.

Senator Lofgren offered amendment S-3017, filed by him from the floor to page 2 of amendment S-3015, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3017 to amendment S-3015 be adopted?" (S.F. 148), the vote was:

Yeas, 20:

Alons	Bennett	Bisignano	Boulton
Celsi	Donahue	Dotzler	Giddens
Jochum	Knox	Lofgren	Petersen
Quirmbach	Salmon	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Weiner	Westrich

Nays, 29:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	McClintock	Reichman	Rowley
Rozenboom	Schultz	Shipley	Sinclair
Sweeney	Webster	Whitver	Zaun
Zumbach			

Absent, 1:

Winckler

Amendment S-3017 to amendment S-3015 lost.

Senator Schultz moved the adoption of amendment S-3015.

Amendment S-3015 was adopted by a voice vote.

With the adoption of amendment S–3015, the Chair ruled the following amendments out of order:

amendment S–3005, filed by Senator Lofgren, et al., on January 30, 2023, to pages 1 and 2 and amending the title page of bill;

amendment S–3014, filed by Senator Lofgren on February 7, 2023, to page 2 and amending the title page of the bill;

amendment S–3004, filed by Senator Lofgren, et al., on January 30, 2023, to pages 1 and 2 of the bill;

and amendment S–3006, filed by Senator Lofgren on February 1, 2023, to page 1 of the bill.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 8, 2023, **passed** the following bill in which the concurrence of the Senate is asked:

House File 161, a bill for an act relating to damage awards against health care providers, creating a medical error task force, and including effective date and applicability provisions.

Read first time and attached to **Senate File 148**.

Senator Schultz asked and received unanimous consent that **House File 161** be **substituted** for **Senate File 148**.

House File 161

On motion of Senator Schultz, **House File 161**, a bill for an act relating to damage awards against health care providers, creating a medical error task force, and including effective date and applicability provisions.

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?" (H.F. 161), the vote was:

Yeas, 29:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	McClintock	Reichman	Rowley
Rozenboom	Schultz	Shipley	Sinclair
Sweeney	Webster	Whitver	Zaun
Zumbach			

Nays, 20:

Alons	Bennett	Bisignano	Boulton
Celsi	Donahue	Dotzler	Giddens
Jochum	Knox	Lofgren	Petersen
Quirmbach	Salmon	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Weiner	Westrich

Absent, 1:

Winckler

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

WITHDRAWN

Senator Schultz asked and received unanimous consent that **Senate File 148** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 135** and **House File 161** 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 157, 171, and 193.

Senate File 157

On motion of Senator Cournoyer, **Senate File 157**, a bill for an act authorizing certain persons to administer the final field test of an approved driver education course, was taken up for consideration.

Senator Cournoyer 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. 157), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Winckler

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

Senate File 171

On motion of Senator Garrett, **Senate File 171**, a bill for an act relating to the membership of district judicial nominating commissions, with report of committee recommending passage, was taken up for consideration.

Senator Boulton offered amendment S-3022, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3022 be adopted?" (S.F. 171), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Lofgren	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Winckler

Amendment S-3022 lost.

Senator Garrett 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. 171), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	

Absent, 1:

Winckler

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

Senate File 193

On motion of Senator Salmon, **Senate File 193**, a bill for an act relating to the removal of human remains by a person other than a funeral director, was taken up for consideration.

Senator Salmon 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. 193), the vote was:

Yeas, 48:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh

Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Zaun	Zumbach

Nays, 1:

Quirmbach

Absent, 1:

Winckler

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 157, 171, and 193** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 7:25 p.m. until 9:00 a.m., Thursday, February 9, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, February 8, 2023, 10:30 a.m.

Members Present: Rozenboom, Chair; J. Taylor, Vice Chair; Quirmbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun.

Members Absent: None.

Committee Business: Approved minutes, subcommittee assignments. The following bills and amendments passed with short form votes unanimously: amendment 1024.84, SSB 1024, SSB 1025, SF 9, amendment 12.107, SF 12, SF 39, SSB 1023, SF 53, and SF 58.

Adjourned: 11:00 a.m.

TECHNOLOGY

Convened: Wednesday, February 8, 2023, 1:15 p.m.

Members Present: Cournoyer, Chair; Kraayenbrink, Vice Chair; Bennett, Ranking Member; Alons, Boussetot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SSB 1071 with amendment 1071.165.

Adjourned: 1:30 p.m.

INTRODUCTION OF BILLS

Senate File 230, by committee on Judiciary, a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 231, by Cournoyer, a bill for an act relating to disciplinary action under city civil service.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 232, by Salmon, a bill for an act relating to criminal and civil liability for facilitating human trafficking, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 233, by Dawson, a bill for an act relating to criminal law including the disclosure of a defendant's privileged records, no-contact orders, commencement limitations for certain sexual offenses, sexually predatory offenses, victim rights, discovery, postconviction relief actions, criminal appeals, and pretrial bond amounts for certain felonies.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 234, by Cournoyer, a bill for an act relating to the ownership of dogs, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 235, by Donahue, a bill for an act increasing the state minimum hourly wage and providing for subsequent increases by the same percentage as the increase in federal social security benefits.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 236, by Salmon, a bill for an act relating to matters under the purview of the department of veterans affairs, including county commissions of veteran affairs and cemetery expenditures.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 237, by Zumbach, a bill for an act providing that warning lights are not required on vehicles of excessive weight.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 238, by Guth, a bill for an act relating to immunization information for individuals three years of age and older requested on a medical examiner investigation form.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 239, by committee on Judiciary, a bill for an act relating to explosive materials including blasting agents, detonators, and destructive devices, providing penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 240, by Schultz, a bill for an act relating to reimbursement rates for state-licensed providers of certain substance use disorder treatment services.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 241, by Shipley, a bill for an act relating to close-clearance warning devices along railroad tracks.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 242, by Shipley, a bill for an act relating to the number of days a railway crossing may be closed for repairs or upgrades, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 243, by Shipley, a bill for an act relating to the operation of railroad trains by a crew of two or more persons, and providing penalties.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 244, by Zaun, a bill for an act adopting the psychology interjurisdictional compact.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 245, by Shipley, a bill for an act relating to positive train control systems, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 246, by committee on Education, a bill for an act relating to certain amounts of school district funding for programs for at-risk students, secondary students who attend alternative programs or alternative schools, or returning dropouts and dropout prevention, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 247, by committee on Education, a bill for an act relating to supplemental aid and modified supplemental amounts for certain school districts relating to open enrollment and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 248, by committee on Education, a bill for an act directing the department of education to convene a working group to study the impact of technology on the cognitive function of students.

Read first time under Rule 28 and **placed on calendar**.

Senate File 249, by committee on Education, a bill for an act relating to individuals who fail to fulfill the obligation to engage in practice in a service commitment area under the rural Iowa primary care loan repayment program and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 250, by committee on Education, a bill for an act relating to disbursements from the computer science professional development incentive fund and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 251, by committee on Education, a bill for an act relating to school district administrative expenditures and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 252, by committee on Education, a bill for an act relating to students who are pregnant or who recently gave birth who attend state institutions of higher education governed by the board of regents and community colleges.

Read first time under Rule 28 and **placed on calendar**.

Senate File 253, by committee on Education, a bill for an act relating to loan repayments made by the college student aid commission under the mental health professional loan repayment program and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1140 Workforce

Relating to unemployment benefits and including effective date provisions.

SSB 1141 Workforce

Concerning private sector employee drug testing.

SSB 1142 State Government

Relating to the practice of physician assistants without supervision by a physician.

SSB 1143 State Government

Relating to the sunset of boards and governmental entities.

SSB 1144 Judiciary

Proposing an amendment to the Constitution of the State of Iowa eliminating involuntary servitude as a punishment for crime.

SUBCOMMITTEE ASSIGNMENTS

Senate File 162
(Reassigned)

TRANSPORTATION: Zumbach, Chair; T. Taylor and Webster

Senate File 167

WORKFORCE: Dickey, Chair; Dotzler and Schultz

Senate File 219

HEALTH AND HUMAN SERVICES: Alons, Chair; Donahue and Evans

Senate File 221

JUDICIARY: J. Taylor, Chair; Bisignano and Webster

Senate File 223

JUDICIARY: Shipley, Chair; De Witt and Petersen

Senate File 225

WORKFORCE: Driscoll, Chair; Boulton and McClintock

Senate File 226

WORKFORCE: Driscoll, Chair; Dotzler and McClintock

Senate File 227

WAYS AND MEANS: Rowley, Chair; Dawson and T. Taylor

Senate File 234

STATE GOVERNMENT: Cournoyer, Chair; Driscoll and Weiner

Senate File 235

WORKFORCE: Driscoll, Chair; Donahue and Kraayenbrink

House File 111

WAYS AND MEANS: Sweeney, Chair; Cournoyer and Quirmbach

House File 138

STATE GOVERNMENT: Brown, Chair; Boulton and Westrich

House File 142

APPROPRIATIONS: Reichman, Chair; Dotzler and Zumbach

SSB 1140

WORKFORCE: Dickey, Chair; Schultz and T. Taylor

SSB 1141

WORKFORCE: Dickey, Chair; Donahue and McClintock

SSB 1142

STATE GOVERNMENT: Schultz, Chair; Boulton and Boussetot

SSB 1143

STATE GOVERNMENT: Koelker, Chair; Celsi and Cournoyer

SSB 1144

JUDICIARY: Shipley, Chair; Knox and Reichman

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: SENATE FILE 246 (formerly SF 53), a bill for an act relating to certain amounts of school district funding for programs for at-risk students, secondary students who attend alternative programs or alternative schools, or returning dropouts and dropout prevention, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 247 (formerly SF 9), a bill for an act relating to supplemental aid and modified supplemental amounts for certain school districts relating to open enrollment and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 248 (formerly SF 39), a bill for an act directing the department of education to convene a working group to study the impact of technology on the cognitive function of students.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 249 (SSB 1025), a bill for an act relating to individuals who fail to fulfill the obligation to engage in practice in a service commitment area under the rural Iowa primary care loan repayment program and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 250 (SSB 1023), a bill for an act relating to disbursements from the computer science professional development incentive fund and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 251 (formerly SF 12), a bill for an act relating to school district administrative expenditures and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 251, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 252 (formerly SF 58), a bill for an act relating to students who are pregnant or who recently gave birth who attend state institutions of higher education governed by the board of regents and community colleges.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 252, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 253 (SSB 1024), a bill for an act relating to loan repayments made by the college student aid commission under the mental health professional loan repayment program and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 253, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 230 (SSB 1068), a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 230, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 239 (SSB 1082), a bill for an act relating to explosive materials including blasting agents, detonators, and destructive devices, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 239, and they were attached to the committee report.

AMENDMENTS FILED

S-3015	S.F.	148	Jason Schultz
S-3016	S.F.	148	Mark Lofgren
S-3017	S.F.	148	Mark Lofgren
S-3018	S.F.	148	Mark Lofgren
S-3019	S.F.	148	Nate Boulton

			William A. Dotzler, Jr. Molly Donahue Todd Taylor Claire A. Celsi Eric Giddens Pam Jochum Herman C. Quirmbach Janice Weiner Janet Petersen Liz Bennett Zach Wahls Nate Boulton Izaah Knox William A. Dotzler, Jr. Molly Donahue Todd Taylor Liz Bennett Zach Wahls Claire A. Celsi Herman C. Quirmbach Pam Jochum Janice Weiner Janet Petersen
S-3020	S.F.	148	Zach Wahls Nate Boulton William A. Dotzler, Jr. Molly Donahue Todd Taylor Liz Bennett Zach Wahls Claire A. Celsi Herman C. Quirmbach Pam Jochum Janice Weiner Janet Petersen
S-3021	S.F.	148	Zach Wahls Nate Boulton William A. Dotzler, Jr. Molly Donahue Todd Taylor Claire A. Celsi Eric Giddens Pam Jochum Herman C. Quirmbach Janice Weiner Janet Petersen Liz Bennett
S-3022	S.F.	171	Nate Boulton

JOURNAL OF THE SENATE

THIRTY-SECOND CALENDAR DAY
TWENTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 9, 2023

The Senate met in regular session at 9:04 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Sandy Salmon, member of the Senate from Bremer County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Wednesday, February 8, 2023, was approved.

BILLS REFERRED TO COMMITTEE

President Sinclair announced that under Senate Rule 38 **House File 142** was referred from the committee on Appropriations to the committee on **Veterans Affairs**; and the following Senate Files were referred from the Regular Calendar to the committee on **Ways and Means**:

Senate File 195	Senate File 207
Senate File 215	Senate File 216
Senate File 217	Senate File 224
Senate File 246	Senate File 251

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:12 a.m. until 1:00 p.m., Monday, February 13, 2023.

APPENDIX

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:

BOARD OF REGENTS

Affirmative Action, Diversity, and Multicultural Accomplishment, pursuant to Iowa Code section 19B.5. Report received on February 9, 2023.

Minority and Women Educators Enhancement Program Report, pursuant to Iowa Code sections 262.82 and 262.93. Report received on February 9, 2023.

INTRODUCTION OF RESOLUTION

Senate Resolution 2, by Jochum, Alons, Bennett, Bisignano, Boulton, Boussetot, Brown, Celsi, Costello, Cournoyer, Dawson, De Witt, Dickey, Donahue, Dotzler, Driscoll, Edler, Evans, Garrett, Giddens, Green, Gruenhagen, Guth, Klimesh, Knox, Koelker, Kraayenbrink, Lofgren, McClintock, Petersen, Quirmbach, Reichman, Rowley, Rozenboom, Salmon, Schultz, Shipley, Sinclair, Sweeney, J. Taylor, T. Taylor, Trone Garriott, Wahls, Webster, Weiner, Westrich, Whitver, Winckler, Zaun, and Zumbach, a resolution honoring and congratulating Joan Arnett for her dedicated service to the Iowa General Assembly and the State of Iowa.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 254, by Evans, a bill for an act relating to rural electric cooperative notification requirements for installations in right-of-way structures.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 255, by Green, a bill for an act relating to the allocation of nonresident deer hunting licenses, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 256, by Dawson, a bill for an act relating to the prosecution of criminal offenses committed by law enforcement officers.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 257, by Dawson, a bill for an act relating to the renaming of the Wallace state office building.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 258, by Donahue, Trone Garriott, Boulton, Dotzler, Bisignano, T. Taylor, Petersen, Weiner, Quirmbach, Wahls, Jochum, Celsi, and Giddens, a bill for an act providing for boards of directors of school districts to include nonvoting student representatives.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 259, by Petersen, a bill for an act modifying the periods of time to bring certain civil actions, including by victims of sexual abuse, minors, and persons with mental illness, entitling certain cases to a preference in trial order, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 260, by Petersen, a bill for an act relating to background investigations for certification or recertification as a law enforcement officer.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 261, by Petersen, a bill for an act modifying the periods of time to bring civil actions by victims of sexual abuse.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

SSB 1145 Education

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, modifying provisions related to student health screenings and the curriculum in school districts, accredited nonpublic schools, and charter schools, other duties of school districts, competent private instruction, and special education, making appropriations, and providing civil penalties.

SSB 1146 Judiciary

Concerning the creation, administration, and termination of adult and minor guardianships and conservatorships.

SSB 1147 Judiciary

Relating to the creation, administration, and termination of adult and minor guardianships and conservatorships.

SUBCOMMITTEE ASSIGNMENTS

Senate File 205

EDUCATION: Rozenboom, Chair; Donahue and Kraayenbrink

Senate File 232

JUDICIARY: Reichman, Chair; Petersen and Shipley

Senate File 233

JUDICIARY: Dawson, Chair; De Witt and Weiner

House File 35

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Evans and Knox

SSB 1094
(Reassigned)

STATE GOVERNMENT: Kraayenbrink, Chair; Bousselot and Jochum

SSB 1145

EDUCATION: Rozenboom, Chair; Quirmbach and Sinclair

SSB 1146

JUDICIARY: Dawson, Chair; Bisignano and Shipley

SSB 1147

JUDICIARY: Dawson, Chair; Bisignano and Shipley

JOURNAL OF THE SENATE

THIRTY-SIXTH CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 13, 2023

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

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Thursday, February 9, 2023, 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 9, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 153, a bill for an act relating to single-trip permits for vehicles of excessive size and weight during special or emergency situations.

Senate File 154, a bill for an act exempting hydroexcavation equipment from certain size, weight, load, and permit requirements on highways.

ALSO: That the House has on February 9, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 159, a bill for an act relating to the defenses of justification and diminished capacity for certain violent crimes.

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

House File 175, a bill for an act relating to the taking of black bears, and making penalties applicable.

Read first time and referred to committee on **Natural Resources and Environment**.

House File 176, a bill for an act relating to continuous sexual abuse of a child, and making penalties applicable.

Read first time and attached to **Senate File 229**.

House File 177, a bill for an act creating a special motion for expedited relief in actions involving the exercise of the right of freedom of speech and of the press, the right to assemble and petition, and the right of association, and including applicability provisions.

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

House File 183, a bill for an act relating to the requirements for a prescribing psychologist or a psychologist with a conditional prescription certificate.

Read first time and attached to **Senate File 133**.

House File 185, a bill for an act relating to businesses' eligibility for the butchery innovation and revitalization program, and including applicability provisions.

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

ADJOURNMENT

On motion of Senator Brown, the Senate adjourned at 1:08 p.m. until 9:00 a.m., Tuesday, February 14, 2023.

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:

DEPARTMENT OF TRANSPORTATION

Replacement and Repair of Structurally Deficient Secondary Bridges, pursuant to Iowa Code section 307.32. Report received on February 13, 2023.

REPORT OF COMMITTEE MEETING

VETERANS AFFAIRS

Convened: Monday, February 13, 2023, 2:45 p.m.

Members Present: Reichman, Chair; Salmon, Vice Chair; Dotzler, Ranking Member; Alons, Costello, Dawson, Edler, Lofgren, McClintock, and Weiner.

Members Absent: Bennett and Winckler (both excused).

Committee Business: SSB 1138, SF 112, and SF 33.

Adjourned: 3:05 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 7, by Green, a joint resolution calling for an Article V convention in order to propose amendments to the Constitution of the United States that impose fiscal restraints, limit the power and jurisdiction of the federal government, and limit the number of terms that a person may serve in Congress.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate Joint Resolution 8, by Zaun, a joint resolution proposing an amendment to the Constitution of the State of Iowa providing that the people of the state have a right to hunt, fish, trap, and harvest wildlife.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

INTRODUCTION OF BILLS

Senate File 262, by committee on Technology, a bill for an act relating to consumer data protection, providing civil penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 263, by Salmon, a bill for an act relating to expenditures from the county emergency medical services trust fund.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 264, by Sinclair, a bill for an act relating to robotics extracurricular activities, including requiring the department of education to provide technical assistance to school districts related to chartering career and technical student organizations related to robotics and authorizing high school athletic organizations to sponsor interscholastic contests related to robotics.

Read first time under Rule 28 and referred to committee on **Technology**.

Senate File 265, by Zaun, a bill for an act regulating consumable hemp products, including by providing for in-person, face-to-face sales, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 266, by Webster, a bill for an act relating to civil service requirements for the hiring of certain city public safety positions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 267, by Cournoyer, a bill for an act relating to the Iowa law enforcement academy council including the revocation or suspension of certifications of law enforcement officers and reserve peace officers, and administrative investigations under the peace officer, public safety, and emergency personnel bill of rights.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 268, by Jochum, a bill for an act providing for the registration of eligible electors upon review of electronic records received from state agencies, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 269, by Zaun, a bill for an act relating to education, including modifying provisions related to civil liability associated with secondary students participating in work-based learning programs and the career and technical education instruction provided to students enrolled in grades nine through twelve in school districts and charter schools, establishing a career and technical education teachers grant program within the department of education, making appropriations, and requiring the department of education to convene a senior year plus program task force.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 270, by Evans, a bill for an act relating to the criminal offense of accessory after the fact if the public offense involves a murder, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 271, by Jochum, a bill for an act relating to the conduct of elections, including the recounting of ballots, the mailing of absentee ballots, and in-person absentee voting.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 272, by Shipley, a bill for an act authorizing length of service award programs for volunteer fire fighters, volunteer emergency medical care providers, and reserve peace officers, and making appropriations.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 273, by Shipley, a bill for an act relating to the railroad revolving loan and grant fund by making moneys available to certain railroads operating exclusively in Iowa.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 274, by Garrett, a bill for an act relating to the awarding of joint custody and joint physical care.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 275, by Shipley, a bill for an act relating to private land available for public use for recreational purposes.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

STUDY BILLS RECEIVED

SSB 1148 Ways and Means

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.

SSB 1149 Commerce

Relating to electric power generation, energy storage, and transmission facility ratemaking principles, and including applicability provisions.

SSB 1150 Commerce

Relating to value-added products or services offered by insurers or producers.

SSB 1151 Judiciary

Relating to domestic abuse risk assessment and deterrence.

SSB 1152 Veterans Affairs

Relating to the administration of the veterans trust fund.

SSB 1153 Judiciary

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 and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 231**

LOCAL GOVERNMENT: Webster, Chair; Klimesh and Weiner

Senate File 256

JUDICIARY: Dawson, Chair; Bisignano and Bousset

Senate File 259

JUDICIARY: Schultz, Chair; Garrett and Petersen

Senate File 260

JUDICIARY: Schultz, Chair; Garrett and Petersen

Senate File 261

JUDICIARY: Schultz, Chair; Garrett and Petersen

SSB 1148

WAYS AND MEANS: Dawson, Chair; Koelker and T. Taylor

SSB 1149

COMMERCE: Boussetlot, Chair; Klimesh and Petersen

SSB 1150

COMMERCE: Koelker, Chair; Knox and Rowley

SSB 1151

JUDICIARY: J. Taylor, Chair; Knox and Shipley

SSB 1152

VETERANS AFFAIRS: Reichman, Chair; Edler and Weiner

SSB 1153

JUDICIARY: De Witt, Chair; Quirmbach and Zaun

FINAL COMMITTEE REPORTS OF BILL ACTION**TECHNOLOGY**

Bill Title: *SENATE FILE 262 (SSB 1071), a bill for an act relating to consumer data protection, providing civil penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Boussetlot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Technology Committee on Senate File 262, and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: SENATE FILE 33, a bill for an act relating to the tuition and fees community colleges and state universities charge to former crew members of any United States navy vessel named for the state of Iowa.

Recommendation: DO PASS.

Final Vote: Yeas, 10: Reichman, Salmon, Dotzler, Alons, Costello, Dawson, Edler, Lofgren, McClintock, and Weiner. Nays, none. Excused, 2: Bennett and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 112, a bill for an act providing for a monument to Martin Treptow on the capitol complex grounds.

Recommendation: DO PASS.

Final Vote: Yeas, 8: Reichman, Salmon, Alons, Costello, Dawson, Edler, Lofgren, and McClintock. Nays, 2: Dotzler and Weiner. Excused, 2: Bennett and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

REPORT OF THE SECRETARY OF THE SENATE

February 13, 2023

Members of the Senate Ethics Committee
Via Email

Re: Report of Personal Financial Disclosure Statements

Dear Senate Ethics Committee Members:

Pursuant to Iowa Code section 68B.35 and Rule 11 of the Senate Code of Ethics, Senators and certain Senate employees are required to file Personal Financial Disclosure Statements. Rule 11 also requires the Secretary of the Senate to inform the Ethics Committee with the results of these filings and I do so as follows:

1. The filing period commenced February 1, 2023, and was to end on February 13, 2023.
2. By February 13, 2023, all Senators and the Secretary of the Senate had filed the appropriate form. The forms will be published on the General Assembly Web site.
3. To the best of my knowledge, each Statement has been completed and all Senators and the Secretary of the Senate are in compliance with Iowa Code section 68B.35 and Senate Ethics Rule 11. As such, your Committee need take no further action.

If the Ethics Committee has any questions or concerns, please notify me.

Respectfully submitted,

W. Charles Smithson
Secretary of the Senate

JOURNAL OF THE SENATE

THIRTY-SEVENTH CALENDAR DAY
TWENTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 14, 2023

The Senate met in regular session at 9:00 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Monday, February 13, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:08 a.m. until 9:00 a.m., Wednesday, February 15, 2023.

APPENDIX

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 MANAGEMENT

Early Childhood Iowa State Board, pursuant to Iowa Code section 256I.4. Report received on February 14, 2023.

IOWA VETERANS HOME

Veterans Home Discharge Report, pursuant to Iowa Code section 35D.15. Report received on February 14, 2023.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Tuesday, February 14, 2023, 1:15 p.m.

Members Present: Driscoll, Chair; Rozenboom, Vice Chair; Bisignano, Ranking Member; Alons, Boulton, Costello, Dotzler, Edler, Giddens, Green, Gruenhagen, McClintock, Shipley, Sweeney, T. Taylor, and Zumbach.

Members Absent: None.

Committee Business: SSB 1115 with amendments.

Adjourned: 1:25 p.m.

JUDICIARY

Convened: Tuesday, February 14, 2023, 10:30 a.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SSB 1119, SF 166, SSB 1066, SSB 1146, and SSB 1136.

Adjourned: 11:25 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, February 14, 2023, 9:30 a.m.

Members Present: Lofgren, Chair; Dickey, Vice Chair; Dotzler, Ranking Member; Gruenhagen, and Quirmbach.

Members Absent: None.

Committee Business: Committee business.

Adjourned: 10:20 a.m.

INTRODUCTION OF BILLS

Senate File 276, by Rowley, a bill for an act relating to the state school foundation program and the calculation of minimum state foundation aid for school districts and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 277, by Klimesh, a bill for an act relating to special deer hunting licenses available to nonresident family members.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 278, by Bousselot, a bill for an act relating to protests considered by local boards of review and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 279, by Klimesh, a bill for an act prohibiting glass beverage containers on certain waters of the state, creating a waterway easement fund, and providing penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 280, by committee on Veterans Affairs, a bill for an act relating to the military service property tax exemption and credit and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 281, by Edler, a bill for an act exempting from the state sales and use tax the sales price of elk, game birds, preserve whitetail, and ungulates sold to a hunting preserve.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 282, by T. Taylor, Bisignano, Dotzler, Donahue, Giddens, Celsi, Jochum, Wahls, Trone Garriott, Quirmbach, Weiner, Petersen, and Boulton, a bill for an act relating to payment of state employees for overtime work.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 283, by Donahue, a bill for an act prohibiting the declawing of cats, and providing penalties.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 284, by Klimesh, a bill for an act relating to pharmacy benefits manager reverse auctions and group insurance for public employees.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 285, by committee on Judiciary, a bill for an act relating to juvenile justice delinquency prevention programs and services, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 286, by committee on Judiciary, a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1154 Workforce

Relating to the driving privileges of persons issued an instruction permit who are employed, and providing penalties.

SSB 1155 Ways and Means

Relating to the minimum percentage of a parcel designated by a purchaser at tax sale and including applicability provisions.

SSB 1156 Commerce

Relating to unfair residential real estate service agreements, providing penalties, and making penalties applicable.

SSB 1157 Commerce

Relating to the regulation of specified gas and electric utilities.

SSB 1158 Commerce

Relating to diesel fuel priority for a public utility.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 7**

STATE GOVERNMENT: Dawson, Chair; Kraayenbrink and Weiner

Senate Joint Resolution 8

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Celsi and Evans

Senate File 145

NATURAL RESOURCES AND ENVIRONMENT: Green, Chair; Celsi and Evans

Senate File 234
(Reassigned)

STATE GOVERNMENT: Cournoyer, Chair; Kraayenbrink and Weiner

Senate File 236

VETERANS AFFAIRS: Salmon, Chair; Alons and Dotzler

Senate File 237

TRANSPORTATION: Zumbach, Chair; Klimesh and T. Taylor

Senate File 238

HEALTH AND HUMAN SERVICES: Edler, Chair; Guth and Petersen

Senate File 240

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

Senate File 244

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

Senate File 257

STATE GOVERNMENT: Dawson, Chair; Bisignano and Schultz

Senate File 258

EDUCATION: Rozenboom, Chair; Celsi and Kraayenbrink

Senate File 265

STATE GOVERNMENT: Schultz, Chair; Boussetot and Celsi

Senate File 267

JUDICIARY: Boussetot, Chair; Boulton and Webster

Senate File 268

STATE GOVERNMENT: Schultz, Chair; Boussetot and Jochum

Senate File 269

EDUCATION: Zaun, Chair; Donahue and Garrett

Senate File 270

JUDICIARY: Evans, Chair; Bisignano and Rowley

Senate File 271

STATE GOVERNMENT: Schultz, Chair; Boussetot and Jochum

Senate File 274

JUDICIARY: Garrett, Chair; Bisignano and Reichman

Senate File 276

EDUCATION: Evans, Chair; Celsi and J. Taylor

Senate File 277

NATURAL RESOURCES AND ENVIRONMENT: Driscoll, Chair; Trone Garriott and Zumbach

Senate File 279

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Knox and Zumbach

House File 142

VETERANS AFFAIRS: Lofgren, Chair; McClintock and Weiner

House File 159

JUDICIARY: Boussetlot, Chair; Quirmbach and Webster

House File 177

JUDICIARY: Reichman, Chair; Rowley and Weiner

SSB 1154

WORKFORCE: Dickey, Chair; Donahue and Schultz

SSB 1155

WAYS AND MEANS: Dawson, Chair; Koelker and Winckler

SSB 1156

COMMERCE: Webster, Chair; Rowley and Trone Garriott

SSB 1157

COMMERCE: Boussetlot, Chair; Giddens and Koelker

SSB 1158

COMMERCE: Brown, Chair; Klimesh and Knox

FINAL COMMITTEE REPORTS OF BILL ACTION**JUDICIARY**

Bill Title: SENATE FILE 285 (SSB 1119), a bill for an act relating to juvenile justice delinquency prevention programs and services, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetlot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 286 (SSB 1136), a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3025.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetlot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: SENATE FILE 280 (SSB 1138), a bill for an act relating to the military service property tax exemption and credit and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Reichman, Salmon, Dotzler, Alons, Costello, Dawson, Edler, Lofgren, McClintock, and Weiner. Nays, none. Excused, 2: Bennett and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3023	S.F.	75	Mark Costello
S-3024	S.F.	75	Ken Rozenboom
			Mark Lofgren
S-3025	S.F.	286	Judiciary

JOURNAL OF THE SENATE

THIRTY-EIGHTH CALENDAR DAY
TWENTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 15, 2023

The Senate met in regular session at 9:04 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Zach Wahls, member of the Senate from Johnson County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Tuesday, February 14, 2023, was approved.

BILLS REFERRED TO COMMITTEE

President Sinclair announced that **Senate Files 247 and 280** be referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

The Senate stood at ease at 9:11 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:50 a.m., President Sinclair presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bennett and Bisignano, until they arrive, on request of Senator Wahls.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 131.

Senate File 131

On motion of Senator Klimesh, **Senate File 131**, a bill for an act relating to refund payments made in connection with motor vehicle debt cancellation coverage, was taken up for consideration.

Senator Klimesh asked and received unanimous consent that **House File 133** be **substituted** for **Senate File 131**.

House File 133

On motion of Senator Klimesh, **House File 133**, a bill for an act relating to refund payments made in connection with motor vehicle debt cancellation coverage, was taken up for consideration.

Senator Klimesh 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. 133), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Bennett

Bisignano

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

WITHDRAWN

Senator Klimesh asked and received unanimous consent that **Senate File 131** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 133** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 183.

Senate File 183

On motion of Senator Boussetlot, **Senate File 183**, a bill for an act relating to the maximum employment age for certain city public safety positions, and including effective date provisions, was taken up for consideration.

Senator Boussetlot 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. 183), the vote was:

Yeas, 49:

Alons
Brown
Dawson
Dotzler

Bisignano
Celsi
De Witt
Driscoll

Boulton
Costello
Dickey
Edler

Boussetlot
Cournoyer
Donahue
Evans

Garrett	Giddens	Green	Gruenhagen
Guth	Jochum	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Petersen	Quirmbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Bennett

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 File 183** be **immediately messaged** to the House.

The Senate stood at ease at 11:05 a.m. until the fall of the gavel.

The Senate resumed session at 2:13 p.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Brown, until he arrives, on request of Senator Whitver.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 75.

Senate File 75

On motion of Senator Costello, **Senate File 75**, a bill for an act relating to rural emergency hospitals, including licensing requirements and fees, making penalties applicable, providing emergency rulemaking authority, and including applicability and effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Costello deferred amendment S-3013, filed by the committee on Health and Human Services on February 6, 2023, to pages 1, 4, and 10 of the bill.

Senator Rozenboom asked and received unanimous consent to withdraw amendment S-3024, filed by Senators Rozenboom and Lofgren on February 14, 2023, to page 1 and amending the title page of the bill.

Senator Rozenboom offered amendment S-3026, filed by Senators Rozenboom and Lofgren from the floor to page 1 and amending the title page of the bill.

Senator Petersen offered amendment S-3027, filed by her from the floor to page 1 of amendment S-3026, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3027 to amendment S-3026 be adopted?” (S.F. 75), the vote was:

Yeas, 16:

Bisignano	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Lofgren	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 32:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker

Kraayenbrink	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 2:

Bennett	Brown
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Amendment S–3027 to amendment S–3026 lost.

Senator Petersen offered amendment S–3028, filed by her from the floor to page 1 of amendment S–3026, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3028 to amendment S–3026 be adopted?” (S.F. 75), the vote was:

Yeas, 15:

Bisignano	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Petersen	Quirnbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Nays, 33:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 2:

Bennett	Brown
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Amendment S–3028 to amendment S–3026 lost.

The Senate resumed consideration of amendment S–3026.

Senator Petersen raised the point of order that amendment S–3026 was not germane to the bill.

The Chair ruled the point not well-taken and amendment S-3026 in order.

Senator Rozenboom moved the adoption of amendment S-3026.

Amendment S-3026 was adopted by a voice vote.

The Senate resumed consideration of amendment S-3013, previously deferred.

Senator Costello offered amendment S-3023, filed by him on February 14, 2023, to page 1 of amendment S-3013, and moved its adoption.

Amendment S-3023 to amendment S-3013 was adopted by a voice vote.

Senator Costello moved the adoption of amendment S-3013, as amended.

Amendment S-3013 was adopted by a voice vote.

Senator Costello 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. 75), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Bennett

Brown

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 75** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 2:48 p.m. until 9:00 a.m., Thursday, February 16, 2023.

APPENDIX

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:

LEGISLATIVE SERVICES AGENCY

Urban Renewal Report–Tax Increment Financing (TIF), pursuant to Iowa Code section 331.403. Report received on February 15, 2023.

DEPARTMENT OF MANAGEMENT

Transfer of Appropriations 2021 Report, pursuant to Iowa Code section 8.39. Report received on February 15, 2023.

Transfer of Appropriations 2022 Report, pursuant to Iowa Code section 8.39. Report received on February 15, 2023.

DEPARTMENT OF REVENUE

Corporate Income Tax–Research Activities Credit Report, pursuant to Iowa Code section 422.33. Report received on February 15, 2023.

Economic Development Award—Research Activities Credit Report, pursuant to Iowa Code section 15.335. Report received on February 15, 2023.

Individual Income Tax—Research Activities Credit Report, pursuant to Iowa Code section 422.10. Report received on February 15, 2023.

REPORTS OF COMMITTEE MEETINGS

STATE GOVERNMENT

Convened: Wednesday, February 15, 2023, 3:05 p.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Boussetot, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: Brown and Giddens (both excused).

Committee Business: Consideration and passage of bills: SSB 1109, SSB 1039, SSB 1122, SSB 1038, SF 123, and SSB 1107.

Adjourned: 3:15 p.m.

WORKFORCE

Convened: Wednesday, February 15, 2023, 3:25 p.m.

Members Present: Dickey, Chair; McClintock, Vice Chair; Donahue, Ranking Member; Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor.

Members Absent: None.

Committee Business: Discuss SSB 1073 and amendment 1073.116, SSB 1086, and SSB 1141.

Adjourned: 3:45 p.m.

INTRODUCTION OF BILLS

Senate File 287, by committee on Judiciary, a bill for an act relating to tampering with witnesses or jurors, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 288, by Sweeney, a bill for an act relating to health insurance coverage for specified pediatric autoimmune neuropsychiatric disorders and postinfectious autoimmune encephalopathy.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 289, by Sweeney, a bill for an act modifying the sales tax holiday by extending the holiday and including emergency preparedness supplies.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 290, by Sweeney, a bill for an act relating to insurance coverage for health care services related to the prevention of ovarian cancer.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 291, by Weiner, Petersen, Celsi, Quirmbach, Trone Garriott, Wahls, T. Taylor, Donahue, Dotzler, Bisignano, Knox, and Boulton, a bill for an act relating to the waiver of certain fees for child care providers participating in the state child care assistance program.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 292, by Westrich, a bill for an act relating to writing fees required for certain all-terrain vehicle, snowmobile, and water vessel transactions completed by a county recorder.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 293, by Green, a bill for an act relating to the collection of delinquent judgments owed to a county or city, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 294, by Sweeney, a bill for an act providing for membership in a protection occupation under the Iowa public employees' retirement system and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 295, by committee on Judiciary, a bill for an act concerning the creation, administration, and termination of adult and minor guardianships and conservatorships.

Read first time under Rule 28 and **placed on calendar**.

Senate File 296, by Donahue, Bisignano, Dotzler, Knox, T. Taylor, Celsi, Giddens, Jochum, Trone Garriott, Wahls, Quirmbach, Boulton, Petersen, and Weiner, a bill for an act relating to public school personnel training concerning mental health.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 297, by J. Taylor, a bill for an act relating to the protection of religious beliefs and moral convictions of health care providers and health care facilities.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 298, by Westrich, a bill for an act relating to agreements limiting the locations of practice of persons licensed to practice medicine and surgery, osteopathic medicine and surgery, or pharmacy.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 299, by McClintock, a bill for an act allowing emergency medical care providers to diagnose and treat severe injuries suffered by police service dogs while on duty.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 300, by Westrich, a bill for an act relating to professional disciplinary actions against persons in health-related professions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 301, by Brown, a bill for an act concerning native brewery retail alcohol licenses.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 302, by Driscoll, a bill for an act relating to student chronic absenteeism in open enrollment and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 303, by Weiner, Donahue, Dotzler, Petersen, T. Taylor, Bisignano, Trone Garriott, Wahls, Knox, Boulton, Winckler, Celsi, and Quirmbach, a bill for an act relating to free school breakfast and lunch for students at public schools and making an appropriation.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 304, by Boulton, a bill for an act relating to prohibitions on noncompete covenants and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 305, by Salmon, Alons, Westrich, Green, Evans, De Witt, Guth, and Lofgren, a bill for an act relating to the dissemination of certain specified materials, including the prohibition of certain specified materials in schools and civil actions to determine obscenity, modifying the responsibilities of the department of education, and providing civil penalties.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 306, by Koelker and Dawson, a bill for an act regarding port authorities, including by allowing port authorities to enter into certain loan agreements and lease contracts.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 307, by Alons, a bill for an act relating to step therapy protocols and interchangeable biosimilars.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 308, by Trone Garriott, Jochum, Winckler, Celsi, Giddens, Donahue, Dotzler, Boulton, T. Taylor, Petersen, Weiner, Quirmbach, and Wahls, a bill for an act relating to dental provider reimbursement under the dental wellness plan and the dental wellness plan kids.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 309, by Koelker, a bill for an act authorizing cities to establish self-supported entertainment areas.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 310, by Trone Garriott, Jochum, Winckler, Celsi, Giddens, Donahue, Dotzler, Boulton, T. Taylor, Petersen, Weiner, Quirmbach, and Wahls, a bill for an act relating to funding of approved local preschool programs and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 311, by committee on Agriculture, a bill for an act providing for programs and regulations administered and enforced by the department of agriculture and land stewardship, providing fees, providing for the allocation of moneys, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 312, by Dickey, a bill for an act relating to the annual registration fee for certain vehicles owned by a volunteer fire fighter.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 313, by Dickey, a bill for an act relating to continued annual training requirements for certain volunteer fire fighters.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 1159 Workforce

Concerning unemployment benefits and including effective date provisions.

SSB 1160 Technology

Establishing the cybersecurity simulation training center at the Iowa state university of science and technology, and making appropriations.

SSB 1161 Technology

Relating to conflicts between federal funding and the office of the chief information officer.

SSB 1162 Ways and Means

Establishing the major economic growth attraction program to be administered by the economic development authority, and providing penalties.

SUBCOMMITTEE ASSIGNMENTS

Senate File 195

WAYS AND MEANS: Koelker, Chair; Dawson and Dotzler

Senate File 207

WAYS AND MEANS: Klimesh, Chair; Brown and T. Taylor

Senate File 215

WAYS AND MEANS: Rowley, Chair; Dawson and Winckler

Senate File 216

WAYS AND MEANS: Rowley, Chair; Dawson and Quirmbach

Senate File 217

WAYS AND MEANS: Koelker, Chair; Dawson and Winckler

Senate File 218

TRANSPORTATION: Shipley, Chair; Giddens and Webster

Senate File 220

TRANSPORTATION: Shipley, Chair; Celsi and Webster

Senate File 224

WAYS AND MEANS: Klimesh, Chair; Dotzler and Schultz

Senate File 241

TRANSPORTATION: Shipley, Chair; T. Taylor and Webster

Senate File 242

TRANSPORTATION: Shipley, Chair; Celsi and Webster

Senate File 243

TRANSPORTATION: Shipley, Chair; Bennett and Webster

Senate File 245

TRANSPORTATION: Shipley, Chair; Webster and Winckler

Senate File 246

WAYS AND MEANS: Cournoyer, Chair; Dawson and Quirmbach

Senate File 247

WAYS AND MEANS: Cournoyer, Chair; Dawson and Winckler

Senate File 251

WAYS AND MEANS: Dawson, Chair; Koelker and Quirmbach

Senate File 254

COMMERCE: Koelker, Chair; Brown and Giddens

Senate File 263

WAYS AND MEANS: Dickey, Chair; Klimesh and Petersen

Senate File 264

TECHNOLOGY: Cournoyer, Chair; Bennett and Webster

Senate File 266

LOCAL GOVERNMENT: Webster, Chair; Green and Weiner

Senate File 272

LOCAL GOVERNMENT: Shipley, Chair; Green and Knox

Senate File 273

TRANSPORTATION: Shipley, Chair; T. Taylor and Webster

Senate File 278

LOCAL GOVERNMENT: Webster, Chair; Driscoll and Winckler

Senate File 280

WAYS AND MEANS: Dawson, Chair; Dotzler and Koelker

Senate File 281

WAYS AND MEANS: Cournoyer, Chair; Brown and Dotzler

Senate File 282

WORKFORCE: Driscoll, Chair; Kraayenbrink and T. Taylor

Senate File 289

WAYS AND MEANS: Sweeney, Chair; Dawson and T. Taylor

Senate File 292

TRANSPORTATION: Webster, Chair; De Witt and Winckler

Senate File 293

LOCAL GOVERNMENT: Webster, Chair; Green and Quirmbach

SSB 1145
(Reassigned)

EDUCATION: Rozenboom, Chair; Celsi, Evans, Quirmbach and Sinclair

SSB 1159

WORKFORCE: Dickey, Chair; Driscoll and T. Taylor

SSB 1160

TECHNOLOGY: Cournoyer, Chair; Knox and J. Taylor

SSB 1161

TECHNOLOGY: Alons, Chair; J. Taylor and Weiner

SSB 1162

WAYS AND MEANS: Dawson, Chair; Brown, Dotzler, Koelker and Quirmbach

FINAL COMMITTEE REPORTS OF BILL ACTION**AGRICULTURE**

Bill Title: *SENATE FILE 311 (SSB 1115), a bill for an act providing for programs and regulations administered and enforced by the department of agriculture and land stewardship, providing fees, providing for the allocation of moneys, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Driscoll, Rozenboom, Bisignano, Alons, Boulton, Costello, Dotzler, Edler, Giddens, Green, Gruenhagen, McClintock, Shipley, Sweeney, T. Taylor, and Zumbach. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Agriculture Committee on Senate File 311, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 287 (formerly SF 166), a bill for an act relating to tampering with witnesses or jurors, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetlot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 287, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 295 (SSB 1146), a bill for an act concerning the creation, administration, and termination of adult and minor guardianships and conservatorships.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 295, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 123, a bill for an act relating to the distribution of certain barrel tax revenues collected on beer.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Boussetot, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and Giddens.

Fiscal Note: REQUIRED UNDER JOINT RULE 17.

EXPLANATION OF VOTES

MADAM PRESIDENT: I was necessarily absent from the Senate chamber on February 2, 2023, when the vote was taken on Senate File 192. Had I been present, I would have voted yea.

CHERI ELYNN WESTRICH

MADAM PRESIDENT: I was necessarily absent from the Senate chamber on February 8, 2023, when the votes were taken on Senate Files 135, 148, 157, 171, and 193; and HF 161. Had I been present, I would have voted yea on Senate Files 135, 157, 193; and amendments S-3019 and S-3021 to Senate File 148; and nay on Senate File 171 and House File 161.

CINDY WINCKLER

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 15th day of February, 2023.

Senate File 153.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-3026	S.F.	75	Ken Rozenboom Mark Lofgren
S-3027	S.F.	75	Janet Petersen
S-3028	S.F.	75	Janet Petersen

JOURNAL OF THE SENATE

THIRTY-NINTH CALENDAR DAY
TWENTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 16, 2023

The Senate met in regular session at 9:00 a.m., President Pro Tempore Zaun presiding.

Prayer was offered by the Honorable Sandy Salmon, member of the Senate from Bremer County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Wednesday, February 15, 2023, 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 15, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 157, a bill for an act authorizing certain persons to administer the final field test of an approved driver education course.

Senate File 181, a bill for an act relating to property taxes and income taxes by modifying the calculation of assessment limitations for certain property, amending provisions relating to certain tax withholding requirements and tax credits, and including effective date and retroactive applicability provisions.

ALSO: That the House has on February 15, 2023, **adopted** the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 3, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Ninetieth General Assembly.

ALSO: That the House has on February 15, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 204, a bill for an act relating to motor vehicles that traverse certain railroad grade crossings against a gate or signal, and providing penalties.

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

House File 205, a bill for an act relating to the distribution of certain barrel tax revenues collected on beer.

Read first time and attached to **Senate File 123**.

House File 206, a bill for an act relating to the assessment of property containing certain aboveground storage tanks and including effective date and retroactive applicability provisions.

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

House File 207, a bill for an act relating to the assessment and taxation of certain sanitary sewage and storm water drainage property and including effective date and retroactive applicability provisions.

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

House File 216, a bill for an act relating to paternity in certain actions before the juvenile court.

Read first time and attached to **Senate File 147**.

House File 232, a bill for an act relating to probate proceedings, including fiduciary and trustee duties, and including applicability provisions.

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

House File 243, a bill for an act relating to insurance coverage for covered individuals for the treatment of autism spectrum disorder.

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

House File 248, a bill for an act relating to electric power generating facility emission plans and projects, and including effective date and applicability provisions.

Read first time and attached to **Senate File 198**.

House File 250, a bill for an act relating to the application for a certificate of franchise authority applicable to the provision of video services and including effective date provisions.

Read first time and attached to **Senate File 130**.

House File 257, a bill for an act relating to third-party testers who administer the knowledge and driving skills tests required for a commercial learner's permit or commercial driver's license.

Read first time and attached to **Senate File 152**.

House File 258, a bill for an act relating to commercial driver's licenses and commercial learner's permits, including compliance with federal regulations, and making penalties applicable.

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

House File 259, a bill for an act relating to matters under the purview of the department of veterans affairs, including county commissions of veteran affairs and cemetery expenditures.

Read first time and referred to committee on **Veterans Affairs**.

ADJOURNMENT

On motion of Senator Schultz, the Senate adjourned at 9:06 a.m. until 1:00 p.m., Monday, February 20, 2023.

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:

DEPARTMENT OF MANAGEMENT

Utility Replacement Task Force Report, pursuant to Iowa Code section 437A.15. Report received on February 16, 2023.

REPORT OF COMMITTEE MEETING

HEALTH AND HUMAN SERVICES

Convened: Thursday, February 16, 2023, 1:05 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Evans, Guth, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: Donahue, Garrett, and Jochum (all excused).

Committee Business: Consideration and passage of the following bills: SF 219, SSB 1044, SSB 1104, SSB 1103, and SSB 1139.

Adjourned: 1:45 p.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 9, by committee on State Government, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Read first time under Rule 28 and **placed on calendar**.

INTRODUCTION OF BILLS

Senate File 314, by Driscoll, a bill for an act relating to county supervisors, concerning county supervisor representation plans and county supervisor vacancies, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 315, by committee on State Government, a bill for an act 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.

Read first time under Rule 28 and **placed on calendar**.

Senate File 316, by committee on State Government, a bill for an act providing for the conduct of licensed veterinarians when involved in certain legal matters involving the alleged mistreatment of animals, including by providing for immunity from administrative, civil, or criminal liability when acting in good faith; providing for administrative, civil, or criminal liability when not acting in good faith; and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 317, by committee on State Government, a bill for an act relating to investigations conducted by the office of ombudsman.

Read first time under Rule 28 and **placed on calendar**.

Senate File 318, by committee on Workforce, a bill for an act relating to apprenticeships and establishing an Iowa office of apprenticeship and Iowa apprenticeship council.

Read first time under Rule 28 and **placed on calendar**.

Senate File 319, by committee on Workforce, a bill for an act concerning private sector employee drug testing.

Read first time under Rule 28 and **placed on calendar**.

Senate File 320, by committee on State Government, a bill for an act relating to the use of certain refrigerants.

Read first time under Rule 28 and **placed on calendar**.

Senate File 321, by committee on Workforce, a bill for an act relating to boiler inspections.

Read first time under Rule 28 and **placed on calendar**.

Senate File 322, by Trone Garriott, Jochum, Winckler, Celsi, Giddens, Donahue, Dotzler, Petersen, Weiner, Wahls, and Quirmbach, a bill for an act relating to information collected from applicants for education savings accounts and information reported by the department of education, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 323, by Guth, a bill for an act prohibiting employers from engaging in certain actions relating to infectious diseases and providing penalties.

Read first time under Rule 28 and referred to committee on **Workforce**.

SUBCOMMITTEE ASSIGNMENT

Senate File 296

EDUCATION: Rozenboom, Chair; Kraayenbrink and Trone Garriott

FINAL COMMITTEE REPORTS OF BILL ACTION

HEALTH AND HUMAN SERVICES

Bill Title: SENATE FILE 219, a bill for an act relating to educational requirements for a permit to perform tattooing.

Recommendation: DO PASS.

Final Vote: Yeas, 8: Edler, Costello, Alons, Evans, Guth, Rowley, Salmon, and Sweeney. Nays, 2: Trone Garriott and Petersen. Excused, 3: Donahue, Garrett, and Jochum.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE JOINT RESOLUTION 9 (SSB 1109), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 315 (SSB 1107), a bill for an act 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Schultz, Cournoyer, Bisignano, Bousset, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 4: Boulton, Celsi, Jochum, and Weiner. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 316 (SSB 1038), a bill for an act providing for the conduct of licensed veterinarians when involved in certain legal matters involving the alleged mistreatment of animals, including by providing for immunity from administrative, civil, or criminal liability when acting in good faith; providing for administrative, civil, or criminal liability when not acting in good faith; and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 317 (SSB 1039), a bill for an act relating to investigations conducted by the office of ombudsman.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, 1: Celsi. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 320 (SSB 1122), a bill for an act relating to the use of certain refrigerants.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WORKFORCE

Bill Title: SENATE FILE 318 (SSB 1086), a bill for an act relating to apprenticeships and establishing an Iowa office of apprenticeship and Iowa apprenticeship council.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Dickey, McClintock, Donahue, Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 319 (SSB 1141), a bill for an act concerning private sector employee drug testing.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Dickey, McClintock, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, and J. Taylor. Nays, 4: Donahue, Boulton, Dotzler, and T. Taylor. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 321 (SSB 1073), a bill for an act relating to boiler inspections.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Dickey, McClintock, Donahue, Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, and T. Taylor. Nays, none. Excused, 1: J. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Workforce Committee on Senate File 321, and they were attached to the committee report.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 15, 2023, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 153 – Relating to single-trip permits for vehicles of excessive size and weight during special or emergency situations.

JOURNAL OF THE SENATE

FORTY-THIRD CALENDAR DAY
TWENTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 20, 2023

The Senate met in regular session at 1:02 p.m., President Sinclair presiding.

Prayer was offered by the Honorable Kevin Alons, member of the Senate from Woodbury County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Thursday, February 16, 2023, was approved.

BILL REFERRED TO COMMITTEE

President Sinclair announced that **Senate File 324** was referred from the Regular Calendar to the committee on **Appropriations** under Senate Rule 38.

ADJOURNMENT

On motion of Senator Koelker, the Senate adjourned at 1:10 p.m. until 9:00 a.m., Tuesday, February 21, 2023.

APPENDIX

REPORT OF COMMITTEE MEETING

LOCAL GOVERNMENT

Convened: Monday, February 20, 2023, 1:55 p.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Quirmbach, Shipley, Webster, and Westrich.

Members Absent: Knox and Winckler (both excused).

Committee Business: SF 41 passed with amendment. SF 137 passed. SSB 1089 passed with amendment. SSB 1093 passed with amendment.

Adjourned: 2:10 p.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 10, by Sweeney, a joint resolution designating the American cream draft horse as the official state horse of the State of Iowa.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

Senate File 324, by committee on Health and Human Services, a bill for an act relating to the health and well-being of children and families including provisions for maternal support and fatherhood initiatives, regional centers of excellence, a state-funded family medicine obstetrics fellowship program, state employee parental leave, adoption expenses under the adoption subsidy program, and accessibility to the all Iowa scholarship program; making appropriations; and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 325, by committee on Health and Human Services, a bill for an act relating to a state-funded psychiatry residency and fellowship program.

Read first time under Rule 28 and **placed on calendar**.

Senate File 326, by committee on Health and Human Services, a bill for an act relating to the ordering and administering of epinephrine auto-injectors to persons ages eighteen years and older by a pharmacist pursuant to statewide protocols.

Read first time under Rule 28 and **placed on calendar**.

Senate File 327, by committee on Health and Human Services, a bill for an act relating to health care employment agencies, health care employment agency workers, and health care entities, providing for the use of annual registration fees, and including retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 328, by committee on Judiciary, a bill for an act relating to the modification of a bridge order issued pursuant to a previous child in need of assistance case.

Read first time under Rule 28 and **placed on calendar**.

Senate File 329, by Dawson, a bill for an act relating to leaves of absences for civil employees performing state active duty, national guard duty, federal active duty, civil air patrol duty, or national disaster medical system duty.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 330, by Webster, a bill for an act relating to special elections to fill vacancies in county boards of supervisors and city elective offices, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 331, by Klimesh, a bill for an act relating to the registration requirements for certain vessels, requiring water use permits, making appropriations, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 332, by Klimesh, a bill for an act relating to solar energy by establishing a shared solar net metering cooperative program.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 333, by Klimesh, a bill for an act relating to pharmacy benefits managers, pharmacies, and prescription drug benefits, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 334, by Webster, a bill for an act repealing energy conservation requirements for new construction.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 335, by Westrich, a bill for an act prohibiting persons from entering single and multiple occupancy toilet facilities and other facilities in elementary and secondary schools that do not correspond with the person's biological sex and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 336, by Shipley, a bill for an act requiring that regents universities and community colleges waive a percentage of the tuition and mandatory fees for children of veterans with service-connected disabilities.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 337, by Shipley, a bill for an act requiring the installation and maintenance of train defect detectors on railways, and providing penalties.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 338, by Dickey, a bill for an act prohibiting litigation financing contracts, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 339, by Dickey, a bill for an act relating to damages owed by a party at fault in crashes and collisions involving commercial motor vehicles.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 340, by Zaun, a bill for an act providing for a human trafficking task force and providing information in an annual report to the general assembly.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 341, by Salmon, a bill for an act relating to voter records created and retained by the state commissioner of elections and county commissioners of elections.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 342, by Salmon, a bill for an act relating to the conduct of elections, including the casting of provisional ballots by persons registering to vote on election day or when casting an in-person absentee ballot, and the use of automatic tabulating equipment and optical scan voting systems.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 343, by Koelker, a bill for an act relating to excused absences for certain autism-related health care activities for students of a school district.

Read first time under Rule 28 and referred to committee on **Education**.

STUDY BILLS RECEIVED

SSB 1163 Judiciary

Relating to magistrate judges.

SSB 1164 State Government

Relating to the exercise of religion, and including effective date and applicability provisions.

SSB 1165 State Government

Relating to the practice of pharmacy, and providing for administrative penalties.

SSB 1166 Health and Human Services

Relating to mental health and disability services provided by the state and judicial procedures relating to child in need of assistance proceedings, adoptions, and the confinement of persons found incompetent to stand trial.

SSB 1167 Health and Human Services

Relating to the Medicaid program including third-party recovery and taxation of Medicaid managed care organization premiums.

SUBCOMMITTEE ASSIGNMENTS**Senate File 278**

(Reassigned)

LOCAL GOVERNMENT: Webster, Chair; Driscoll and Quirmbach

Senate File 283

AGRICULTURE: Zumbach, Chair; Alons and T. Taylor

Senate File 294

STATE GOVERNMENT: Schultz, Chair; Bisignano and Bousset

Senate File 297

JUDICIARY: J. Taylor, Chair; Schultz and Weiner

Senate File 300

STATE GOVERNMENT: Westrich, Chair; Dawson and Jochum

Senate File 301

STATE GOVERNMENT: Brown, Chair; Giddens and Koelker

Senate File 313

STATE GOVERNMENT: Salmon, Chair; Boulton and Brown

House File 232

JUDICIARY: J. Taylor, Chair; Webster and Weiner

House File 259

VETERANS AFFAIRS: Salmon, Chair; Alons and Dotzler

SSB 1034
(Reassigned)

STATE GOVERNMENT: Salmon, Chair; Boulton and Schultz

SSB 1035
(Reassigned)

STATE GOVERNMENT: Salmon, Chair; Schultz and Weiner

SSB 1125
(Reassigned)

WAYS AND MEANS: Dawson, Chair; Dotzler, Driscoll, Jochum and Koelker

SSB 1163

JUDICIARY: J. Taylor, Chair; Evans and Knox

SSB 1164

STATE GOVERNMENT: Schultz, Chair; Celsi and Salmon

SSB 1165

STATE GOVERNMENT: Brown, Chair; Koelker and Weiner

SSB 1166

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

SSB 1167

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

FINAL COMMITTEE REPORTS OF BILL ACTION

HEALTH AND HUMAN SERVICES

Bill Title: SENATE FILE 324 (SSB 1139), a bill for an act relating to the health and well-being of children and families including provisions for maternal support and fatherhood initiatives, regional centers of excellence, a state-funded family medicine obstetrics fellowship program, state employee parental leave, adoption expenses under the adoption subsidy program, and accessibility to the all Iowa scholarship program; making appropriations; and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Edler, Costello, Alons, Evans, Guth, Rowley, Salmon, and Sweeney. Nays, 2: Trone Garriott and Petersen. Excused, 3: Donahue, Garrett, and Jochum.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 325 (SSB 1104), a bill for an act relating to a state-funded psychiatry residency and fellowship program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Edler, Costello, Trone Garriott, Alons, Evans, Guth, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, 3: Donahue, Garrett, and Jochum.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 326 (SSB 1103), a bill for an act relating to the ordering and administering of epinephrine auto-injectors to persons ages eighteen years and older by a pharmacist pursuant to statewide protocols.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Edler, Costello, Trone Garriott, Alons, Evans, Guth, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, 3: Donahue, Garrett, and Jochum.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Health and Human Services Committee on Senate File 326, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 327 (SSB 1044), a bill for an act relating to health care employment agencies, health care employment agency workers, and health care entities, providing for the use of annual registration fees, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Edler, Costello, Trone Garriott, Alons, Evans, Guth, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, 3: Donahue, Garrett, and Jochum.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Health and Human Services Committee on Senate File 327, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 328 (SSB 1066), a bill for an act relating to the modification of a bridge order issued pursuant to a previous child in need of assistance case.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 328, and they were attached to the committee report.

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 20th day of February, 2023.

Senate File 181.

W. CHARLES SMITHSON
Secretary of the Senate

JOURNAL OF THE SENATE

FORTY-FOURTH CALENDAR DAY
TWENTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 21, 2023

The Senate met in regular session at 9:03 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Monday, February 20, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:16 a.m. until 9:00 a.m., Wednesday, February 22, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, February 21, 2023, 10:30 a.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SSB 1153, SF 17, SSB 1137, SF 200, SF 223, SF 40, and SF 14.

Adjourned: 12:50 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 21, 2023, 2:25 p.m.

Members Present: Sweeney, Chair; Shipley, Vice Chair; Knox, Ranking Member; Bennett, Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach.

Members Absent: None.

Committee Business: SF 173 and SF 277.

Adjourned: 2:40 p.m.

WAYS AND MEANS

Convened: Monday, February 20, 2023, 3:15 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Boussetot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, and Zaun.

Members Absent: Brown and Winckler (both excused).

Committee Business: SSB 1124 with amendments—Senator Dawson. SSB 1128—Senator Dawson.

Adjourned: 4:25 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, February 21, 2023, 9:30 a.m.

Members Present: Lofgren, Chair; Dickey, Vice Chair; Dotzler, Ranking Member; Gruenhagen, and Quirmbach.

Members Absent: None.

Committee Business: Committee business.

Adjourned: 10:45 a.m.

INTRODUCTION OF BILLS

Senate File 344, by committee on Local Government, a bill for an act relating to repayment of governmental subdivision loans for disaster aid.

Read first time under Rule 28 and **placed on calendar**.

Senate File 345, by committee on Ways and Means, a bill for an act relating to the regulation of certain tobacco products, and providing penalties.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 346, by Guth, a bill for an act relating to applications for permits to construct electric transmission lines, pipelines and underground storage facilities, and hazardous liquid pipelines, making penalties applicable, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 347, by Rowley, a bill for an act relating to the regulation of short-term rental properties by counties and cities.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 348, by Salmon, a bill for an act relating to minors present at drag shows, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 349, by Shipley, a bill for an act relating to required railway crossing signs, signals, and gate arms.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 350, by Edler, a bill for an act relating to motor vehicle window tint, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 351, by Salmon, a bill for an act relating to the conduct of elections, including challenges to voter registrations by persons in other counties and the preparation of lists of registered voters, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 352, by committee on Local Government, a bill for an act relating to emergency management services and emergency medical services and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 353, by committee on Local Government, a bill for an act relating to certain deadlines relating to the informal review and protest of property assessments in counties declared to be a disaster area or that are the subject of a disaster emergency proclamation.

Read first time under Rule 28 and **placed on calendar**.

Senate File 354, by Knox, a bill for an act relating to self-identified race and ethnicity information collected with an application for a driver's license or nonoperator's identification card.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 355, by committee on Local Government, a bill for an act relating to requirements for the split and consolidation of parcels.

Read first time under Rule 28 and **placed on calendar**.

Senate File 356, by committee on Ways and Means, a bill for an act relating to local government property taxes, financial authority, operations, and budgets, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 357, by committee on Judiciary, a bill for an act creating a capital murder offense by establishing the penalty of death for murder in the first degree offenses involving kidnapping and sexual abuse offenses against the same victim who is a minor, providing penalties, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1168 Judiciary

Relating to the transferring, carrying, transportation, and possession of weapons by certain persons and in certain locations, and including effective date provisions.

SSB 1169 Local Government

Relating to requirements for the split and consolidation of parcels.

SSB 1170 Transportation

Relating to persons authorized to receive a copy of a written accident report filed by a law enforcement officer.

SSB 1171 Transportation

Relating to the issuance and suspension of motor vehicle registrations and certificates of title.

SSB 1172 Commerce

Relating to real estate licensee liability.

SSB 1173 Commerce

Relating to tariffs for public utility innovation programs and including applicability provisions.

SSB 1174 Veterans Affairs

To include veterans in the small business linked investments program.

SSB 1175 Transportation

Relating to motor vehicle enforcement duties of the department of public safety and the department of transportation, making appropriations, and including effective date provisions.

SSB 1176 State Government

Relating to nonconforming uses when there is a replacement of a preexisting manufactured, modular, or mobile home or site-built dwelling unit, and including retroactive applicability provisions.

SSB 1177 Judiciary

Relating to commercial transactions, including control and transmission of electronic records and digital assets.

SSB 1178 Commerce

Relating to rate increase notice requirements for public utilities.

SSB 1179 Commerce

Relating to bonding requirements for certain public entities and public fund investment requirements.

SUBCOMMITTEE ASSIGNMENTS**Senate File 25**

WORKFORCE: Driscoll, Chair; J. Taylor and T. Taylor

Senate File 245
(Reassigned)

TRANSPORTATION: Shipley, Chair; Celsi and Webster

Senate File 274
(Reassigned)

JUDICIARY: Garrett, Chair; Reichman and Weiner

Senate File 284

COMMERCE: Klimesh, Chair; Brown and Petersen

Senate File 288

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

Senate File 290

HEALTH AND HUMAN SERVICES: Sweeney, Chair; Petersen and Rowley

Senate File 291

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

Senate File 298

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

Senate File 299

JUDICIARY: Reichman, Chair; De Witt and Knox

Senate File 304

WORKFORCE: Driscoll, Chair; Boulton and J. Taylor

Senate File 306

COMMERCE: Koelker, Chair; Dawson and Trone Garriott

Senate File 307

HEALTH AND HUMAN SERVICES: Alons, Chair; Petersen and Sweeney

Senate File 308

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

Senate File 309

LOCAL GOVERNMENT: Webster, Chair; Green and Weiner

Senate File 312

TRANSPORTATION: Rozenboom, Chair; Bennett and Dickey

Senate File 314

LOCAL GOVERNMENT: Driscoll, Chair; Klimesh and Knox

Senate File 323

WORKFORCE: Guth, Chair; Dotzler and J. Taylor

Senate File 324

APPROPRIATIONS: Edler, Chair; Costello and Donahue

Senate File 329

VETERANS AFFAIRS: Dawson, Chair; Dotzler and Edler

Senate File 332

COMMERCE: Boussetlot, Chair; Jochum and Webster

Senate File 333

COMMERCE: Klimesh, Chair; Petersen and Schultz

Senate File 338

JUDICIARY: Reichman, Chair; Boulton and De Witt

Senate File 340

JUDICIARY: Shipley, Chair; Knox and Rowley

Senate File 348

JUDICIARY: Schultz, Chair; Evans and Quirmbach

House File 185

AGRICULTURE: Sweeney, Chair; Green and T. Taylor

House File 206

WAYS AND MEANS: Koelker, Chair; Dawson and T. Taylor

House File 207

WAYS AND MEANS: Koelker, Chair; Dawson and Quirmbach

House File 243

COMMERCE: Westrich, Chair; Petersen and Schultz

House File 259

(Reassigned)

VETERANS AFFAIRS: Salmon, Chair; Alons and Bennett

SSB 1168

JUDICIARY: Schultz, Chair; Bisignano and Zaun

SSB 1169

LOCAL GOVERNMENT: Guth, Chair; Knox and Westrich

SSB 1170

TRANSPORTATION: Klimesh, Chair; Cournoyer and Giddens

SSB 1171

TRANSPORTATION: Bousselot, Chair; Bennett and Lofgren

SSB 1172

COMMERCE: Koelker, Chair; Bousselot and Giddens

SSB 1173

COMMERCE: Bousselot, Chair; Giddens and Klimesh

SSB 1174

VETERANS AFFAIRS: Reichman, Chair; Bennett and McClintock

SSB 1175

TRANSPORTATION: Klimesh, Chair; Cournoyer and T. Taylor

SSB 1176

STATE GOVERNMENT: Schultz, Chair; Bousselot and Giddens

SSB 1177

JUDICIARY: Bousselot, Chair; Shipley and Weiner

SSB 1178

COMMERCE: Bousselot, Chair; Knox and Koelker

SSB 1179

COMMERCE: Rowley, Chair; Jochum and Webster

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: SENATE FILE 40, a bill for an act relating to the establishment of a cold case investigation unit within the department of public safety.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Boulton, Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, 1: Garrett. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 357 (formerly SF 14), a bill for an act creating a capital murder offense by establishing the penalty of death for murder in the first degree offenses involving kidnapping and sexual abuse offenses against the same victim who is a minor, providing penalties, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Zaun, Garrett, Boussetot, Dawson, De Witt, Reichman, Rowley, Schultz, Shipley, and Webster. Nays, 8: Boulton, Bisignano, Evans, Knox, Petersen, Quirmbach, J. Taylor, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 344 (formerly SF 137), a bill for an act relating to repayment of governmental subdivision loans for disaster aid.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Quirmbach, Shipley, Webster, and Westrich. Nays, none. Excused, 2: Knox and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 352 (formerly SF 41), a bill for an act relating to emergency management services and emergency medical services and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Quirmbach, Shipley, Webster, and Westrich. Nays, none. Excused, 2: Knox and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 352, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 353 (SSB 1089), a bill for an act relating to certain deadlines relating to the informal review and protest of property assessments in counties declared to be a disaster area or that are the subject of a disaster emergency proclamation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Quirmbach, Shipley, Webster, and Westrich. Nays, none. Excused, 2: Knox and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 353, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 355 (SSB 1093), a bill for an act relating to requirements for the split and consolidation of parcels.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Quirmbach, Shipley, Webster, and Westrich. Nays, none. Excused, 2: Knox and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 355, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: SENATE FILE 345 (SSB 1128), a bill for an act relating to the regulation of certain tobacco products, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Dawson, Koelker, Jochum, Bousselot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, and Zaun. Nays, none. Excused, 2: Brown and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 356 (SSB 1124), a bill for an act relating to local government property taxes, financial authority, operations, and budgets, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Dawson, Koelker, Bousselot, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, Schultz, Sweeney, and Zaun. Nays, 5: Jochum, Dotzler, Petersen, Quirmbach, and T. Taylor. Excused, 2: Brown and Winckler.

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 356, and they were attached to the committee report.

BILL REFERRED TO COMMITTEE

House File 258 **Ways and Means.**

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 20, 2023, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 181 – Relating to property taxes and income taxes by modifying the calculation of assessment limitations for certain property, amending provisions relating to certain tax withholding requirements and tax credits, and including effective date and retroactive applicability provisions.

JOURNAL OF THE SENATE

FORTY-FIFTH CALENDAR DAY
TWENTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 22, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Janice Weiner, member of the Senate from Johnson County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Tuesday, February 21, 2023, was approved.

The Senate stood at ease at 9:05 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:50 a.m., President Sinclair presiding.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:51 a.m. until the completion of a meeting of the committee on Technology.

RECONVENED

The Senate reconvened at 2:06 p.m., President Sinclair presiding.

The Senate stood at ease at 2:07 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:04 p.m., President Sinclair presiding.

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, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 202, a bill for an act relating to explosive materials including blasting agents, detonators, and destructive devices, providing penalties, and including effective date provisions.

Read first time attached to **Senate File 239**.

House File 252, a bill for an act establishing the comprehensive transition and postsecondary program scholarship program.

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

House File 256, a bill for an act relating to the minimum age of applicants for licenses from the board of educational examiners.

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

House File 270, a bill for an act relating to certain deadlines relating to the informal review and protest of property assessments in counties declared to be a disaster area.

Read first time attached to **Senate File 353**.

House File 271, a bill for an act relating to investments of funds by life insurers, and including applicability provisions.

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

House File 272, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

Read first time attached to **Senate File 186**.

House File 279, a bill for an act requiring an assessor to comply with certain local policies.

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

House File 280, a bill for an act relating to governmental subdivision loans for disaster aid.

Read first time attached to **Senate File 344**.

House File 282, a bill for an act relating to the management of soil and water resources, by providing for certain practices and projects, including projects described in the Iowa nutrient reduction strategy.

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

House File 314, a bill for an act relating to methods of determining compensation for elected county officers.

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

House File 316, a bill for an act relating to value-added products or services offered by insurers or producers.

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

House File 320, a bill for an act relating to group capital calculation filings by certain insurance holding company systems.

Read first time attached to **Senate File 190**.

House File 323, a bill for an act authorizing school districts, accredited nonpublic schools, and charter schools to pay stipends to student teachers.

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

House File 333, a bill for an act relating to the filing of complaints with the Iowa public information board.

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

House File 337, a bill for an act relating to the use of certain refrigerants.

Read first time attached to **Senate File 320**.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Winckler, until she arrives, on request of Senator Wahls.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 228.

Senate File 228

On motion of Senator Bousselot, **Senate File 228**, a bill for an act relating to tort liability, including employer liability and noneconomic damages in civil actions involving commercial motor vehicles, and punitive or exemplary damages in civil actions generally, was taken up for consideration.

Senator Wahls offered amendment S-3032, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3032 be adopted?" (S.F. 228), the vote was:

Yeas, 17:

Bennett
Donahue
Knox
Salmon
Weiner

Bisignano
Dotzler
Lofgren
Taylor, T.

Boulton
Giddens
Petersen
Trone Garriott

Celsi
Jochum
Quirmbach
Wahls

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman
Rowley	Rozenboom	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Winckler

Amendment S–3032 lost.

Senator Boulton offered amendment S–3033, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3033 be adopted?” (S.F. 228), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Lofgren	Petersen	Quirmbach
Salmon	Taylor, T.	Trone Garriott	Wahls
Weiner			

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman
Rowley	Rozenboom	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Winckler

Amendment S–3033 lost.

Senator Boussetot offered amendment S-3031, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3031 be adopted?" (S.F. 228), the vote was:

Yeas, 34:

Alons	Boussetot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	

Absent, 1:

Winckler

Amendment S-3031 was adopted.

Senator Lofgren offered amendment S-3029, filed by him from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3029 be adopted?" (S.F. 228), the vote was:

Yeas, 20:

Alons	Bennett	Bisignano	Boulton
Celsi	Donahue	Dotzler	Giddens
Jochum	Knox	Lofgren	Petersen
Quirnbach	Salmon	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Weiner	Westrich

Nays, 29:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	McClintock	Reichman	Rowley
Rozenboom	Schultz	Shipley	Sinclair
Sweeney	Webster	Whitver	Zaun
Zumbach			

Absent, 1:

Winckler

Amendment S–3029 lost.

Senator Bousselot offered amendment S–3030, filed by him from the floor to pages 1 and 3 and amending the title page of the bill, and moved its adoption.

Amendment S–3030 was adopted by a voice vote.

Senator Boulton offered amendment S–3034, filed by him from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3034 be adopted?” (S.F. 228), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Lofgren	Petersen	Quirmbach
Salmon	Taylor, T.	Trone Garriott	Wahls
Weiner			

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman

Rowley	Rozenboom	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Winckler

Amendment S-3034 lost.

Senator Boulton offered amendment S-3035, filed by him from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3035 be adopted?" (S.F. 228), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Lofgren	Petersen	Quirmbach
Salmon	Taylor, T.	Trone Garriott	Wahls
Weiner			

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman
Rowley	Rozenboom	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Winckler

Amendment S-3035 lost.

Senator Bousselot 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. 228), the vote was:

Yeas, 30:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman
Rowley	Rozenboom	Schultz	Shipley
Sinclair	Sweeney	Webster	Whitver
Zaun	Zumbach		

Nays, 19:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Lofgren	Petersen	Quirmbach
Salmon	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Weiner	Westrich	

Absent, 1:

Winckler

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 228** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 5:44 p.m. until 9:00 a.m., Thursday, February 23, 2023.

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:

DEPARTMENT OF INSPECTIONS AND APPEALS

Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 22, 2023.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, February 22, 2023, 10:40 a.m.

Members Present: Rozenboom, Chair; J. Taylor, Vice Chair; Quirmbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun.

Members Absent: None.

Committee Business: Approve minutes, subcommittee assignments. The following bills and amendments passed unanimously with short form: amendment 38.98, SF 38, amendment 1111.446, SSB 1111, amendment 1049.422, SSB 1049.422, SSB 1049, and amendment SSB 1076.523. SSB 1076 passed with voice vote—10 yeas and 6 nays.

Adjourned: 11:05 a.m.

STATE GOVERNMENT

Convened: Wednesday, February 22, 2023, 11:55 a.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: None.

Committee Business: SSB 1134, SSB 1108, SSB 1032, SF 98, and SSB 1123.

Adjourned: 12:30 p.m.

TECHNOLOGY

Convened: Wednesday, February 22, 2023, 1:30 p.m.

Members Present: Cournoyer, Chair; Kraayenbrink, Vice Chair; Bennett, Ranking Member; Alons, Bousselot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SSB 1161, SSB 1014, SF 264, and SSB 1160.

Adjourned: 1:50 p.m.

TRANSPORTATION

Convened: Tuesday, February 21, 2023, 3:25 p.m.

Members Present: Klimesh, Chair; Dickey, Vice Chair; T. Taylor, Ranking Member; Bennett, Bisignano, Bousselot, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Zumbach.

Members Absent: Brown and Winckler (both excused).

Committee Business: SF 24, SF 96, SF 80, SF 162, and SF 184.

Adjourned: 3:45 p.m.

INTRODUCTION OF BILLS

Senate File 358, by committee on Natural Resources and Environment, a bill for an act relating to taking certain animals that are deemed a nuisance.

Read first time under Rule 28 and **placed on calendar**.

Senate File 359, by committee on Transportation, a bill for an act relating to the charging procedure for scheduled violations for exceeding weight limits on an axle or vehicle.

Read first time under Rule 28 and **placed on calendar**.

Senate File 360, by committee on Transportation, a bill for an act relating to motor vehicles that traverse certain railroad grade crossings against a gate or signal, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 361, by committee on Transportation, a bill for an act relating to railroad train length limits, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 362, by committee on Judiciary, a bill for an act relating to conforming statute of limitations provisions related to the fraud in assisted reproduction Act.

Read first time under Rule 28 and **placed on calendar**.

Senate File 363, by committee on Natural Resources and Environment, a bill for an act relating to special deer hunting licenses available to nonresident family members.

Read first time under Rule 28 and **placed on calendar**.

Senate File 364, by committee on Judiciary, a bill for an act 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 and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 365, by Boulton, a bill for an act relating to the choice of doctor to treat injured employees under workers' compensation laws and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 366, by Green, a bill for an act relating to the reservation of designated equestrian campgrounds, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 367, by Boulton, a bill for an act including the loss of or lost use of a shoulder as a compensable injury for second injury fund benefits.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 368, by Zaun, a bill for an act relating to the work without worry program for employed individuals with disabilities under the Medicaid program.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 369, by Sweeney, a bill for an act prohibiting the use of remotely piloted aircraft flying over certain property, and providing penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 370, by Webster, a bill for an act relating to the civil enforcement of open records violations and administrative remedies.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 371, by Boulton, a bill for an act relating to preexisting military service-related disabilities covered by the second injury fund and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 372, by Garrett, a bill for an act relating to the vacation of certain termination of parental rights orders.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 373, by Weiner, a bill for an act providing for increased reimbursement rates under the Medicaid program for adult day care providers who provide services to Medicaid waiver recipients.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 374, by Quirmbach, a bill for an act relating to dialysis services provided under an Iowa comprehensive health insurance association policy.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 375, by Quirmbach, a bill for an act establishing a low-income enrollment categorical funding supplement for school districts and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 376, by Quirmbach, a bill for an act relating to the Iowa tuition grants program administered by the college student aid commission and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 377, by Quirmbach, a bill for an act creating the community law enforcement enhancement fund and providing an appropriation.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 378, by Quirmbach, a bill for an act relating to seizure disorders and establishing certain requirements for charter schools, school districts, accredited nonpublic schools, and the department of education.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 379, by Quirmbach, a bill for an act relating to funding amounts for the statewide preschool program and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 380, by committee on Transportation, a bill for an act regarding the registration and titling of motor vehicles, including by providing for initial registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 381, by committee on Transportation, a bill for an act regarding driving privileges of persons issued a special minor's driver's license, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 382, by Evans, a bill for an act relating to the sale of water to recipients outside the state, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 383, by Sweeney, a bill for an act relating to persons eligible to hunt with a crossbow.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 384, by committee on Judiciary, a bill for an act establishing the criminal offense of assault on a pregnant person, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 385, by committee on Judiciary, a bill for an act relating to a Brady-Giglio list maintained by a prosecuting agency, and confidential information, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 386, by committee on Judiciary, a bill for an act prohibiting a court from ordering payment of a postsecondary education subsidy for a child under a dissolution of marriage temporary order or final judgment or decree, and providing for application to existing orders, judgments, and decrees.

Read first time under Rule 28 and **placed on calendar**.

Senate File 387, by committee on State Government, a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1180 Transportation

Regulating the use of automated or remote systems for traffic law enforcement, and including effective date provisions.

SSB 1181 Transportation

Relating to certain place-of-business requirements for licensed motor vehicle dealers who conduct sales via the internet and deliver vehicles to buyers.

SSB 1182 Transportation

Relating to automobile liability policy incentives for persons who install a speed governing device on an insured automobile.

SSB 1183 Agriculture

Providing for veterinary medicine, including the care of animals under the supervision of a licensed veterinarian, providing penalties, and including effective date provisions.

SSB 1184 Natural Resources and Environment

Establishing crop loss deer hunting permits and seasons.

SSB 1185 Commerce

Relating to the election of directors for county and state mutual insurance associations, and including effective date provisions.

SSB 1186 Commerce

Relating to specified loans provided by a mortgage banker.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 10**

STATE GOVERNMENT: Brown, Chair; Bisignano and Westrich

Senate File 292
(Reassigned)

TRANSPORTATION: Webster, Chair; Bennett and De Witt

Senate File 302

EDUCATION: Gruenhagen, Chair; Giddens and Salmon

Senate File 303

EDUCATION: Rozenboom, Chair; Donahue and Kraayenbrink

Senate File 305

EDUCATION: Evans, Chair; Quirmbach and Sinclair

Senate File 310

EDUCATION: Rozenboom, Chair; Giddens and Kraayenbrink

Senate File 322

EDUCATION: Rozenboom, Chair; Kraayenbrink and Trone Garriott

Senate File 330

STATE GOVERNMENT: Webster, Chair; Bisignano and Driscoll

Senate File 334

STATE GOVERNMENT: Webster, Chair; Bisignano and Westrich

Senate File 335

EDUCATION: Westrich, Chair; Celsi and Gruenhagen

Senate File 336

EDUCATION: Salmon, Chair; Garrett and Giddens

Senate File 337

TRANSPORTATION: Shipley, Chair; Webster and Winckler

Senate File 339

TRANSPORTATION: Dickey, Chair; T. Taylor and Webster

Senate File 341

STATE GOVERNMENT: Salmon, Chair; Jochum and Schultz

Senate File 342

STATE GOVERNMENT: Salmon, Chair; Schultz and Weiner

Senate File 343

EDUCATION: Westrich, Chair; Gruenhagen and Trone Garriott

Senate File 346

COMMERCE: Klimesh, Chair; Bisignano and Schultz

Senate File 347

LOCAL GOVERNMENT: Webster, Chair; Weiner and Westrich

Senate File 349

TRANSPORTATION: Shipley, Chair; Bennett and Webster

Senate File 350

TRANSPORTATION: Dickey, Chair; Brown and Celsi

Senate File 351

STATE GOVERNMENT: Salmon, Chair; Jochum and Schultz

Senate File 354

TRANSPORTATION: Dickey, Chair; Bennett and Klimesh

Senate File 366

NATURAL RESOURCES AND ENVIRONMENT: Green, Chair; De Witt and Trone Garriott

Senate File 369

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Celsi and Green

Senate File 370

STATE GOVERNMENT: Webster, Chair; Bisignano and Westrich

Senate File 372

JUDICIARY: Garrett, Chair; Petersen and Rowley

Senate File 382

NATURAL RESOURCES AND ENVIRONMENT: Evans, Chair; De Witt and Knox

Senate File 383

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Bennett and Evans

SSB 1180

TRANSPORTATION: Klimesh, Chair; Bisignano and Dickey

SSB 1181

TRANSPORTATION: Bousselot, Chair; Bisignano and Koelker

SSB 1182

TRANSPORTATION: Klimesh, Chair; Lofgren and Winckler

SSB 1183

AGRICULTURE: Zumbach, Chair; Dotzler and Green

SSB 1184

NATURAL RESOURCES AND ENVIRONMENT: Zumbach, Chair; Celsi and De Witt

SSB 1185

COMMERCE: Koelker, Chair; Gruenhagen and Trone Garriott

SSB 1186

COMMERCE: Rowley, Chair; Giddens and Gruenhagen

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: SENATE FILE 362 (formerly SF 200), a bill for an act relating to conforming statute of limitations provisions related to the fraud in assisted reproduction Act.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 364 (SSB 1153), a bill for an act 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 and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 384 (formerly SF 223), a bill for an act establishing the criminal offense of assault on a pregnant person, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 384, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 385 (SSB 1137), a bill for an act relating to a Brady-Giglio list maintained by a prosecuting agency, and confidential information, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 385, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 386 (formerly SF 17), a bill for an act prohibiting a court from ordering payment of a postsecondary education subsidy for a child under a dissolution of marriage temporary order or final judgment or decree, and providing for application to existing orders, judgments, and decrees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Zaun, Garrett, Bousset, Dawson, De Witt, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirnbach, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 386, and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *SENATE FILE 358 (formerly SF 173), a bill for an act relating to taking certain animals that are deemed a nuisance.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on Senate File 358, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 363 (formerly SF 277), a bill for an act relating to special deer hunting licenses available to nonresident family members.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, and Zumbach. Nays, 1: Trone Garriott. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 387 (SSB 1108), a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: SENATE FILE 359 (formerly SF 162), a bill for an act relating to the charging procedure for scheduled violations for exceeding weight limits on an axle or vehicle.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Zumbach. Nays, none. Excused, 2: Brown and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 360 (formerly SF 96), a bill for an act relating to motor vehicles that traverse certain railroad grade crossings against a gate or signal, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Klimesh, Dickey, T. Taylor, Bennett, Boussetot, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Zumbach. Nays, 1: Bisignano. Excused, 2: Brown and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 361 (formerly SF 184), a bill for an act relating to railroad train length limits, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Klimesh, Dickey, T. Taylor, Bennett, Boussetot, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Zumbach. Nays, 1: Bisignano. Excused, 2: Brown and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 380 (formerly SF 80), a bill for an act regarding the registration and titling of motor vehicles, including by providing for initial registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Klimesh, Dickey, Bennett, Boussetot, Celsi, Cournoyer, De Witt, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Zumbach. Nays, 3: T. Taylor, Bisignano, and Giddens. Excused, 2: Brown and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 380, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 381 (formerly SF 24), a bill for an act regarding driving privileges of persons issued a special minor's driver's license, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Klimesh, Dickey, Boussetot, Cournoyer, De Witt, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Zumbach. Nays, 5: T. Taylor, Bennett, Bisignano, Celsi, and Giddens. Excused, 2: Brown and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 381, and they were attached to the committee report.

BILL ATTACHED

House File 204 was attached to **Senate File 360**.

AMENDMENTS FILED

S-3029	S.F.	228	Mark Lofgren
S-3030	S.F.	228	Mike Boussetlot
S-3031	S.F.	228	Mike Boussetlot
S-3032	S.F.	228	Zach Wahls
S-3033	S.F.	228	Nate Boulton
S-3034	S.F.	228	Nate Boulton
S-3035	S.F.	228	Nate Boulton

JOURNAL OF THE SENATE

FORTY-SIXTH CALENDAR DAY
TWENTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 23, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Wednesday, February 22, 2023, was approved.

SPECIAL GUEST

President Sinclair introduced the Honorable Randy Feenstra, Congressman and former member of the Iowa Senate.

The Senate rose and expressed its welcome.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:11 a.m. until 1:00 p.m., Monday, February 27, 2023.

APPENDIX

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:

COLLEGE STUDENT AID COMMISSION

Ethnic Diversity Report, pursuant to Iowa Code section 261.2. Report received on February 23, 2023.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

FY 2022 Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 23, 2023.

DEPARTMENT OF INSPECTIONS AND APPEALS

SFY 2022 Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 23, 2023.

DEPARTMENT OF JUSTICE

2022 Iowa Prosecutor Intern Program Annual Report, pursuant to Iowa Code section 13.2(1)(l). Report received on February 23, 2023.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, February 23, 2023, 11:40 a.m.

Members Present: Brown, Chair; Bousset, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich.

Members Absent: None.

Committee Business: SSB 1102, SSB 1087, SSB 1085, SSB 1084, SSB 1098, SSB 1055, SSB 1042, SSB 1156, SF 284, and SSB 1150.

Adjourned: 12:10 p.m.

VETERANS AFFAIRS

Convened: Thursday, February 23, 2023, 10:15 a.m.

Members Present: Reichman, Chair; Salmon, Vice Chair; Alons, Costello, Dawson, Edler, McClintock, and Weiner.

Members Absent: Dotzler, Ranking Member, Bennett, Lofgren, and Winckler (all excused).

Committee Business: SF 329, SF 236, and SSB 1152.

Adjourned: 10:30 a.m.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 4, by Whitver, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Ninetieth General Assembly.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 388, by committee on Technology, a bill for an act relating to conflicts between federal funding and the office of the chief information officer.

Read first time under Rule 28 and **placed on calendar**.

Senate File 389, by committee on Education, a bill for an act directing the department of education to convene an achievement gap working group.

Read first time under Rule 28 and **placed on calendar**.

Senate File 390, by committee on Education, a bill for an act relating to entities supported in whole or in part by public moneys, including the sale of public bonds, the duties and responsibilities of the directors and officers of school boards, school districts, the department of education, the department of health and human services, accredited nonpublic schools, charter schools, community colleges, institutions under the control of the state board of regents, area education agencies, election commissioners and children's residential facilities, and the membership and voting units of county and city conference boards.

Read first time under Rule 28 and **placed on calendar**.

Senate File 391, by committee on Education, a bill for an act 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.

Read first time under Rule 28 and **placed on calendar**.

Senate File 392, by committee on Education, a bill for an act relating to education, including eligibility for grants under the teach Iowa scholar program, licenses issued by the board of educational examiners, and the use of revenues from the district management levy, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 393, by Brown, a bill for an act relating to meetings of the school finance formula review committee.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 394, by Koelker, a bill for an act exempting from the state sales and use tax the sales price of lodging supplies sold to a lodging provider.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 395, by Alons, a bill for an act relating to vaccination and immunization reporting and tracking.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 396, by Petersen, Trone Garriott, Weiner, Jochum, Donahue, Celsi, Winckler, Dotzler, Giddens, Bisignano, Knox, Boulton, Wahls, Bennett, Quirmbach, and T. Taylor, a bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965, making penalties applicable, and establishing an equal pay task force.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 397, by Evans, a bill for an act relating to paternity and the obligation of parents for support of children.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 398, by committee on Technology, a bill for an act relating to robotics extracurricular activities, including requiring the department of education to provide technical assistance to school districts related to chartering career and technical student organizations related to robotics and authorizing high school athletic organizations to sponsor interscholastic contests related to robotics.

Read first time under Rule 28 and **placed on calendar**.

Senate File 399, by committee on State Government, a bill for an act relating to swimming pool inspections and housing cooperatives.

Read first time under Rule 28 and **placed on calendar**.

Senate File 400, by committee on Technology, a bill for an act relating to the use of video conferences in judicial proceedings and certified shorthand reporter audio and video recordings, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 401, by committee on State Government, a bill for an act relating to sales of mixed drinks or cocktails for consumption off the premises and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 402, by committee on Technology, a bill for an act establishing the cybersecurity simulation training center at the Iowa state university of science and technology, and making appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 403, by Shipley, a bill for an act relating to the payment of costs by railroad track owners and railroad corporations for certain railroad construction, maintenance, and other related projects.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 404, by Shipley, a bill for an act relating to livestock health, by providing for the livestock health advisory council and livestock disease research fund.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 405, by Boulton, a bill for an act relating to statutes of limitations tolled by the Iowa supreme court, and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 406, by Cournoyer, a bill for an act relating to the responsibilities of nonprofit corporations.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 407, by T. Taylor, Dotzler, Bennett, Giddens, Knox, Trone Garriott, and Celsi, a bill for an act relating to the natural reduction of human remains, making penalties applicable, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 408, by committee on Commerce, a bill for an act relating to the economic development authority, including certain tax credit programs, the Iowa wine, beer, and spirits promotion board, and the beer and liquor control fund, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 409, by committee on Commerce, a bill for an act relating to value-added products or services offered by insurers or producers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 410, by committee on Veterans Affairs, a bill for an act relating to the administration of the veterans trust fund.

Read first time under Rule 28 and **placed on calendar**.

Senate File 411, by committee on Commerce, a bill for an act relating to the regulation of energy sources by counties and cities.

Read first time under Rule 28 and **placed on calendar**.

Senate File 412, by Weiner, a bill for an act relating to eligibility for education savings accounts and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 413, by Weiner, a bill for an act relating to insurance coverage for prescription drugs used to treat substance use disorders.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 414, by Weiner, a bill for an act relating to family-focused substance use disorder treatment and programming, and making an appropriation.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 415, by Weiner, a bill for an act relating to coverage under the Medicaid program for anti-addiction medication.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 416, by Dickey, Evans, and Shipley, a bill for an act prohibiting the expenditure of certain public moneys for dues or membership fees to high school organizations that do not use required enrollment calculations when determining school classifications for extracurricular interscholastic activities.

Read first time under Rule 28 and referred to committee on **Education**.

STUDY BILLS RECEIVED**SSB 1187 Transportation**

Relating to vehicles of excessive size and weight, including highways and streets upon which movement of such vehicles is permitted and warning lights on such vehicles.

SSB 1188 Judiciary

Providing for business organizations, including limited liability companies, providing penalties, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 243**

(Reassigned)

TRANSPORTATION: Shipley, Chair; Bennett and Zumbach

Senate File 245

(Reassigned)

TRANSPORTATION: Shipley, Chair; Celsi and Zumbach

Senate File 368

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

Senate File 373

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

Senate File 374

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

Senate File 375

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

Senate File 376

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

Senate File 378

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

Senate File 379

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

Senate File 393

EDUCATION: Evans, Chair; Celsi and Rozenboom

Senate File 394

WAYS AND MEANS: Koelker, Chair; Cournoyer and Dotzler

Senate File 397

JUDICIARY: Evans, Chair; Knox and J. Taylor

Senate File 404

AGRICULTURE: Shipley, Chair; Alons and Dotzler

Senate File 405

JUDICIARY: Rowley, Chair; Boulton and Shipley

House File 258

WAYS AND MEANS: Klimesh, Chair; Dickey and T. Taylor

House File 282

AGRICULTURE: Rozenboom, Chair; McClintock and T. Taylor

SSB 1173

(Reassigned)

COMMERCE: Boussetlot, Chair; Jochum and Klimesh

SSB 1187

TRANSPORTATION: Zumbach, Chair; Klimesh and T. Taylor

SSB 1188

JUDICIARY: J. Taylor, Chair; Shipley and Weiner

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 284, a bill for an act relating to pharmacy benefits manager reverse auctions and group insurance for public employees.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Brown, Bousselot, Dawson, De Witt, Dickey, Gruenhagen, Klimesh, Knox, Koelker, Rowley, Schultz, Webster, and Westrich. Nays, 5: Giddens, Bisignano, Jochum, Petersen, and Trone Garriott. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 408 (SSB 1087), a bill for an act relating to the economic development authority, including certain tax credit programs, the Iowa wine, beer, and spirits promotion board, and the beer and liquor control fund, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 409 (SSB 1150), a bill for an act relating to value-added products or services offered by insurers or producers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 411 (SSB 1085), a bill for an act relating to the regulation of energy sources by counties and cities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *SENATE FILE 389 (formerly SF 38), a bill for an act directing the department of education to convene an achievement gap working group.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 389, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 390 (SSB 1111), a bill for an act relating to entities supported in whole or in part by public moneys, including the sale of public bonds, the duties and responsibilities of the directors and officers of school boards, school districts, the department of education, the department of health and human services, accredited nonpublic schools, charter schools, community colleges, institutions under the control of the state board of regents, area education agencies, election commissioners and children's residential facilities, and the membership and voting units of county and city conference boards.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 390, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 391 (SSB 1076), a bill for an act 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Rozenboom, Cournoyer, Evans, Garrett, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Westrich, and Zaun. Nays, 6: J. Taylor, Quirmbach, Celsi, Donahue, Giddens, and Trone Garriott. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 391, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 392 (SSB 1049), a bill for an act relating to education, including eligibility for grants under the teach Iowa scholar program, licenses issued by the board of educational examiners, and the use of revenues from the district management levy, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 392, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 399 (SSB 1134), a bill for an act relating to swimming pool inspections and housing cooperatives.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 1: Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 401 (SSB 1032), a bill for an act relating to sales of mixed drinks or cocktails for consumption off the premises and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 401, and they were attached to the committee report.

TECHNOLOGY

Bill Title: SENATE FILE 388 (SSB 1161), a bill for an act relating to conflicts between federal funding and the office of the chief information officer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Bousselot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 398 (formerly SF 264), a bill for an act relating to robotics extracurricular activities, including requiring the department of education to provide technical assistance to school districts related to chartering career and technical student organizations related to robotics and authorizing high school athletic organizations to sponsor interscholastic contests related to robotics.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Bousselot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 400 (SSB 1014), a bill for an act relating to the use of video conferences in judicial proceedings and certified shorthand reporter audio and video recordings, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Cournoyer, Kraayenbrink, Bennett, Alons, Bousselot, Knox, Koelker, Reichman, J. Taylor, and Webster. Nays, 2: Dotzler and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 402 (SSB 1160), a bill for an act establishing the cybersecurity simulation training center at the Iowa state university of science and technology, and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Bousselot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Technology Committee on Senate File 402, and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: SENATE FILE 410 (SSB 1152), a bill for an act relating to the administration of the veterans trust fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Reichman, Salmon, Alons, Costello, Dawson, Edler, and McClintock. Nays, 1: Weiner. Excused, 4: Dotzler, Bennett, Lofgren, and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS REFERRED TO COMMITTEE

The following bills were referred to the following committees:

House File 252	Education
House File 256	Education
House File 271	Commerce
House File 279	Local Government
House File 282	Agriculture
House File 314	Local Government
House File 316	Commerce
House File 323	Education
House File 333	State Government

JOURNAL OF THE SENATE

FIFTIETH CALENDAR DAY
TWENTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 27, 2023

The Senate met in regular session at 1:00 p.m., President Sinclair presiding.

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Thursday, February 23, 2023, was approved.

BILLS REFERRED TO COMMITTEE

President Sinclair announced that the following bills were referred from the Regular Calendar to the following committees under Senate Rule 38:

Senate File 352	Ways and Means
Senate File 355	Ways and Means
Senate File 380	Ways and Means
Senate File 392	Ways and Means
Senate File 402	Appropriations
Senate File 408	Ways and Means

BILL PLACED ON CALENDAR

President Sinclair announced that **Senate File 251**, previously inadvertently referred to Ways and Means, will be placed on the Regular Calendar.

ADJOURNMENT

On motion of Senator Brown, the Senate adjourned at 1:14 p.m. until 9:00 a.m., Tuesday, February 28, 2023.

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:

OFFICE OF THE STATE LONG-TERM CARE OMBUDSMAN

Annual Report, pursuant to Iowa Code section 231.42. Report received on February 27, 2023.

REPORTS OF COMMITTEE MEETINGS

LOCAL GOVERNMENT

Convened: Monday, February 27, 2023, 3:45 p.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler.

Members Absent: Quirmbach (excused).

Committee Business: SF 34 passed with amendment. SF 231 passed with amendment. SF 266 passed with amendment. SF 278 passed with amendment. SF 293 passed. SF 32 passed. SF 170 passed. SF 169 passed. SF 314 passed. SF 272 passed.

Adjourned: 4:10 p.m.

RULES AND ADMINISTRATION

Convened: Monday, February 27, 2023, 1:15 p.m.

Members Present: Sinclair, Vice Chair; Wahls, Ranking Member; Brown, Jochum, Reichman, Trone Garriott, and Zaun.

Members Absent: Whitver, Chair; and Lofgren (both excused).

Committee Business: SCR 4.

Adjourned: 1:20 p.m.

WORKFORCE

Convened: Monday, February 27, 2023, 2:10 p.m.

Members Present: Dickey, Chair; McClintock, Vice Chair; Donahue, Ranking Member; Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor.

Members Absent: None.

Committee Business: SSB 1154 and SSB 1159.

Adjourned: 2:40 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 3, by Kraayenbrink, a resolution designating February 28, 2023, as Community College Day.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 417, by committee on Commerce, a bill for an act relating to unfair residential real estate service agreements, providing penalties, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 418, by committee on State Government, a bill for an act relating to the investment of certain public funds in certain companies, concerning companies that are owned or controlled by Chinese military or government services and public fund review requirements.

Read first time under Rule 28 and **placed on calendar**.

Senate File 419, by committee on Commerce, a bill for an act relating to contract pharmacies and covered entities that participate in the 340B drug program.

Read first time under Rule 28 and **placed on calendar**.

Senate File 420, by committee on Commerce, a bill for an act relating to investments of funds by life insurers, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 421, by committee on Commerce, a bill for an act relating to money transmission services.

Read first time under Rule 28 and **placed on calendar**.

Senate File 422, by committee on Commerce, a bill for an act relating to communication methods regarding the disposition of unclaimed property and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 423, by Jochum, Wahls, Weiner, Bisignano, Petersen, Celsi, Trone Garriott, Giddens, Boulton, and Knox, a bill for an act relating to property law, including rental properties, manufactured home communities, mobile home parks, and actions relating to such properties, making penalties applicable, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 424, by Bousselot, a bill for an act relating to captive insurance companies, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 425, by committee on Commerce, a bill for an act relating to utilization of filing services offered by the secretary of state.

Read first time under Rule 28 and **placed on calendar**.

Senate File 426, by Donahue, a bill for an act relating to prohibitions on noncompete covenants involving nurses and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 427, by Sweeney, a bill for an act relating to electronic registration renewal of off-road utility vehicles.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 428, by Sweeney, a bill for an act relating to agricultural land restoration for electric transmission lines, making penalties applicable, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 429, by Cournoyer, a bill for an act relating to flavored vapor products, providing for permit suspension and revocation, and providing civil penalties.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 430, by Lofgren, a bill for an act relating to the duties of insurers under medical malpractice insurance policies.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 431, by Bousselot, a bill for an act relating to certain cost controls for health care services, and including penalties.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 432, by Cournoyer, a bill for an act designating peace officers employed by regents institutions as public safety employees for purposes of public employee collective bargaining and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 433, by Garrett, a bill for an act relating to conducting elections for benefited recreational lake and water quality districts.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 434, by Lofgren, a bill for an act relating to hospitals, ambulatory surgical centers, and health care facilities, including information and reporting requirements.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 435, by Boulton, Petersen, Quirmbach, Wahls, Jochum, Trone Garriott, Weiner, Celsi, T. Taylor, Knox, Giddens, and Donahue, a bill for an act requiring employers to provide reasonable accommodations to employees based on pregnancy or childbirth and providing civil penalties.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 436, by Lofgren, a bill for an act relating to the board of medicine, including membership of the board and licensee discipline.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 437, by Zaun, a bill for an act relating to tenure systems, including modifying provisions related to tenure systems adopted by institutions of higher education governed by the state board of regents and implementing standards for community college tenure systems.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 438, by Cournoyer, a bill for an act relating to regents institutions and the enforcement of state, local, and municipal laws, and personal injury or illness of a peace officer employed by a regents institution.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 439, by Bousselot, a bill for an act relating to the licensure of internationally trained physicians and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 440, by Lofgren, a bill for an act relating to patients' written consent to a medical or surgical procedure.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 441, by Webster, a bill for an act relating to the national electrical code.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 442, by Cournoyer, a bill for an act related to guaranteed maximum price contracts.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 1189 Technology

Relating to censorship of expression on online platforms, and providing penalties.

SSB 1190 Technology

Relating to the publication of certain public notices by designated public entities, providing for fees, and including effective date provisions.

SSB 1191 Judiciary

Relating to access to confidential records of the commission on judicial qualifications by members of the general assembly.

SSB 1192 Judiciary

Relating to medical certification of a suicide on a death certificate and providing for licensee discipline.

SSB 1193 Judiciary

Relating to assaults on sports officials, making penalties applicable, and including effective date provisions.

SSB 1194 Judiciary

Relating to the statute of limitations in a civil action involving certain sexual offenses against a minor.

SSB 1195 State Government

Relating to county or city legislation affecting dog ownership.

SSB 1196 Health and Human Services

Relating to visitation policies in hospitals and nursing facilities.

SSB 1197 Health and Human Services

Relating to prohibited activities regarding gender transition procedures relative to minors, and including effective date and applicability provisions.

SSB 1198 Natural Resources and Environment

Relating to the management of open space properties and recreational trails.

SUBCOMMITTEE ASSIGNMENTS**Senate File 335**

(Reassigned)

EDUCATION: Westrich, Chair; Celsi and Cournoyer

Senate File 377

APPROPRIATIONS: Zumbach, Chair; Kraayenbrink and T. Taylor

Senate File 402

APPROPRIATIONS: J. Taylor, Chair; Kraayenbrink and Winckler

Senate File 403

TRANSPORTATION: Shipley, Chair; Webster and Winckler

Senate File 416

EDUCATION: Evans, Chair; Gruenhagen and Quirmbach

Senate File 427

NATURAL RESOURCES AND ENVIRONMENT: De Witt, Chair; Bennett and Evans

House File 252

EDUCATION: J. Taylor, Chair; Giddens and Rozenboom

House File 256

EDUCATION: Salmon, Chair; Donahue and Kraayenbrink

House File 323

EDUCATION: Salmon, Chair; Kraayenbrink and Trone Garriott

SSB 1188
(Reassigned)

JUDICIARY: Zaun, Chair; Shipley and Weiner

SSB 1189

TECHNOLOGY: Boussetot, Chair; Dotzler and Webster

SSB 1190

TECHNOLOGY: Cournoyer, Chair; Knox and Webster

SSB 1191

JUDICIARY: Dawson, Chair; Petersen and Zaun

SSB 1192

JUDICIARY: J. Taylor, Chair; De Witt and Petersen

SSB 1193

JUDICIARY: Boussetot, Chair; Boulton and Evans

SSB 1194

JUDICIARY: J. Taylor, Chair; Boulton and Zaun

SSB 1195

STATE GOVERNMENT: Cournoyer, Chair; Bisignano and Kraayenbrink

SSB 1196

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

SSB 1197

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

SSB 1198

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Knox and Shipley

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *SENATE FILE 417 (SSB 1156), a bill for an act relating to unfair residential real estate service agreements, providing penalties, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 417, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 419 (SSB 1098), a bill for an act relating to contract pharmacies and covered entities that participate in the 340B drug program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 419, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 420 (SSB 1084), a bill for an act relating to investments of funds by life insurers, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 420, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 421 (SSB 1102), a bill for an act relating to money transmission services.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 422 (SSB 1055), a bill for an act relating to communication methods regarding the disposition of unclaimed property and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 422, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 425 (SSB 1042), a bill for an act relating to utilization of filing services offered by the secretary of state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 425, and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: SENATE CONCURRENT RESOLUTION 4, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Ninetieth General Assembly.

Recommendation: DO PASS.

Final Vote: Yeas, 7: Sinclair, Wahls, Brown, Jochum, Reichman, Trone Garriott, and Zaun. Nays, none. Excused, 2: Whitver and Lofgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: *SENATE FILE 418 (formerly SF 98), a bill for an act relating to the investment of certain public funds in certain companies, concerning companies that are owned or controlled by Chinese military or government services and public fund review requirements.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Schultz, Cournoyer, Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, 1: Bisignano. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 418, and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: SENATE FILE 329, a bill for an act relating to leaves of absences for civil employees performing state active duty, national guard duty, federal active duty, civil air patrol duty, or national disaster medical system duty.

Recommendation: DO PASS.

Final Vote: Yeas, 8: Reichman, Salmon, Alons, Costello, Dawson, Edler, McClintock, and Weiner. Nays, none. Excused, 4: Dotzler, Bennett, Lofgren, and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ATTACHED

House File 271 was attached to **Senate File 420**.

House File 316 was attached to **Senate File 409**.

JOURNAL OF THE SENATE

FIFTY-FIRST CALENDAR DAY
THIRTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 28, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Monday, February 27, 2023, was approved.

BILLS REFERRED TO COMMITTEE

President Sinclair announced that **Senate Files 196, 284, 363, and 390** were referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:18 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:19 a.m., President Sinclair presiding.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Resolution 3 and Senate Concurrent Resolution 4.

Senate Resolution 3

On motion of Senator Kraayenbrink, **Senate Resolution 3**, a resolution designating February 28, 2023, as Community College Day, with report of committee recommending passage, was taken up for consideration.

Senator Kraayenbrink moved the adoption of Senate Resolution 3, which motion prevailed by a voice vote.

Senate Concurrent Resolution 4

On motion of Senator Whitver, **Senate Concurrent Resolution 4**, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Ninetieth General Assembly, with report of committee recommending passage, was taken up for consideration.

Senator Whitver moved the adoption of Senate Concurrent Resolution 4, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Concurrent Resolution 4** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:23 a.m. until 9:00 a.m., Wednesday, March 1, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Tuesday, February 28, 2023, 1:10 p.m.

Members Present: Driscoll, Chair; Rozenboom, Vice Chair; Bisignano, Ranking Member; Alons, Boulton, Costello, Dotzler, Edler, Giddens, Green, Gruenhagen, McClintock, Shipley, Sweeney, T. Taylor, and Zumbach.

Members Absent: None.

Committee Business: SSB 1183 with amendment and SF 404.

Adjourned: 1:20 p.m.

HEALTH AND HUMAN SERVICES

Convened: Tuesday, February 28, 2023, 10:35 a.m.

Recessed: 11:10 a.m.

Reconvened: 11:45 a.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: None.

Committee Business: Consideration and passage of the following bills: SSB 1167, SSB 1166, SSB 1117, and SSB 1105.

Adjourned: 12:10 p.m.

RULES AND ADMINISTRATION

Convened: Tuesday, February 28, 2023, 9:15 a.m.

Members Present: Whitver, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Brown, Jochum, Lofgren, Reichman, and Trone Garriott.

Members Absent: Zaun (excused).

Committee Business: SR 3.

Adjourned: 9:20 a.m.

VETERANS AFFAIRS

Convened: Tuesday, February 28, 2023, 11:15 a.m.

Members Present: Reichman, Chair; Salmon, Vice Chair; Dotzler, Ranking Member; Alons, Bennett, Costello, Dawson, Edler, Lofgren, McClintock, Weiner, and Winckler.

Members Absent: None.

Committee Business: SSB 1174.

Adjourned: 11:20 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 11, by Trone Garriott, a joint resolution proposing an amendment to the Constitution of the State of Iowa recognizing a right of persons to food and a fundamental right to be free from hunger.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

Senate File 443, by committee on Local Government, a bill for an act relating to county supervisors, concerning county supervisor representation plans and county supervisor vacancies, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 444, by committee on Veterans Affairs, a bill for an act relating to matters under the purview of the department of veterans affairs, including county commissions of veteran affairs and cemetery expenditures.

Read first time under Rule 28 and **placed on calendar**.

Senate File 445, by committee on Local Government, a bill for an act relating to protests considered by local boards of review and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 446, by committee on Local Government, a bill for an act relating to required considerations by a county compensation board.

Read first time under Rule 28 and **placed on calendar**.

Senate File 447, by committee on Local Government, a bill for an act authorizing length of service award programs for volunteer fire fighters, volunteer emergency medical care providers, and reserve peace officers, and making appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 448, by committee on Local Government, a bill for an act relating to the composition and procedures of county compensation boards.

Read first time under Rule 28 and **placed on calendar**.

Senate File 449, by committee on Workforce, a bill for an act relating to the driving privileges of persons issued an instruction permit who are employed, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 450, by committee on Local Government, a bill for an act relating to the collection of delinquent judgments owed to a county or city, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 451, by committee on Local Government, a bill for an act relating to sessions of the local board of review and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 452, by Boulton, a bill for an act relating to the Iowa law enforcement academy including accreditation, and establishing a law enforcement agency tuition fund.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 453, by Koelker, a bill for an act relating to live downed electrical wires, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 454, by committee on Local Government, a bill for an act relating to civil service requirements for the hiring of certain city public safety positions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 455, by committee on Local Government, a bill for an act relating to the regulation of topsoil and storm water at construction sites.

Read first time under Rule 28 and **placed on calendar**.

Senate File 456, by Salmon, a bill for an act requiring written permission from a county sheriff before an arrest, search, or seizure may be conducted within a county under the county sheriff's jurisdiction by any federal or out-of-state law enforcement officer or agent and any Iowa law enforcement officer or agent from outside the county sheriff's jurisdiction.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 457, by committee on Local Government, a bill for an act relating to city civil service and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 458, by T. Taylor, Dotzler, Bennett, Giddens, Knox, Trone Garriott, Celsi, Weiner, Wahls, Quirmbach, Boulton, Petersen, Winckler, Donahue, Bisignano, and Jochum, a bill for an act concerning employment matters involving public employees including collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, and including effective date, applicability, and transition provisions.

Read first time under Rule 28 and referred to committee on **Workforce**.

Senate File 459, by Jochum, Knox, Giddens, Weiner, Petersen, Quirmbach, Donahue, Dotzler, Winckler, Boulton, Wahls, Bisignano, T. Taylor, Trone Garriott, Bennett, and Celsi, a bill for an act increasing the earned income tax credit available against the Iowa individual income tax, and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 460, by Jochum, Knox, Giddens, Weiner, Petersen, Quirmbach, Donahue, Dotzler, Winckler, Boulton, Wahls, Bisignano, T. Taylor, Trone Garriott, Bennett, and Celsi, a bill for an act relating to the child and dependent and early childhood development tax credits, and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 461, by committee on Veterans Affairs, a bill for an act to include veterans in the small business linked investments program.

Read first time under Rule 28 and **placed on calendar**.

Senate File 462, by committee on Health and Human Services, a bill for an act relating to the Medicaid program including third-party recovery and taxation of Medicaid managed care organization premiums.

Read first time under Rule 28 and **placed on calendar**.

Senate File 463, by Driscoll, a bill for an act relating to the review of an officer-involved shooting case by a county attorney, and the jurisdiction of a peace officer to make an arrest in the state.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

SSB 1199 Commerce

Relating to required timing for notices regarding underground facility excavations.

SSB 1200 State Government

Relating to information made available to the auditor of state.

SSB 1201 Natural Resources and Environment

Relating to agricultural land restoration for electric transmission lines, making penalties applicable, and including applicability provisions.

SSB 1202 Judiciary

Relating to the authority of a peace officer to make an arrest anywhere within the state.

SSB 1203 Transportation

Urging the members of Congress to amend federal law to increase the maximum gross weight allowed for motor vehicles operated on the interstate road system in Iowa and bordering states.

SUBCOMMITTEE ASSIGNMENTS**Senate File 352**

WAYS AND MEANS: Klimesh, Chair; Dawson and Winckler

Senate File 355

WAYS AND MEANS: Driscoll, Chair; Klimesh and Quirmbach

Senate File 380

WAYS AND MEANS: Rowley, Chair; Dawson and T. Taylor

Senate File 392

WAYS AND MEANS: Cournoyer, Chair; Rowley and Winckler

Senate File 407

STATE GOVERNMENT: Schultz, Chair; Bousselot and Celsi

Senate File 408

WAYS AND MEANS: Dawson, Chair; Koelker and Petersen

Senate File 413

COMMERCE: Schultz, Chair; Bousselot and Trone Garriott

Senate File 423

COMMERCE: Dawson, Chair; Jochum and Schultz

Senate File 424

COMMERCE: Bousselot, Chair; Petersen and Rowley

Senate File 428

COMMERCE: Brown, Chair; Giddens and Schultz

Senate File 429

COMMERCE: Schultz, Chair; Petersen and Webster

Senate File 430

JUDICIARY: Boussetlot, Chair; Quirmbach and Shipley

Senate File 432

WORKFORCE: Schultz, Chair; Dickey and Donahue

Senate File 433

JUDICIARY: Garrett, Chair; Quirmbach and Reichman

Senate File 438

STATE GOVERNMENT: Cournoyer, Chair; Boulton and Dawson

Senate File 439

STATE GOVERNMENT: Boussetlot, Chair; Koelker and Weiner

Senate File 441

STATE GOVERNMENT: Webster, Chair; Brown and Giddens

Senate File 442

STATE GOVERNMENT: Cournoyer, Chair; Jochum and Webster

Senate File 452

JUDICIARY: Shipley, Chair; Boulton and Rowley

Senate File 456

JUDICIARY: Shipley, Chair; Quirmbach and Rowley

House File 138
(Reassigned)

STATE GOVERNMENT: McClintock, Chair; Bisignano and Boussetlot

House File 333

STATE GOVERNMENT: Webster, Chair; Bisignano and McClintock

SSB 1199

COMMERCE: Brown, Chair; Giddens and Webster

SSB 1200

STATE GOVERNMENT: Boussetot, Chair; Koelker and Weiner

SSB 1201

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Knox and Shipley

SSB 1202

JUDICIARY: Dawson, Chair; Knox and Zaun

SSB 1203

TRANSPORTATION: Klimesh, Chair; Bennett, Bisignano, Boussetot, Brown, Celsi, Cournoyer, De Witt, Dickey, Giddens, Koelker, Lofgren, Rozenboom, Shipley, T. Taylor, Webster, Winckler, and Zumbach

FINAL COMMITTEE REPORTS OF BILL ACTION**HEALTH AND HUMAN SERVICES**

Bill Title: SENATE FILE 462 (SSB 1167), a bill for an act relating to the Medicaid program including third-party recovery and taxation of Medicaid managed care organization premiums.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Edler, Costello, Alons, Evans, Garrett, Guth, Rowley, Salmon, and Sweeney. Nays, 4: Trone Garriott, Donahue, Jochum, and Petersen. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 443 (formerly SF 314), a bill for an act relating to county supervisors, concerning county supervisor representation plans and county supervisor vacancies, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 445 (formerly SF 278), a bill for an act relating to protests considered by local boards of review and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 445, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 446 (formerly SF 32), a bill for an act relating to required considerations by a county compensation board.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 447 (formerly SF 272), a bill for an act authorizing length of service award programs for volunteer fire fighters, volunteer emergency medical care providers, and reserve peace officers, and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 448 (formerly SF 170), a bill for an act relating to the composition and procedures of county compensation boards.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Green, Lofgren, Driscoll, Guth, Klimesh, Shipley, Webster, and Westrich. Nays, 3: Weiner, Knox, and Winckler. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 450 (formerly SF 293), a bill for an act relating to the collection of delinquent judgments owed to a county or city, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 451 (formerly SF 169), a bill for an act relating to sessions of the local board of review and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 454 (formerly SF 266), a bill for an act relating to civil service requirements for the hiring of certain city public safety positions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 454, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 455 (formerly SF 34), a bill for an act relating to the regulation of topsoil and storm water at construction sites.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Green, Lofgren, Driscoll, Guth, Klimesh, Shipley, Webster, and Westrich. Nays, 3: Weiner, Knox, and Winckler. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 455, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 457 (formerly SF 231), a bill for an act relating to city civil service and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Green, Lofgren, Driscoll, Guth, Klimesh, Shipley, Webster, and Westrich. Nays, 3: Weiner, Knox, and Winckler. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 457, and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 3, a resolution designating February 28, 2023, as Community College Day.

Recommendation: DO PASS.

Final Vote: Yeas, 8: Whitver, Sinclair, Wahls, Brown, Jochum, Lofgren, Reichman, and Trone Garriott. Nays, none. Excused, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: SENATE FILE 444 (formerly SF 236), a bill for an act relating to matters under the purview of the department of veterans affairs, including county commissions of veteran affairs and cemetery expenditures.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Reichman, Salmon, Alons, Costello, Dawson, Edler, McClintock, and Weiner. Nays, none. Excused, 4: Dotzler, Bennett, Lofgren, and Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 461 (SSB 1174), a bill for an act to include veterans in the small business linked investments program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Reichman, Salmon, Dotzler, Alons, Bennett, Costello, Dawson, Edler, Lofgren, McClintock, Weiner, and Winckler. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WORKFORCE

Bill Title: *SENATE FILE 449 (SSB 1154), a bill for an act relating to the driving privileges of persons issued an instruction permit who are employed, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Dickey, McClintock, Boulton, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, and J. Taylor. Nays, 3: Donahue, Dotzler, and T. Taylor. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Workforce Committee on Senate File 449, and they were attached to the committee report.

JOURNAL OF THE SENATE

FIFTY-SECOND CALENDAR DAY
THIRTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 1, 2023

The Senate met in regular session at 9:00 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Sarah Trone Garriott, member of the Senate from Dallas County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Tuesday, February 28, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:04 a.m. until 9:00 a.m., Thursday, March 2, 2023.

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:

DEPARTMENT OF COMMERCE (BANKING DIVISION)

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

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, March 1, 2023, 10:15 a.m.

Members Present: Rozenboom, Chair; J. Taylor, Vice Chair; Quirmbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun.

Members Absent: None.

Committee Business: Approved minutes, subcommittee assignments, SF 177 discussed and passed. Amendment SF 393.715 discussed and passed. SF 393 as amended discussed and passed. Amendment SF 335.660 discussed and passed. SF 335 as amended discussed and passed. Amendment SF 29.578 discussed and passed. SF 29 as amended discussed and passed. Amendment SSB 1145.750 discussed and passed. SSB 1145 as amended discussed and passed with Senators Quirmbach, Celsi, Donahue, Giddens, and Trone Garriott voting nay.

Adjourned: 11:15 a.m.

JUDICIARY

Convened: Tuesday, February 28, 2023, 2:30 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SSB 1096, SF 256, SSB 1067, SSB 1112, SF 221, SSB 1151, SF 270, SSB 1120, and SSB 1163.

Adjourned: 4:15 p.m.

STATE GOVERNMENT

Convened: Wednesday, March 1, 2023, 11:55 a.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: None.

Committee Business: Consideration and passage of bills: SSB 1132, SF 334, SSB 1094, SJR 7, SF 313, SF 119, SSB 1195, SF 330, SSB 1200, and SF 439.

Adjourned: 12:30 p.m.

TECHNOLOGY

Convened: Wednesday, March 1, 2023, 1:25 p.m.

Members Present: Cournoyer, Chair; Kraayenbrink, Vice Chair; Bennett, Ranking Member; Alons, Boussetlot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: SSB 1095, SSB 1189, and SSB 1190.

Adjourned: 1:45 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 4, by Knox and J. Taylor, a resolution designating the month of March as Disabilities Awareness Month in Iowa.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

Senate File 464, by Knox, a bill for an act requiring inmates to be paid the Iowa minimum wage for labor performed in or while under the custody of an institution under the control of the Iowa department of corrections.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 465, by Wahls, Boulton, Giddens, Trone Garriott, and Dotzler, a bill for an act providing for a veterans' benefits and services poster for employers to display in the workplace and providing penalties.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 466, by Wahls, a bill for an act relating to the national guard service scholarship program, and making appropriations.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 467, by Knox and Trone Garriott, a bill for an act relating to criteria for and funding of approved local preschool programs and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 468, by committee on Judiciary, a bill for an act relating to probate proceedings, including fiduciary and trustee duties, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 469, by committee on Judiciary, a bill for an act relating to magistrate judges.

Read first time under Rule 28 and **placed on calendar**.

Senate File 470, by committee on Judiciary, a bill for an act relating to sexual exploitation of a minor, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 471, by committee on Health and Human Services, a bill for an act relating to mental health and disability services provided by the state and judicial procedures relating to child in need of assistance proceedings, adoptions, and the confinement of persons found incompetent to stand trial.

Read first time under Rule 28 and **placed on calendar**.

Senate File 472, by committee on Judiciary, a bill for an act concerning judicial branch administration, including mental health advocates, access to and confidentiality of juror information, contracting authority, apportionment of district associate judges, remote testimony and video recordings, and access to criminal history records.

Read first time under Rule 28 and **placed on calendar**.

Senate File 473, by committee on Agriculture, a bill for an act relating to livestock health, by providing for the livestock health advisory council and livestock disease research fund.

Read first time under Rule 28 and **placed on calendar**.

Senate File 474, by Weiner, a bill for an act relating to city regulation of short-term rental properties.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 475, by Knox, a bill for an act relating to testing for and disclosure of lead levels in drinking water prior to the sale or lease of residential real estate.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 476, by committee on State Government, a bill for an act relating to county or city legislation affecting dog ownership.

Read first time under Rule 28 and **placed on calendar**.

Senate File 477, by committee on State Government, a bill for an act relating to the licensure of internationally trained physicians and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 478, by committee on State Government, a bill for an act relating to information made available to the auditor of state.

Read first time under Rule 28 and **placed on calendar**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 196

WAYS AND MEANS: Brown, Chair; Boussetot and Jochum

Senate File 284

WAYS AND MEANS: Klimesh, Chair; Dawson and Petersen

Senate File 363

WAYS AND MEANS: Driscoll, Chair; Dickey and Dotzler

Senate File 390

WAYS AND MEANS: Cournoyer, Chair; Quirmbach and Rowley

Senate File 395

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

Senate File 396

WORKFORCE: Driscoll, Chair; Donahue and Kraayenbrink

Senate File 412

EDUCATION: Rozenboom, Chair; Celsi and Kraayenbrink

Senate File 414

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

Senate File 415

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

Senate File 437

EDUCATION: Zaun, Chair; Quirmbach and Rozenboom

Senate File 463

JUDICIARY: Bousselot, Chair; Bisignano and Schultz

Senate File 464

JUDICIARY: Reichman, Chair; Knox and J. Taylor

Senate File 465

VETERANS AFFAIRS: Reichman, Chair; Edler and Weiner

House File 279

LOCAL GOVERNMENT: Lofgren, Chair; Quirmbach and Westrich

House File 314

LOCAL GOVERNMENT: Klimesh, Chair; Guth and Winckler

FINAL COMMITTEE REPORTS OF BILL ACTION**AGRICULTURE**

Bill Title: SENATE FILE 473 (formerly SF 404), a bill for an act relating to livestock health, by providing for the livestock health advisory council and livestock disease research fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Driscoll, Rozenboom, Bisignano, Alons, Boulton, Costello, Dotzler, Edler, Giddens, Green, Gruenhagen, McClintock, Shipley, Sweeney, T. Taylor, and Zumbach. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HEALTH AND HUMAN SERVICES

Bill Title: *SENATE FILE 471 (SSB 1166), a bill for an act relating to mental health and disability services provided by the state and judicial procedures relating to child in need of assistance proceedings, adoptions, and the confinement of persons found incompetent to stand trial.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Health and Human Services Committee on Senate File 471, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 256, a bill for an act relating to the prosecution of criminal offenses committed by law enforcement officers.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Zaun, Garrett, Boussetot, Dawson, De Witt, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirmbach, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 270, a bill for an act relating to the criminal offense of accessory after the fact if the public offense involves a murder, and providing penalties.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 468 (SSB 1067), a bill for an act relating to probate proceedings, including fiduciary and trustee duties, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 469 (SSB 1163), a bill for an act relating to magistrate judges.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 470 (formerly SF 221), a bill for an act relating to sexual exploitation of a minor, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 472 (SSB 1120), a bill for an act concerning judicial branch administration, including mental health advocates, access to and confidentiality of juror information, contracting authority, apportionment of district associate judges, remote testimony and video recordings, and access to criminal history records.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 472, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE JOINT RESOLUTION 7, a joint resolution calling for an Article V convention in order to propose amendments to the Constitution of the United States that impose fiscal restraints, limit the power and jurisdiction of the federal government, and limit the number of terms that a person may serve in Congress.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Schultz, Cournoyer, Bousset, Brown, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Webster, and Westrich. Nays, 7: Bisignano, Boulton, Celsi, Giddens, Jochum, Salmon, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 119, a bill for an act relating to standards for carbon monoxide protection and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 313, a bill for an act relating to continued annual training requirements for certain volunteer fire fighters.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Schultz, Cournoyer, Boussetot, Brown, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 6: Bisignano, Boulton, Celsi, Giddens, Jochum, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 476 (SSB 1195), a bill for an act relating to county or city legislation affecting dog ownership.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 477 (formerly SF 439), a bill for an act relating to the licensure of internationally trained physicians and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Schultz, Cournoyer, Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 478 (SSB 1200), a bill for an act relating to information made available to the auditor of state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Schultz, Cournoyer, Boussetot, Brown, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 5: Boulton, Celsi, Giddens, Jochum, and Weiner. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENT FILED

S-3036 S.F. 345 Dan Dawson

JOURNAL OF THE SENATE

FIFTY-THIRD CALENDAR DAY
THIRTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 2, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Mark Costello, member of the Senate from Mills County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Wednesday, March 1, 2023, was approved.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 1, 2023, **adopted** the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 4, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Ninetieth General Assembly.

BILLS REFERRED TO COMMITTEE

President Sinclair announced that **Senate Files 421, 425, 450, and 462** were referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38; and **Senate File 447** was referred from the Regular Calendar to the committee on **Appropriations** under Senate Rule 38.

ADJOURNMENT

On motion of Senator Cournoyer, the Senate adjourned at 9:08 a.m. until 1:00 p.m., Monday, March 6, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, March 2, 2023, 10:30 a.m.

Members Present: Brown, Chair; Bousselot, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich.

Members Absent: De Witt (excused).

Committee Business: SF 428, SF 306, SSB 1157, SSB 1172, SSB 1178, SSB 1185, SSB 1186, SF 44, and SF 424.

Adjourned: 10:50 a.m.

HEALTH AND HUMAN SERVICES

Convened: Thursday, March 2, 2023, 1:30 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: None.

Committee Business: Consideration and passage of the following bills: SF 187, SSB 1196, and SSB 1197.

Adjourned: 2:00 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, March 2, 2023, 2:50 p.m.

Members Present: Sweeney, Chair; Shipley, Vice Chair; Knox, Ranking Member; Bennett, Celsi, Cournoyer, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach.

Members Absent: De Witt (excused).

Committee Business: SF 369, SF 383, SJR 8, SSB 1198, SF 366, SF 382, SF 427, and SSB 1184.

Adjourned: 3:05 p.m.

TRANSPORTATION

Convened: Wednesday, March 1, 2023, 3:45 p.m.

Members Present: Klimesh, Chair; Dickey, Vice Chair; T. Taylor, Ranking Member; Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach.

Members Absent: De Witt (excused).

Committee Business: SSB 1203, SSB 1170, SSB 1175, SSB 1180, SF 242, SF 243, SF 273, SF 337, SF 349, SSB 1181, SSB 1171, SSB 1187, SF 292, SF 350, SF 339, and SF 403.

Adjourned: 4:55 p.m.

WORKFORCE

Convened: Thursday, March 2, 2023, 12:00 p.m.

Members Present: Dickey, Chair; McClintock, Vice Chair; Donahue, Ranking Member; Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor.

Members Absent: None.

Committee Business: SF 167 with amendment.

Adjourned: 12:45 p.m.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 5, by committee on Transportation, a concurrent resolution urging the members of Congress to amend federal law to increase the maximum gross weight allowed for motor vehicles operated on the interstate road system in Iowa and bordering states.

Read first time under Rule 28 and **placed on calendar**.

INTRODUCTION OF BILLS

Senate File 479, by committee on State Government, a bill for an act repealing energy conservation requirements for new construction.

Read first time under Rule 28 and **placed on calendar**.

Senate File 480, by committee on Technology, a bill for an act relating to the publication of certain public notices by designated public entities, providing for fees, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 481, by committee on Workforce, a bill for an act concerning unemployment benefits and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 482, by committee on Education, a bill for an act prohibiting persons from entering single and multiple occupancy restrooms or changing areas and other facilities in elementary and secondary schools that do not correspond with the person's biological sex and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 483, by committee on Education, a bill for an act relating to school personnel training, emergency care planning, authorizations for assisting, and limitations of liability concerning students with epilepsy or a seizure disorder.

Read first time under Rule 28 and **placed on calendar**.

Senate File 484, by committee on Education, a bill for an act relating to meetings of the school finance formula review committee.

Read first time under Rule 28 and **placed on calendar**.

Senate File 485, by committee on Education, a bill for an act relating to the transportation to and from school of pupils participating in open enrollment.

Read first time under Rule 28 and **placed on calendar**.

Senate File 486, by committee on Technology, a bill for an act relating to censorship of expression on online platforms, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 487, by committee on State Government, a bill for an act relating to special elections to fill vacancies in county boards of supervisors and city elective offices, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 488, by Winckler and Knox, a bill for an act relating to childhood lead poisoning.

Read first time under Rule 28 and referred to committee on **Health and Human Services**.

Senate File 489, by committee on Transportation, a bill for an act regulating the use of automated or remote systems for traffic law enforcement, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 490, by committee on Transportation, a bill for an act relating to persons authorized to receive a copy of a written accident report filed by a law enforcement officer.

Read first time under Rule 28 and **placed on calendar**.

Senate File 491, by committee on Transportation, a bill for an act relating to motor vehicle window tint, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 492, by committee on Transportation, a bill for an act relating to the operation of railroad trains by a crew of two or more persons, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 493, by committee on Judiciary, a bill for an act relating to domestic abuse threat evaluation and deterrence.

Read first time under Rule 28 and **placed on calendar**.

Senate File 494, by committee on Health and Human Services, a bill for an act relating to public assistance program oversight.

Read first time under Rule 28 and **placed on calendar**.

Senate File 495, by committee on Technology, a bill for an act relating to affirmative defenses for entities using cybersecurity programs.

Read first time under Rule 28 and **placed on calendar**.

Senate File 496, by committee on Education, a bill for an act 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, and modifying provisions related to student health screenings and the curriculum in school districts, accredited nonpublic schools, and charter schools, other duties of the state board of education and school districts, competent private instruction, and special education.

Read first time under Rule 28 and **placed on calendar**.

Senate File 497, by committee on Transportation, a bill for an act relating to the issuance and suspension of motor vehicle registrations and certificates of title.

Read first time under Rule 28 and **placed on calendar**.

Senate File 498, by committee on Transportation, a bill for an act relating to writing fees required for certain all-terrain vehicle, snowmobile, and water vessel transactions completed by a county recorder.

Read first time under Rule 28 and **placed on calendar**.

Senate File 499, by committee on Transportation, a bill for an act relating to damages owed by a party at fault in crashes and collisions involving commercial motor vehicles.

Read first time under Rule 28 and **placed on calendar**.

Senate File 500, by committee on Transportation, a bill for an act relating to the payment of costs by railroad track owners and railroad corporations for certain railroad construction, maintenance, and other related projects.

Read first time under Rule 28 and **placed on calendar**.

Senate File 501, by committee on Transportation, a bill for an act relating to required railway crossing signs, signals, and gate arms.

Read first time under Rule 28 and **placed on calendar**.

Senate File 502, by committee on Transportation, a bill for an act relating to the railroad revolving loan and grant fund by making moneys available for certain projects and prioritizing grants and loans for certain purposes.

Read first time under Rule 28 and **placed on calendar**.

Senate File 503, by committee on Transportation, a bill for an act relating to the closure of railway crossings for repairs or upgrades, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 504, by committee on Transportation, a bill for an act relating to certain place-of-business requirements for licensed motor vehicle dealers who conduct sales via the internet and deliver vehicles to buyers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 505, by committee on State Government, a bill for an act relating to police officers and fire fighters concerning civil service entrance evaluations and benefits for members of the municipal fire and police retirement system.

Read first time under Rule 28 and **placed on calendar**.

Senate File 506, by committee on Health and Human Services, a bill for an act relating to health facilities and health services including licensing and the certificate of need process, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 507, by committee on State Government, a bill for an act concerning public contracts with companies that boycott certain companies or that engage in nonpecuniary social investment policies.

Read first time under Rule 28 and **placed on calendar**.

Senate File 508, by committee on Judiciary, a bill for an act relating to controlled substances including the manufacture, delivery, or possession of a controlled substance including fentanyl; the manufacture of a controlled substance in the presence of a minor; conspiracy to manufacture for delivery or delivery or intent or conspiracy to deliver a controlled substance to a minor; receipt, provision, and administration of opioid antagonists, including by secondary distributors; providing for immunity; and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 509, by committee on Commerce, a bill for an act relating to captive insurance companies, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 510, by committee on Commerce, a bill for an act relating to the election of directors for county and state mutual insurance associations, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 511, by committee on Judiciary, a bill for an act relating to access to criminal history data in child in need of assistance proceedings.

Read first time under Rule 28 and **placed on calendar**.

Senate File 512, by committee on Transportation, a bill for an act requiring the installation and maintenance of train defect detectors on railway branch lines, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 513, by committee on Transportation, a bill for an act 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.

Read first time under Rule 28 and **placed on calendar**.

Senate File 514, by committee on State Government, a bill for an act relating to the organization, structure, and functions of state government, providing for salaries of appointed state officers, providing for confirmation of appointments, providing for penalties, making appropriations, providing Code editor directives and transition provisions, and including applicability and effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 406

COMMERCE: Dickey, Chair; Giddens and Gruenhagen

Senate File 426

WORKFORCE: Kraayenbrink, Chair; Donahue and Guth

Senate File 431

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

Senate File 434

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

Senate File 435

WORKFORCE: Kraayenbrink, Chair; Boulton and J. Taylor

Senate File 436

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

Senate File 440

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

Senate File 459

WAYS AND MEANS: Dawson, Chair; Koelker and Winckler

Senate File 460

WAYS AND MEANS: Koelker, Chair; Dawson and Winckler

Senate File 474

LOCAL GOVERNMENT: Green, Chair; Guth and Weiner

Senate File 475

COMMERCE: Webster, Chair; Boussetlot and Knox

Senate File 488

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

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: SENATE FILE 509 (formerly SF 424), a bill for an act relating to captive insurance companies, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Brown, Boussetlot, Giddens, Bisignano, Dawson, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Webster, and Westrich. Nays, none. Excused, 2: De Witt and Trone Garriott.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 510 (SSB 1185), a bill for an act relating to the election of directors for county and state mutual insurance associations, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Brown, Boussetlot, Giddens, Bisignano, Dawson, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *SENATE FILE 482 (formerly SF 335), a bill for an act prohibiting persons from entering single and multiple occupancy restrooms or changing areas and other facilities in elementary and secondary schools that do not correspond with the person's biological sex and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Rozenboom, J. Taylor, Cournoyer, Evans, Garrett, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Westrich, and Zaun. Nays, 5: Quirmbach, Celsi, Donahue, Giddens, and Trone Garriott. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 482, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 483 (formerly SF 177), a bill for an act relating to school personnel training, emergency care planning, authorizations for assisting, and limitations of liability concerning students with epilepsy or a seizure disorder.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 484 (formerly SF 393), a bill for an act relating to meetings of the school finance formula review committee.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 484, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 485 (formerly SF 29), a bill for an act relating to the transportation to and from school of pupils participating in open enrollment.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 485, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 496 (SSB 1145), a bill for an act 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, and modifying provisions related to student health screenings and the curriculum in school districts, accredited nonpublic schools, and charter schools, other duties of the state board of education and school districts, competent private instruction, and special education.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Rozenboom, J. Taylor, Cournoyer, Evans, Garrett, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Westrich, and Zaun. Nays, 5: Quirmbach, Celsi, Donahue, Giddens, and Trone Garriott. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 496, and they were attached to the committee report.

HEALTH AND HUMAN SERVICES

Bill Title: *SENATE FILE 494 (SSB 1105), a bill for an act relating to public assistance program oversight.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Edler, Costello, Alons, Evans, Garrett, Guth, Rowley, Salmon, and Sweeney. Nays, 4: Trone Garriott, Donahue, Jochum, and Petersen. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Health and Human Services Committee on Senate File 494, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 506 (SSB 1117), a bill for an act relating to health facilities and health services including licensing and the certificate of need process, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Edler, Costello, Alons, Evans, Garrett, Guth, Rowley, Salmon, and Sweeney. Nays, 4: Trone Garriott, Donahue, Jochum, and Petersen. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Health and Human Services Committee on Senate File 506, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 493 (SSB 1151), a bill for an act relating to domestic abuse threat evaluation and deterrence.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 493, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 508 (SSB 1096), a bill for an act relating to controlled substances including the manufacture, delivery, or possession of a controlled substance including fentanyl; the manufacture of a controlled substance in the presence of a minor; conspiracy to manufacture for delivery or delivery or intent or conspiracy to deliver a controlled substance to a minor; receipt, provision, and administration of opioid antagonists, including by secondary distributors; providing for immunity; and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 508, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 511 (SSB 1112), a bill for an act relating to access to criminal history data in child in need of assistance proceedings.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 511, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 479 (formerly SF 334), a bill for an act repealing energy conservation requirements for new construction.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Schultz, Cournoyer, Bousset, Brown, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 6: Bisignano, Boulton, Celsi, Giddens, Jochum, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 479, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 487 (formerly SF 330), a bill for an act relating to special elections to fill vacancies in county boards of supervisors and city elective offices, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 487, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 505 (SSB 1132), a bill for an act relating to police officers and fire fighters concerning civil service entrance evaluations and benefits for members of the municipal fire and police retirement system.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 505, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 507 (SSB 1094), a bill for an act concerning public contracts with companies that boycott certain companies or that engage in nonpecuniary social investment policies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Schultz, Cournoyer, Bousselot, Brown, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 6: Bisignano, Boulton, Celsi, Giddens, Jochum, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 507, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 514 (SSB 1123), a bill for an act relating to the organization, structure, and functions of state government, providing for salaries of appointed state officers, providing for confirmation of appointments, providing for penalties, making appropriations, providing Code editor directives and transition provisions, and including applicability and effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Schultz, Cournoyer, Boussetlot, Brown, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 6: Bisignano, Boulton, Celsi, Giddens, Jochum, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 514, and they were attached to the committee report.

TECHNOLOGY

Bill Title: *SENATE FILE 480 (SSB 1190), a bill for an act relating to the publication of certain public notices by designated public entities, providing for fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Cournoyer, Kraayenbrink, Bennett, Alons, Boussetlot, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, 1: Dotzler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Technology Committee on Senate File 480, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 486 (SSB 1189), a bill for an act relating to censorship of expression on online platforms, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Cournoyer, Kraayenbrink, Alons, Bousselot, Koelker, Reichman, J. Taylor, and Webster. Nays, 4: Bennett, Dotzler, Knox, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 495 (SSB 1095), a bill for an act relating to affirmative defenses for entities using cybersecurity programs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Bousselot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Technology Committee on Senate File 495, and they were attached to the committee report.

TRANSPORTATION

Bill Title: SENATE CONCURRENT RESOLUTION 5 (SSB 1203), a concurrent resolution urging the members of Congress to amend federal law to increase the maximum gross weight allowed for motor vehicles operated on the interstate road system in Iowa and bordering states.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 489 (SSB 1180), a bill for an act regulating the use of automated or remote systems for traffic law enforcement, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Klimesh, Dickey, Bousselot, Brown, Cournoyer, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Zumbach. Nays, 6: T. Taylor, Bennett, Bisignano, Celsi, Giddens, and Winckler. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 490 (SSB 1170), a bill for an act relating to persons authorized to receive a copy of a written accident report filed by a law enforcement officer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 491 (formerly SF 350), a bill for an act relating to motor vehicle window tint, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Klimesh, Dickey, Bousset, Brown, Cournoyer, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Zumbach. Nays, 5: T. Taylor, Bennett, Celsi, Giddens, and Winckler. Excused, 2: Bisignano and De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 492 (formerly SF 243), a bill for an act relating to the operation of railroad trains by a crew of two or more persons, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 497 (SSB 1171), a bill for an act relating to the issuance and suspension of motor vehicle registrations and certificates of title.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 498 (formerly SF 292), a bill for an act relating to writing fees required for certain all-terrain vehicle, snowmobile, and water vessel transactions completed by a county recorder.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 499 (formerly SF 339), a bill for an act relating to damages owed by a party at fault in crashes and collisions involving commercial motor vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Klimesh, Dickey, Bousset, Brown, Cournoyer, Koelker, Lofgren, Rozenboom, Shipley, Webster, and Zumbach. Nays, 6: T. Taylor, Bennett, Bisignano, Celsi, Giddens, and Winckler. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 500 (formerly SF 403), a bill for an act relating to the payment of costs by railroad track owners and railroad corporations for certain railroad construction, maintenance, and other related projects.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 501 (formerly SF 349), a bill for an act relating to required railway crossing signs, signals, and gate arms.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 502 (formerly SF 273), a bill for an act relating to the railroad revolving loan and grant fund by making moneys available for certain projects and prioritizing grants and loans for certain purposes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 502, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 503 (formerly SF 242), a bill for an act relating to the closure of railway crossings for repairs or upgrades, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 503, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 504 (SSB 1181), a bill for an act relating to certain place-of-business requirements for licensed motor vehicle dealers who conduct sales via the internet and deliver vehicles to buyers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 512 (formerly SF 337), a bill for an act requiring the installation and maintenance of train defect detectors on railway branch lines, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 512, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 513 (SSB 1175), a bill for an act 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 513, and they were attached to the committee report.

WORKFORCE

Bill Title: *SENATE FILE 481 (SSB 1159), a bill for an act concerning unemployment benefits and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Dickey, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, and J. Taylor. Nays, 5: McClintock, Donahue, Boulton, Dotzler, and T. Taylor. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Workforce Committee on Senate File 481, and they were attached to the committee report.

JOURNAL OF THE SENATE

FIFTY-SEVENTH CALENDAR DAY
THIRTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 6, 2023

The Senate met in regular session at 1:00 p.m., President Pro Tempore Zaun presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Thursday, March 2, 2023, was approved.

BILLS REFERRED TO COMMITTEE

President Pro Tempore Zaun asked and received unanimous consent that **Senate Files 480, 486, 498, and 509** were referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

Senator Bisignano requested that **Senate File 514** be referred to the committee on **Appropriations** under Senate Rule 38.

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

The Senate resumed session at 2:24 p.m., President Pro Tempore Zaun presiding.

The Chair ruled in accordance with Senate Rule 38, **Senate File 514** will not be referred to the committee on **Appropriations** as the bill does not make any new expenditures of funds and only transfers existing funds to align with the reorganization of departments made in the bill.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Garrett and Sinclair, until they arrive, on request of Senator Whitver; and Senator Wahls, until he arrives, on request of Senator Trone Garriott.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 345.

Senate File 345

On motion of Senator Dawson, **Senate File 345**, a bill for an act relating to the regulation of certain tobacco products, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Quirmbach offered amendment S-3040, filed by him from the floor to pages 1 and 12 of the bill, and moved its adoption.

Amendment S-3040 lost by a voice vote.

Senator Dawson offered amendment S-3036, filed by him on March 1, 2023, to page 13 and amending the title page of the bill, and moved its adoption.

Amendment S-3036 was adopted by a voice vote.

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?" (S.F. 345), the vote was:

Yeas, 45:

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

Nays, 2:

Bennett	Donahue
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Absent, 3:

Garrett	Sinclair	Wahls
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 84.

Senate File 84

On motion of Senator Dawson, **Senate File 84**, a bill for an act relating to sexual exploitation of a minor and providing penalties, with report of committee recommending passage, was taken up for consideration.

Senator Petersen offered amendment S-3041, filed by her from the floor to page 1 of the bill.

Senator Dawson raised the point of order that amendment S-3041 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3041 out of order.

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?" (S.F. 84), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Garrett	Sinclair	Wahls
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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 84 and 345** 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 143 and 239.

Senate File 143

On motion of Senator Shipley, **Senate File 143**, a bill for an act relating to the state public defender pilot project for child welfare legal representation, was taken up for consideration.

Senator Shipley asked and received unanimous consent that **House File 113** be **substituted** for **Senate File 143**.

House File 113

On motion of Senator Shipley, **House File 113**, a bill for an act relating to the state public defender pilot project for child welfare legal representation, was taken up for consideration.

Senator Shipley 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. 113), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

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

WITHDRAWN

Senator Shipley asked and received unanimous consent that **Senate File 143** be **withdrawn** from further consideration of the Senate.

Senate File 239

On motion of Senator Boussetot, **Senate File 239**, a bill for an act relating to explosive materials including blasting agents, detonators, and destructive devices, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Boussetot asked and received unanimous consent that **House File 202** be **substituted** for **Senate File 239**.

House File 202

On motion of Senator Boussetot, **House File 202**, a bill for an act relating to explosive materials including blasting agents, detonators, and destructive devices, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Boussetot 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. 202), the vote was:

Yeas, 46:

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

Nays, 1:

Donahue

Absent, 3:

Garrett

Sinclair

Wahls

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

WITHDRAWN

Senator Boussetot asked and received unanimous consent that **Senate File 239** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 113** and **202** 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 262 and 295.

Senate File 262

On motion of Senator Cournoyer, **Senate File 262**, a bill for an act relating to consumer data protection, providing civil penalties, and including effective date provisions, was taken up for consideration.

Senator Cournoyer 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. 262), the vote was:

Yeas, 47:

Alons

Boussetot

Cournoyer

Bennett

Brown

Dawson

Bisignano

Celsi

De Witt

Boulton

Costello

Dickey

Donahue	Dotzler	Driscoll	Edler
Evans	Giddens	Green	Gruenhagen
Guth	Jochum	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Petersen	Quirmbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Webster	Weiner	Westrich	Whitver
Winckler	Zaun	Zumbach	

Nays, none.

Absent, 3:

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

Senate File 295

On motion of Senator Dawson, **Senate File 295**, a bill for an act concerning the creation, administration, and termination of adult and minor guardianships and conservatorships, 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?" (S.F. 295), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Garrett

Sinclair

Wahls

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 262 and 295** 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 320 and 411.

Senate File 320

On motion of Senator Brown, **Senate File 320**, a bill for an act relating to the use of certain refrigerants, was taken up for consideration.

Senator Brown asked and received unanimous consent that **House File 337** be **substituted** for **Senate File 320**.

House File 337

On motion of Senator Brown, **House File 337**, a bill for an act relating to the use of certain refrigerants, was taken up for consideration.

Senator Brown 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. 337), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

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

WITHDRAWN

Senator Brown asked and received unanimous consent that **Senate File 320** be **withdrawn** from further consideration of the Senate.

Senate File 411

On motion of Senator Klimesh, **Senate File 411**, a bill for an act relating to the regulation of energy sources by counties and cities, was taken up for consideration.

Senator Klimesh 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. 411), the vote was:

Yeas, 41:

Alons	Bisignano	Boulton	Bousselot
Brown	Costello	Cournoyer	Dawson
De Witt	Dickey	Driscoll	Edler
Evans	Giddens	Green	Gruenhagen
Guth	Jochum	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Petersen	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sweeney
Taylor, J.	Trone Garriott	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, 6:

Bennett	Celsi	Donahue	Dotzler
Quirmbach	Taylor, T.		

Absent, 3:

Garrett	Sinclair	Wahls
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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 File 411** and **House File 337** 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 443 and 445.

Senate File 443

On motion of Senator Driscoll, **Senate File 443**, a bill for an act relating to county supervisors, concerning county supervisor representation plans and county supervisor vacancies, and including effective date provisions, was taken up for consideration.

Senator Driscoll withdrew amendment S–3037, filed by her from the floor to pages 1 and 5 of the bill.

Senator Driscoll offered amendment S–3038, filed by her from the floor to pages 1–5 of the bill, and moved its adoption.

Amendment S–3038 was adopted by a voice vote.

Senator Driscoll 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. 443), the vote was:

Yeas, 34:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Green	Gruenhagen	Guth	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 13:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Petersen
Quirnbach	Taylor, T.	Trone Garriott	Weiner
Winckler			

Absent, 3:

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

Senate File 445

On motion of Senator Webster, **Senate File 445**, a bill for an act relating to protests considered by local boards of review and including effective date and applicability provisions, was taken up for consideration.

Senator Webster 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. 445), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Garrett	Sinclair	Wahls
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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 443 and 445** be **immediately messaged** to the House.

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 March 6, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 131, a bill for an act relating to matters under the purview of the credit union division of the department of commerce.

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

House File 136, a bill for an act relating to matters under the purview of the banking division of the department of commerce, including permissible investments, notice requirements, and requirements for a person obtaining control of a state bank.

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

House File 247, a bill for an act relating to communication methods regarding the disposition of unclaimed property and including applicability provisions.

Read first time and attached to **Senate File 422**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 3:43 p.m. until 9:00 a.m., Tuesday, March 7, 2023.

APPENDIX

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:

BOARD OF REGENTS

Gifts, Grants, and Contracts Reports for Qtr Ending 12/31/22, pursuant to 2022 Iowa Acts, HF 2575, section 7. Report received on March 3, 2023.

Quarterly Financial Report for Qtr Ending 12/31/22, pursuant to 2022 Iowa Acts, HF 2575, section 7. Report received on March 3, 2023.

REPORT OF COMMITTEE MEETING

JUDICIARY

Convened: Thursday, March 2, 2023, 4:00 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: De Witt (excused).

Committee Business: SSB 1177, SF 299, SF 397, SF 338, SF 297, SSB 1069, SSB 1047, SSB 1193, SSB 1188, SF 233, SF 204, SF 433, SF 340, SSB 1168, SF 274, SF 267, and SSB 1194.

Adjourned: 6:10 p.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 12, by committee on Natural Resources and Environment, a joint resolution proposing an amendment to the Constitution of the State of Iowa providing that the people of the state have a right to hunt, fish, trap, and harvest wildlife.

Read first time under Rule 28 and **placed on calendar**.

INTRODUCTION OF BILLS

Senate File 515, by committee on Judiciary, a bill for an act relating to remote presence for purposes of notarial acts and executing wills and codicils, and including retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 516, by committee on Natural Resources and Environment, a bill for an act relating to the management of open space properties and recreational trails.

Read first time under Rule 28 and **placed on calendar**.

Senate File 517, by committee on Health and Human Services, a bill for an act relating to the addition of biological parent information of an adult adopted person through reestablishment of an original certificate of birth, and providing fees.

Read first time under Rule 28 and **placed on calendar**.

Senate File 518, by committee on Commerce, a bill for an act relating to access by certain entities to specific records and documents maintained by a unit owners association.

Read first time under Rule 28 and **placed on calendar**.

Senate File 519, by committee on Natural Resources and Environment, a bill for an act relating to electronic registration renewal of off-road utility vehicles.

Read first time under Rule 28 and **placed on calendar**.

Senate File 520, by committee on Natural Resources and Environment, a bill for an act prohibiting the use of remotely piloted aircraft flying over certain property, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 521, by committee on Judiciary, a bill for an act relating to assaults on sports officials, making penalties applicable, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 522, by committee on Judiciary, a bill for an act relating to restitution for the death of a victim.

Read first time under Rule 28 and **placed on calendar**.

Senate File 523, by committee on Judiciary, a bill for an act relating to criminal law including defense subpoenas, depositions, conditional guilty pleas, prosecution witnesses who are minors, and juror qualifications, providing penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 524, by committee on Judiciary, a bill for an act relating to the statute of limitations in a civil action involving certain sexual offenses against a minor.

Read first time under Rule 28 and **placed on calendar**.

Senate File 525, by committee on Judiciary, a bill for an act relating to criminal law including the disclosure of a defendant's privileged records, no-contact orders, commencement limitations for certain sexual offenses, sexually predatory offenses, victim rights, discovery, postconviction relief actions, criminal appeals, and pretrial bond amounts for certain felonies.

Read first time under Rule 28 and **placed on calendar**.

Senate File 526, by committee on Commerce, a bill for an act regarding port authorities, including by allowing port authorities to enter into certain loan agreements and lease contracts.

Read first time under Rule 28 and **placed on calendar**.

Senate File 527, by committee on Transportation, a bill for an act relating to vehicles of excessive size and weight, including highways and streets upon which movement of such vehicles is permitted and warning lights on such vehicles.

Read first time under Rule 28 and **placed on calendar**.

Senate File 528, by committee on Natural Resources and Environment, a bill for an act relating to persons eligible to hunt with a crossbow.

Read first time under Rule 28 and **placed on calendar**.

Senate File 529, by committee on Natural Resources and Environment, a bill for an act relating to the reservation of designated equestrian campgrounds, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 530, by committee on Natural Resources and Environment, a bill for an act relating to the sale of water to recipients outside the state, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 531, by committee on Natural Resources and Environment, a bill for an act establishing crop loss deer hunting permits and seasons.

Read first time under Rule 28 and **placed on calendar**.

Senate File 532, by committee on Commerce, a bill for an act relating to agricultural land restoration for electric transmission lines, making penalties applicable, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 533, by committee on Commerce, a bill for an act relating to rate increase notice requirements for public utilities.

Read first time under Rule 28 and **placed on calendar**.

Senate File 534, by committee on Commerce, a bill for an act relating to specified loans provided by a mortgage banker.

Read first time under Rule 28 and **placed on calendar**.

Senate File 535, by committee on Commerce, a bill for an act relating to the regulation of specified gas and electric utilities.

Read first time under Rule 28 and **placed on calendar**.

Senate File 536, by committee on Commerce, a bill for an act relating to real estate licensee liability.

Read first time under Rule 28 and **placed on calendar**.

Senate File 537, by committee on Health and Human Services, a bill for an act relating to visitation policies in hospitals and nursing facilities.

Read first time under Rule 28 and **placed on calendar**.

Senate File 538, by committee on Health and Human Services, a bill for an act relating to prohibited activities regarding gender transition procedures relative to minors, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 539, by committee on Judiciary, a bill for an act allowing emergency medical care providers to diagnose and treat severe injuries suffered by police service dogs while on duty.

Read first time under Rule 28 and **placed on calendar**.

Senate File 540, by committee on Judiciary, a bill for an act relating to commercial transactions, including control and transmission of electronic records and digital assets.

Read first time under Rule 28 and **placed on calendar**.

Senate File 541, by committee on Agriculture, a bill for an act providing for veterinary medicine, including the care of animals under the supervision of a licensed veterinarian, providing penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 542, by committee on Workforce, a bill for an act relating to youth employment and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 543, by committee on Judiciary, a bill for an act relating to the carrying, transportation, and possession of weapons by certain persons and in certain locations, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 544, by committee on Judiciary, a bill for an act providing for business organizations, including limited liability companies, providing penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 545, by committee on Judiciary, a bill for an act providing for a human trafficking task force and providing information in an annual report to the general assembly.

Read first time under Rule 28 and **placed on calendar**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 421

WAYS AND MEANS: Rowley, Chair; Brown and Petersen

Senate File 425

WAYS AND MEANS: Cournoyer, Chair; Brown and Petersen

Senate File 450

WAYS AND MEANS: Koelker, Chair; Dawson and Winckler

Senate File 462

WAYS AND MEANS: Dawson, Chair; Jochum and Sweeney

Senate File 466

EDUCATION: Rozenboom, Chair; Giddens and Kraayenbrink

Senate File 467

EDUCATION: Rozenboom, Chair; Kraayenbrink and Trone Garriott

Senate File 480

WAYS AND MEANS: Cournoyer, Chair; Dotzler and Koelker

Senate File 486

WAYS AND MEANS: Bousselot, Chair; Cournoyer and Dotzler

Senate File 498

WAYS AND MEANS: Klimesh, Chair; Dawson and T. Taylor

Senate File 509

WAYS AND MEANS: Boussetot, Chair; Petersen and Sweeney

FINAL COMMITTEE REPORTS OF BILL ACTION**AGRICULTURE**

Bill Title: *SENATE FILE 541 (SSB 1183), a bill for an act providing for veterinary medicine, including the care of animals under the supervision of a licensed veterinarian, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Driscoll, Rozenboom, Bisignano, Alons, Boulton, Costello, Dotzler, Edler, Giddens, Green, Gruenhagen, McClintock, Shipley, Sweeney, T. Taylor, and Zumbach. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Agriculture Committee on Senate File 541, and they were attached to the committee report.

COMMERCE

Bill Title: *SENATE FILE 518 (formerly SF 44), a bill for an act relating to access by certain entities to specific records and documents maintained by a unit owners association.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Brown, Boussetot, Giddens, Bisignano, Dawson, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Webster, and Westrich. Nays, none. Excused, 2: De Witt and Trone Garriott.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 518, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 526 (formerly SF 306), a bill for an act regarding port authorities, including by allowing port authorities to enter into certain loan agreements and lease contracts.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Brown, Bousselot, Giddens, Bisignano, Dawson, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 526, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 532 (formerly SF 428), a bill for an act relating to agricultural land restoration for electric transmission lines, making penalties applicable, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Brown, Bousselot, Giddens, Bisignano, Dawson, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 533 (SSB 1178), a bill for an act relating to rate increase notice requirements for public utilities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Brown, Bousselot, Dawson, Dickey, Gruenhagen, Klimesh, Knox, Koelker, Rowley, Schultz, Webster, and Westrich. Nays, 5: Giddens, Bisignano, Jochum, Petersen, and Trone Garriott. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 534 (SSB 1186), a bill for an act relating to specified loans provided by a mortgage banker.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Brown, Bousselot, Giddens, Bisignano, Dawson, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Webster, and Westrich. Nays, none. Excused, 2: De Witt and Trone Garriott.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 535 (SSB 1157), a bill for an act relating to the regulation of specified gas and electric utilities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Brown, Bousselot, Giddens, Dawson, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, 1: Bisignano. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 536 (SSB 1172), a bill for an act relating to real estate licensee liability.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Brown, Bousselot, Giddens, Bisignano, Dawson, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HEALTH AND HUMAN SERVICES

Bill Title: *SENATE FILE 517 (formerly SF 187), a bill for an act relating to the addition of biological parent information of an adult adopted person through reestablishment of an original certificate of birth, and providing fees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Health and Human Services Committee on Senate File 517, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 537 (SSB 1196), a bill for an act relating to visitation policies in hospitals and nursing facilities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 538 (SSB 1197), a bill for an act relating to prohibited activities regarding gender transition procedures relative to minors, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Edler, Costello, Alons, Evans, Garrett, Guth, Rowley, Salmon, and Sweeney. Nays, 4: Trone Garriott, Donahue, Jochum, and Petersen. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Health and Human Services Committee on Senate File 538, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 267, a bill for an act relating to the Iowa law enforcement academy council including the revocation or suspension of certifications of law enforcement officers and reserve peace officers, and administrative investigations under the peace officer, public safety, and emergency personnel bill of rights.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Zaun, Garrett, Bousset, Dawson, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirmbach, and Weiner. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 274, a bill for an act relating to the awarding of joint custody and joint physical care.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Zaun, Garrett, Bousset, Dawson, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirmbach, and Weiner. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 297, a bill for an act relating to the protection of religious beliefs and moral convictions of health care providers and health care facilities.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3039.

Final Vote: Yeas, 11: Zaun, Garrett, Boussetot, Dawson, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirmbach, and Weiner. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 338, a bill for an act prohibiting litigation financing contracts, and including effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Zaun, Garrett, Boussetot, Dawson, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirmbach, and Weiner. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 397, a bill for an act relating to paternity and the obligation of parents for support of children.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Boussetot, Dawson, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 433, a bill for an act relating to conducting elections for benefited recreational lake and water quality districts.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Boussetot, Dawson, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 515 (SSB 1047), a bill for an act relating to remote presence for purposes of notarial acts and executing wills and codicils, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 515, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 521 (SSB 1193), a bill for an act relating to assaults on sports officials, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 522 (SSB 1069), a bill for an act relating to restitution for the death of a victim.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 523 (formerly SF 204), a bill for an act relating to criminal law including defense subpoenas, depositions, conditional guilty pleas, prosecution witnesses who are minors, and juror qualifications, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Boulton, Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 2: Quirnbach and Weiner. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 524 (SSB 1194), a bill for an act relating to the statute of limitations in a civil action involving certain sexual offenses against a minor.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 525 (formerly SF 233), a bill for an act relating to criminal law including the disclosure of a defendant's privileged records, no-contact orders, commencement limitations for certain sexual offenses, sexually predatory offenses, victim rights, discovery, postconviction relief actions, criminal appeals, and pretrial bond amounts for certain felonies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Zaun, Garrett, Boulton, Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, 1: Quirnbach. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 539 (formerly SF 299), a bill for an act allowing emergency medical care providers to diagnose and treat severe injuries suffered by police service dogs while on duty.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 539, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 540 (SSB 1177), a bill for an act relating to commercial transactions, including control and transmission of electronic records and digital assets.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Boussetlot, Dawson, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 540, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 543 (SSB 1168), a bill for an act relating to the carrying, transportation, and possession of weapons by certain persons and in certain locations, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Zaun, Garrett, Boussetlot, Dawson, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirnbach, and Weiner. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 543, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 544 (SSB 1188), a bill for an act providing for business organizations, including limited liability companies, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 545 (formerly SF 340), a bill for an act providing for a human trafficking task force and providing information in an annual report to the general assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousselot, Dawson, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 545, and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: SENATE JOINT RESOLUTION 12 (formerly SJR 8), a joint resolution proposing an amendment to the Constitution of the State of Iowa providing that the people of the state have a right to hunt, fish, trap, and harvest wildlife.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Sweeney, Shipley, Knox, Celsi, Cournoyer, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, 1: Bennett. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 516 (SSB 1198), a bill for an act relating to the management of open space properties and recreational trails.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on Senate File 516, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 519 (formerly SF 427), a bill for an act relating to electronic registration renewal of off-road utility vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 520 (formerly SF 369), a bill for an act prohibiting the use of remotely piloted aircraft flying over certain property, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 528 (formerly SF 383), a bill for an act relating to persons eligible to hunt with a crossbow.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 529 (formerly SF 366), a bill for an act relating to the reservation of designated equestrian campgrounds, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 530 (formerly SF 382), a bill for an act relating to the sale of water to recipients outside the state, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 531 (SSB 1184), a bill for an act establishing crop loss deer hunting permits and seasons.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Sweeney, Shipley, Knox, Bennett, Cournoyer, Driscoll, Evans, Green, Rozenboom, and Zumbach. Nays, 2: Celsi and Trone Garriott. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *SENATE FILE 527 (SSB 1187), a bill for an act relating to vehicles of excessive size and weight, including highways and streets upon which movement of such vehicles is permitted and warning lights on such vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, 1: De Witt.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 527, and they were attached to the committee report.

WORKFORCE

Bill Title: *SENATE FILE 542 (formerly SF 167), a bill for an act relating to youth employment and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Dickey, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, and J. Taylor. Nays, 5: McClintock, Donahue, Boulton, Dotzler, and T. Taylor. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Workforce Committee on Senate File 542, and they were attached to the committee report.

AMENDMENTS FILED

S-3037	S.F.	443	Dawn Driscoll
S-3038	S.F.	443	Dawn Driscoll
S-3039	S.F.	297	Judiciary
S-3040	S.F.	345	Herman C. Quirmbach
S-3041	S.F.	84	Janet Petersen

JOURNAL OF THE SENATE

FIFTY-EIGHTH CALENDAR DAY
THIRTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 7, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Eric Giddens, member of the Senate from Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Monday, March 6, 2023, was approved.

The Senate stood at ease at 9:04 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:16 p.m., President Sinclair presiding.

RECESS

On motion of Senator Whitver, the Senate recessed at 12:17 p.m. until 1:30 p.m.

RECONVENED

The Senate reconvened at 1:39 p.m., President Sinclair presiding.

QUORUM CALL

Senator Klimesh requested a nonrecord roll call to determine that a quorum was present.

The Chair declared a quorum present.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 123.

Senate File 123

On motion of Senator Dawson, **Senate File 123**, a bill for an act relating to the distribution of certain barrel tax revenues collected on beer, with report of committee recommending passage, was taken up for consideration.

Senator Dawson asked and received unanimous consent that **House File 205** be **substituted** for **Senate File 123**.

House File 205

On motion of Senator Dawson, **House File 205**, a bill for an act relating to the distribution of certain barrel tax revenues collected on beer, 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. 205), the vote was:

Yeas, 47:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Driscoll	Edler	Evans
Giddens	Green	Gruenhagen	Jochum
Klimesh	Knox	Koelker	Kraayenbrink

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

Nays, 2:

Costello Guth

Absent, 1:

Garrett

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 123** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 205** 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 152, 329, and 359.

Senate File 152

On motion of Senator Dickey, **Senate File 152**, a bill for an act relating to third-party testers who administer the knowledge and driving skills tests required for a commercial learner's permit or commercial driver's license, was taken up for consideration.

Senator Dickey asked and received unanimous consent that **House File 257** be **substituted** for **Senate File 152**.

House File 257

On motion of Senator Dickey, **House File 257**, a bill for an act relating to third-party testers who administer the knowledge and driving skills tests required for a commercial learner's permit or commercial driver's license, was taken up for consideration.

Senator Dickey 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. 257), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Garrett

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

WITHDRAWN

Senator Dickey asked and received unanimous consent that **Senate File 152** be **withdrawn** from further consideration of the Senate.

Senate File 329

On motion of Senator Dawson, **Senate File 329**, a bill for an act relating to leaves of absences for civil employees performing state active duty, national guard duty, federal active duty, civil air patrol duty, or national disaster medical system duty, with report of committee recommending passage, was taken up for consideration.

Senator Reichman 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. 329), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Garrett

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

Senate File 359

On motion of Senator Zumbach, **Senate File 359**, a bill for an act relating to the charging procedure for scheduled violations for exceeding weight limits on an axle or vehicle, was taken up for consideration.

Senator Zumbach 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. 359), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Garrett

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 329 and 359 and House File 257** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 391.

Senate File 391

On motion of Senator Kraayenbrink, **Senate File 391**, a bill for an act 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, was taken up for consideration.

Senator Donahue offered amendment S-3047, filed by her from the floor to pages 6-7 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3047 be adopted?" (S.F. 391), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Garrett

Amendment S-3047 lost.

Senator Kraayenbrink offered amendment S–3042, filed by him from the floor to pages 8 and 15–16 of the bill, and moved its adoption.

Amendment S–3042 was adopted by a voice vote.

Senator Bennett offered amendment S–3048, filed by her from the floor to pages 10–11 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3048 be adopted?” (S.F. 391), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S–3048 lost.

Senator Quirmbach offered amendment S–3046, filed by him from the floor to pages 12–14 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3046 be adopted?" (S.F. 391), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S-3046 lost.

Senator Dawson took the chair at 2:35 p.m.

Senator Kraayenbrink 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. 391), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Garrett

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

President Sinclair took the chair at 2:55 p.m.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 391** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 478.

Senate File 478

On motion of Senator Bousselot, **Senate File 478**, a bill for an act relating to information made available to the auditor of state, was taken up for consideration.

The Senate stood at ease at 2:57 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 3:54 p.m., President Sinclair presiding.

Senator Bousselot offered amendment S-3057, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Wahls raised the point of order that amendment S-3057 was not germane to the bill.

The Chair ruled the point not well-taken and amendment S-3057 in order.

Senator Wahls asked and received unanimous consent that action on amendment S-3057 and **Senate File 478** be **deferred**.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Joint Resolution 9.

Senate Joint Resolution 9

On motion of Senator Cournoyer, **Senate Joint Resolution 9**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors, was taken up for consideration.

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

Senate Joint Resolution 9, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors. BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: Section 1. The following amendment to the Constitution of the State of Iowa is proposed: Section 1 of Article II of the Constitution of the State of Iowa, as amended by the amendment of 1970, is repealed and the following adopted in lieu thereof: Section 1. **Electors.** Only a citizen of the United States of the age of eighteen years, who shall have been a resident of this state for such period of time as shall be provided by law and of the county in which the citizen claims the citizen's vote for such period of time as shall be provided by law, shall be entitled to vote at all elections which are authorized by law. However, for purposes of a primary election, a United States citizen must be at least eighteen years of age as of the next general election following the primary

election. The required periods of residence shall not exceed six months in this state and sixty days in the county. Sec. 2. SUBMISSION TO ELECTORATE. The foregoing proposed amendment, having been adopted and agreed to by the 89th General Assembly, Second Session, thereafter duly published, and now adopted and agreed to by the 90th General Assembly in this joint resolution, shall be submitted to the people of the state of Iowa at the general election in November of the year 2024 in the manner required by the Constitution of the State of Iowa and the laws of the state of Iowa.

On the question “Shall the resolution be adopted?” (S.J.R. 9), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Garrett

The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Joint Resolution 9** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 514.

Senate File 514

On motion of Senator Schultz, **Senate File 514**, a bill for an act relating to the organization, structure, and functions of state government, providing for salaries of appointed state officers, providing for confirmation of appointments, providing for penalties, making appropriations, providing Code editor directives and transition provisions, and including applicability and effective date provisions, was taken up for consideration.

Senator Schultz offered amendment S-3043, filed by him from the floor to pages 5, 30, 847, 881-882, 888, 1040, 1136, 1261, 1388, 1393, 1394, 1504, 1512, 1513, and amending the title page of the bill.

Senator Donahue offered amendment S-3058, filed by Senators Donahue and T. Taylor from the floor to page 1 of amendment S-3043, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3058 to amendment S-3043 be adopted?" (S.F. 514), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Dawson	Donahue	Dotzler	Giddens
Jochum	Knox	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	De Witt	Dickey	Driscoll
Edler	Evans	Green	Gruenhagen
Guth	Klimesh	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley

Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Garrett

Amendment S–3058 to amendment S–3043 lost.

Senator Schultz moved the adoption of amendment S–3043.

Amendment S–3043 was adopted by a voice vote.

Senator Jochum offered amendment S–3056, filed by her from the floor to pages 21, 27, 28, 85, 189, 307, 715, and 1259–1264 of the bill, and moved its adoption.

Amendment S–3056 was adopted by a voice vote.

A record roll call was requested.

On the question “Shall amendment S–3056 be adopted?” (S.F. 514), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S-3056 lost.

Senator Wahls offered amendment S-3061, filed by him from the floor to pages 4-45, 47-50, 53-56, 62, 65, 109, 115, 116, 126, 150, 157, 158, 163, 286, 757-758, 774-775, and 888 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3061 be adopted?" (S.F. 514), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S-3061 lost.

Senator Trone Garriott offered amendment S-3050, filed by her from the floor to pages 492, 493, and 915 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3050 be adopted?” (S.F. 514), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Driscoll	Giddens
Jochum	Knox	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Edler	Evans	Green	Gruenhagen
Guth	Klimesh	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Garrett

Amendment S–3050 lost.

Senator Weiner offered amendment S–3049, filed by her from the floor to pages 889–897 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3049 be adopted?” (S.F. 514), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker

Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S–3049 lost.

Senator Wahls offered amendment S–3051, filed by him from the floor to pages 915 and 1044 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3051 be adopted?” (S.F. 514), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S–3051 lost.

Senator Celsi offered amendment S–3055, filed by her from the floor to pages 916, 936–938, 939–983, 985, 986, 995–1003, 1007–1016, 1038–1040, 1123, and 1143 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3055 be adopted?” (S.F. 514), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S–3055 lost.

Senator Bennett offered amendment S–3052, filed by her from the floor to pages 1179, 1181–1182, and 1186–1188 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3052 be adopted?” (S.F. 514), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S-3052 lost.

Senator Boulton offered amendment S-3045, filed by him from the floor to pages 1179, 1181, and 1184-1185 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3045 be adopted?" (S.F. 514), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S–3045 lost.

Senator Bisignano offered amendment S–3044, filed by him from the floor to pages 1368–1369 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3044 be adopted?” (S.F. 514), the vote was:

Yeas, 18:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Shipley
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler	Zaun		

Nays, 31:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zumbach	

Absent, 1:

Garrett

Amendment S–3044 lost.

Senator Winckler offered amendment S–3054, filed by her from the floor to pages 1425–1439 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3054 be adopted?" (S.F. 514), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S-3054 lost.

President Pro Tempore Zaun took the chair at 6:28 p.m.

President Sinclair took the chair at 6:43 p.m.

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. 514), the vote was:

Yeas, 34:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 1:

Garrett

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 514** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 482.

Senate File 482

On motion of Senator Westrich, **Senate File 482**, a bill for an act prohibiting persons from entering single and multiple occupancy restrooms or changing areas and other facilities in elementary and secondary schools that do not correspond with the person’s biological sex and including effective date provisions, 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. 482), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker

Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Garrett

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 File 482** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 507.

Senate File 507

On motion of Senator Kraayenbrink, **Senate File 507**, a bill for an act concerning public contracts with companies that boycott certain companies or that engage in nonpecuniary social investment policies, was taken up for consideration.

Senator Kraayenbrink 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. 507), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Garrett

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 File 507** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 538.

Senate File 538

On motion of Senator Edler, **Senate File 538**, a bill for an act relating to prohibited activities regarding gender transition procedures relative to minors, and including effective date and applicability provisions, was taken up for consideration.

President Pro Tempore Zaun took the chair at 8:52 p.m.

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?" (S.F. 538), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shiple	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Garrett

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 File 538** be **immediately messaged** to the House.

President Sinclair took the chair at 9:05 p.m.

BUSINESS PENDING

Senate File 478

The Senate resumed consideration of **Senate File 478**, a bill for an act relating to information made available to the auditor of state, and amendment S-3057, previously deferred.

Senator Wahls offered amendment S-3063, filed by him from the floor to pages 1-4 and amending the title provisions of amendment S-3057, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3063 to amendment S-3057 be adopted?” (S.F. 478), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Garrett

Amendment S-3063 to amendment S-3057 lost.

Senator Bousselot moved the adoption of amendment S-3057.

Amendment S-3057 was adopted by a voice vote.

Senator Bousselot 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. 478), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Garrett

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 478** be **immediately messaged** to the House.

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 March 7, 2023, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 75, a bill for an act relating to certain health facilities including ambulatory surgical centers and rural emergency hospitals, including licensing requirements and fees, providing penalties and making penalties applicable, providing emergency rulemaking authority, and including applicability and effective date provisions. (S-3062)

ALSO: That the House has on March 7, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 135, a bill for an act relating to the responsibilities of the state board of regents and the institutions of higher education governed by the state board of regents, including requiring the board to publish certain information related to the average income and student debt of institution graduates and requiring the institutions to provide the board with information related to the average income and student debt of institution graduates and to adopt procedures that require institutions to provide information related to the average income and student debt of institution graduates to undergraduates.

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

House File 269, a bill for an act relating to allowable forms of payment for amusement concessions at an amusement park and an arcade and including effective date provisions.

Read first time and attached to **Senate File 189**.

House File 274, a bill for an act relating to a state-funded psychiatry residency and fellowship program.

Read first time and attached to **Senate File 325**.

House File 317, a bill for an act relating to taking certain animals that are deemed a nuisance.

Read first time and attached to **Senate File 358**.

House File 318, a bill for an act relating to certain filing deadlines for property tax credits available to certain elderly, disabled, and low-income persons and credits for manufactured or mobile home taxes and including effective date and applicability provisions.

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

House File 319, a bill for an act relating to physical examinations of personnel working in licensed or registered child care facilities.

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

House File 332, a bill for an act relating to the disposition of real property belonging to the state by the director of the department of administrative services.

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

House File 347, a bill for an act relating to the administration of injections by licensed optometrists.

Read first time and attached to **Senate File 194**.

House File 357, a bill for an act relating to health care employment agencies, health care employment agency workers, and health care entities, providing for the use of annual registration fees, and including retroactive applicability provisions.

Read first time and attached to **Senate File 327**.

House File 421, a bill for an act relating to the Iowa tuition grants program administered by the college student aid commission and including effective date and retroactive applicability provisions.

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

House File 423, a bill for an act relating to contract pharmacies and covered entities that participate in the 340B drug program.

Read first time and attached to **Senate File 419**.

House File 424, a bill for an act providing for the collaborative practice of physician assistants by allowing for the practice of physician assistants without supervision by a physician.

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

House File 432, a bill for an act relating to access by certain entities to specific records and documents maintained by a unit owners association.

Read first time and attached to **Senate File 518**.

House File 433, a bill for an act relating to sales of mixed drinks or cocktails for consumption off the premises and including effective date provisions.

Read first time and attached to **Senate File 401**.

House File 471, a bill for an act relating to mental health and disability services provided by the state and judicial procedures relating to child in need of assistance proceedings, adoptions, and the confinement of persons found incompetent to stand trial.

Read first time and attached to **Senate File 471**.

House File 472, a bill for an act providing for the conduct of licensed veterinarians when involved in certain legal matters involving the alleged mistreatment of animals, including by providing for immunity from administrative, civil, or criminal liability when acting in good faith; providing for administrative, civil, or criminal liability when not acting in good faith; and making penalties applicable.

Read first time and attached to **Senate File 316**.

House File 475, a bill for an act relating to unfair residential real estate service agreements, providing penalties, and making penalties applicable.

Read first time and attached to **Senate File 417**.

House File 478, a bill for an act concerning alcoholic beverage control relating to brewpubs and alternating proprietorship arrangements for beer manufacturers.

Read first time and attached to **Senate File 191**.

House File 497, a bill for an act relating to the definition of meeting under Iowa's open meetings law.

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

ADJOURNMENT

On motion of Senator Zaun, the Senate adjourned at 10:08 p.m. until 9:00 a.m., Wednesday, March 8, 2023.

APPENDIX

SUBCOMMITTEE ASSIGNMENT

Senate File 458

WORKFORCE: Driscoll, Chair; Kraayenbrink and T. Taylor

BILLS REFERRED TO COMMITTEE

The following bills were referred to the following committees:

House File 131	Commerce
House File 136	Commerce

AMENDMENTS FILED

S-3042	S.F.	391	Tim Kraayenbrink
S-3043	S.F.	514	Jason Schultz
S-3044	S.F.	514	Tony Bisignano
S-3045	S.F.	514	Nate Boulton
S-3046	S.F.	391	Herman C. Quirmbach
S-3047	S.F.	391	Molly Donahue
S-3048	S.F.	391	Liz Bennett
S-3049	S.F.	514	Janice Weiner
S-3050	S.F.	514	Sarah Trone Garriott
S-3051	S.F.	514	Zach Wahls
S-3052	S.F.	514	Liz Bennett
S-3053	S.F.	344	Cherielynn Westrich
S-3054	S.F.	514	Cindy Winckler
S-3055	S.F.	514	Claire A. Celsi
S-3056	S.F.	514	Pam Jochum
S-3057	S.F.	478	Mike Boussetlot
S-3058	S.F.	514	Molly Donahue
			Todd Taylor
S-3059	S.F.	545	Tom Shipley
S-3060	S.F.	174	Scott Webster
S-3061	S.F.	514	Zach Wahls
S-3062	S.F.	75	House
S-3063	S.F.	478	Zach Wahls

JOURNAL OF THE SENATE

FIFTY-NINTH CALENDAR DAY
THIRTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 8, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Tuesday, March 7, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:10 a.m. until 9:00 a.m., Thursday, March 9, 2023.

APPENDIX

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Wednesday, March 8, 2023, 11:35 a.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Boussetlot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: None.

Committee Business: SSB 1125, SSB 1129, SF 207, SF 480, and SF 509.

Adjourned: 12:25 p.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 13, by Quirmbach, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of all youths of this state to a comprehensive public education.

Read first time under Rule 28 and referred to committee on **Education**.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 11

STATE GOVERNMENT: Schultz, Chair; Bisignano and Bousselot

Senate Resolution 4

STATE GOVERNMENT: Schultz, Chair; Bisignano and Bousselot

Senate File 447

APPROPRIATIONS: Zumbach, Chair; Giddens and Kraayenbrink

Senate File 453

STATE GOVERNMENT: Schultz, Chair; Bisignano and Bousselot

BILLS REFERRED TO COMMITTEE

The following bills were referred to the following committees:

House File 135	Education
House File 318	Ways and Means
House File 319	Health and Human Services
House File 332	State Government
House File 421	Education
House File 424	State Government
House File 497	State Government

JOURNAL OF THE SENATE

SIXTIETH CALENDAR DAY
THIRTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 9, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Wednesday, March 8, 2023, 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 March 8, 2023, **passed** the following bill in which the concurrence of the House was asked:

Senate File 538, a bill for an act relating to prohibited activities regarding gender transition procedures relative to minors, and including effective date and applicability provisions.

ALSO: That the House has on March 8, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 255, a bill for an act modifying requirements related to teacher intern license programs and licenses and authorizations issued by the board of educational examiners and establishing a temporary initial teaching license to be issued by the board of educational examiners to applicants who complete an alternative teacher certification program.

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

House File 348, a bill for an act prohibiting instruction related to gender identity and sexual orientation in school districts and charter schools in kindergarten through grade six.

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

House File 430, a bill for an act relating to education, including requirements related to mandatory reporters, a process for investigating complaints against school employees, and the responsibilities of the department of education, school districts, charter schools, accredited nonpublic schools, and the board of educational examiners.

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

House File 597, a bill for an act relating to education, including modifying provisions related to school district library programs and the educational program provided to students enrolled in school districts, accredited nonpublic schools, and charter schools.

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

ADJOURNMENT

On motion of Senator Koelker, the Senate adjourned at 9:06 a.m. until 1:00 p.m., Monday, March 13, 2023.

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:

DEPARTMENT OF WORKFORCE DEVELOPMENT

Scholarship and Grant Recipients Annual Report, pursuant to Iowa Code section 84A.1B. Report received on March 9, 2023.

INTRODUCTION OF BILLS

Senate File 546, by committee on Ways and Means, a bill for an act relating to the publication of certain public notices by designated public entities, providing for fees, and including effective date provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 547, by committee on Ways and Means, a bill for an act relating to the use of an electronic device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 548, by committee on Ways and Means, a bill for an act modifying provisions governing the taxation of forest reservations and fruit-tree reservations.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 549, by committee on Ways and Means, a bill for an act relating to captive insurance companies, and including applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 550, by committee on Ways and Means, a bill for an act relating to state and local revenue and finances by modifying sales and use taxes, the charitable conservation contribution tax credit available against individual and corporate income taxes, the water service tax, property taxes, transit funding, and local option taxes, crediting moneys to the natural resources and outdoor recreation trust fund, modifying allocations of road use tax fund moneys, making appropriations, and including effective date, retroactive applicability, and applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENT

SSB 1162
(Reassigned)

WAYS AND MEANS: Dawson, Chair; Dotzler, Driscoll, Koelker, and Quirmbach

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: SENATE FILE 546 (formerly SF 480), a bill for an act relating to the publication of certain public notices by designated public entities, providing for fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Dawson, Koelker, Bousselot, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Schultz, Sweeney, and Zaun. Nays, 7: Jochum, Dotzler, Petersen, Quirmbach, Rowley, T. Taylor, and Winckler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 547 (formerly SF 207), a bill for an act relating to the use of an electronic device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 548 (SSB 1129), a bill for an act modifying provisions governing the taxation of forest reservations and fruit-tree reservations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Dawson, Koelker, Bousselot, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, Schultz, Sweeney, and Zaun. Nays, 6: Jochum, Dotzler, Petersen, Quirmbach, T. Taylor, and Winckler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 549 (formerly SF 509), a bill for an act relating to captive insurance companies, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 550 (SSB 1125), a bill for an act relating to state and local revenue and finances by modifying sales and use taxes, the charitable conservation contribution tax credit available against individual and corporate income taxes, the water service tax, property taxes, transit funding, and local option taxes, crediting moneys to the natural resources and outdoor recreation trust fund, modifying allocations of road use tax fund moneys, making appropriations, and including effective date, retroactive applicability, and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Dawson, Koelker, Bousselot, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, Schultz, and Zaun. Nays, 6: Jochum, Brown, Dotzler, Petersen, T. Taylor, and Winckler. Present, 2: Quirmbach and Sweeney. Excused, none.

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 550, and they were attached to the committee report.

AMENDMENT FILED

S-3064 S.F. 381 Tom Shipley

JOURNAL OF THE SENATE

SIXTY-FOURTH CALENDAR DAY
THIRTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 13, 2023

The Senate met in regular session at 9:00 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Mark Costello, member of the Senate from Mills County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Thursday, March 9, 2023, 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 March 9, 2023, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 391, a bill for an act 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. (S-3065)

ALSO: That the House has on March 9, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 305, a bill for an act relating to the use of inventory checklists upon commencement and termination of residential tenancies, and including applicability provisions.

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

House File 335, a bill for an act relating to restricted commercial driver's licenses for certain persons employed in designated farm-related service industries.

Read first time and attached to **Senate File 156**.

House File 345, a bill for an act establishing a scenic byways enhancement fund, including by providing for voluntary contributions to the fund, and including effective date provisions.

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

House File 350, a bill for an act relating to public records requests.

Read first time and attached to **Senate File 202**.

House File 398, a bill for an act relating to adoption proceedings by providing for representation of adoptive parents and guardians ad litem by local public defenders for children in certain adoption proceedings and modifying filing requirements for adoption petitions and notice requirements for adoption hearings of adults.

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

House File 425, a bill for an act relating to the release of custody of a newborn infant under the newborn safe haven Act.

Read first time and referred to committee on **Health and Human Services**.

House File 536, a bill for an act concerning penalties relating to drug paraphernalia and certain traffic offenses, providing penalties, and making penalties applicable.

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

House File 541, a bill for an act relating to the tax certification deadline for sanitary districts and including applicability provisions.

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

House File 567, a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions.

Read first time and attached to **Senate File 286**.

House File 568, a bill for an act relating to criminal history and intelligence data.

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

House File 573, a bill for an act 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 and retroactive applicability provisions.

Read first time and attached to **Senate File 364**.

House File 583, a bill for an act relating to the transfer of certain motor vehicles by operation of law, including associated odometer disclosure statements.

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

House File 584, a bill for an act relating to individual licensees who provide child foster care.

Read first time and referred to committee on **Health and Human Services**.

House File 588, a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction.

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

House File 590, a bill for an act relating to moneys credited to the flood mitigation fund from fees collected for flying our colors registration plates.

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

House File 593, a bill for an act relating to the issuance and suspension of motor vehicle registrations and certificates of title.

Read first time and attached to **Senate File 497**.

House File 601, a bill for an act relating to rate increase notice requirements for public utilities.

Read first time and attached to **Senate File 533**.

House File 607, a bill for an act relating to real estate licensee liability.

Read first time and attached to **Senate File 536**.

House File 609, a bill for an act relating to specified loans provided by a mortgage banker.

Read first time and attached to **Senate File 534**.

House File 614, a bill for an act relating to licenses issued by the board of educational examiners to applicants from other states or countries.

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

House File 617, a bill for an act relating to Iowa utilities board review of specified provisions and utility ratemaking procedures.

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

House File 621, a bill for an act relating to reimbursement rates for state-licensed providers of certain substance use disorder treatment services.

Read first time and referred to committee on **Health and Human Services**.

House File 626, a bill for an act relating to continuity of care and nonmedical switching by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

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

House File 630, a bill for an act relating to human trafficking and providing penalties.

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

ADJOURNMENT

On motion of Senator Brown, the Senate adjourned at 1:15 p.m. until 9:00 a.m., Tuesday, March 14, 2023.

APPENDIX

REPORT OF COMMITTEE MEETING

LOCAL GOVERNMENT

Convened: Monday, March 13, 2023, 1:30 p.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, and Winckler.

Members Absent: Westrich (excused).

Committee Business: Guest speakers from Iowa Finance Authority/Iowa Economic Development.

Adjourned: 2:30 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 5, by Alons, a resolution calling on the federal government to investigate the origins of the SARS-CoV-2 virus, including whether it was in any way related to taxpayer-funded gain-of-function animal experiments being performed at the Wuhan Institute of Virology.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

STUDY BILLS RECEIVED

SSB 1204 Ways and Means

Exempting certain leases or rentals between affiliates from the sales and use tax and from the fee for new vehicle registration, and including effective date and retroactive applicability provisions.

SSB 1205 Ways and Means

Providing for financing of certain agricultural commodity programs, by reducing and eliminating fees imposed on licensed grain dealers and warehouse operators, replacing those moneys with moneys collected from a percentage of state assessments imposed on the sale of corn and soybeans, increasing moneys deposited into the grain depositors and sellers indemnity fund, increasing indemnification amounts, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS

Senate File 408 (Reassigned)

WAYS AND MEANS: Dawson, Chair; Jochum and Koelker

SSB 1204

WAYS AND MEANS: Dickey, Chair; Dawson and T. Taylor

SSB 1205

WAYS AND MEANS: Driscoll, Chair; Jochum and Klimesh

PETITION

The following petition was presented and placed on file:

From 80 residents of Sunnycrest Manor of Dubuque, supporting an increase in the Personal Needs Allowance from \$50 to \$85 per month for Iowa Medicaid recipients living in nursing homes . Senator Jochum.

AMENDMENTS FILED

S-3065	S.F.	391	House
S-3066	S.F.	326	Jeff Edler
S-3067	S.F.	454	Scott Webster
S-3068	S.F.	326	Jeff Edler
S-3069	S.F.	496	Herman C. Quirmbach
S-3070	S.F.	496	Herman C. Quirmbach

JOURNAL OF THE SENATE

SIXTY-FIFTH CALENDAR DAY
THIRTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 14, 2023

The Senate met in regular session at 9:03 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Monday, March 13, 2023, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Petersen, until she arrives, on request of Senator Wahls.

The Senate stood at ease at 9:15 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:41 a.m., President Sinclair presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Garrett and Zumbach, until they arrive, on request of Senator Whitver.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 319.

Senate File 319

On motion of Senator Dickey, **Senate File 319**, a bill for an act concerning private sector employee drug testing, was taken up for consideration.

Senator Dickey 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. 319), the vote was:

Yeas, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Quirnbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 3:

Garrett	Petersen	Zumbach
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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 File 319** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 75

Senator Whitver called up for consideration **Senate File 75**, a bill for an act relating to certain health facilities including ambulatory surgical centers and rural emergency hospitals, including licensing requirements and fees, providing penalties and making penalties applicable, providing emergency rulemaking authority, and including applicability and effective date provisions, amended by the House in House amendment S-3062, filed March 7, 2023.

Senator Costello moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Costello moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 75), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Garrett

Petersen

Zumbach

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 File 75** 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 144 and 201.

Senate File 144

On motion of Senator Dawson, **Senate File 144**, a bill for an act relating to an assault involving a laser pointed toward an aircraft, and making penalties applicable, 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?" (S.F. 144), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Garrett

Petersen

Zumbach

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

Senate File 201

On motion of Senator Cournoyer, **Senate File 201**, a bill for an act relating to the criminal offense of stalking committed while utilizing a technological device and providing penalties, was taken up for consideration.

Senator Cournoyer offered amendment S-3072, filed by her from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3072 was adopted by a voice vote.

Senator Cournoyer 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. 201), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Garrett

Petersen

Zumbach

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 144 and 201** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 362.

Senate File 362

On motion of Senator Shipley, **Senate File 362**, a bill for an act relating to conforming statute of limitations provisions related to the fraud in assisted reproduction Act, was taken up for consideration.

Senator Shipley 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. 362), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Garrett

Petersen

Zumbach

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 File 362** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 381.

Senate File 381

On motion of Senator Shipley, **Senate File 381**, a bill for an act regarding special minor's driver's licenses, and making penalties applicable, was taken up for consideration.

Senator Shipley offered amendment S-3064, filed by him on March 9, 2023, to pages 1 and 2 and amending the title page of the bill, and moved its adoption.

Amendment S-3064 was adopted by a voice vote.

Senator Shipley 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. 381), the vote was:

Yeas, 35:

Alons

Costello

Dickey

Giddens

Boulton

Cournoyer

Driscoll

Green

Bousselot

Dawson

Edler

Gruenhagen

Brown

De Witt

Evans

Guth

Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	

Nays, 12:

Bennett	Bisignano	Celsi	Donahue
Dotzler	Jochum	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 3:

Garrett	Petersen	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 549.

Senate File 549

On motion of Senator Boussetot, **Senate File 549**, a bill for an act relating to captive insurance companies, and including applicability provisions, was taken up for consideration.

Senator Boussetot offered amendment S-3073, filed by him from the floor to pages 1, 2, and 19 of the bill, and moved its adoption.

Amendment S-3073 was adopted by a voice vote.

Senator Boussetot 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. 549), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Garrett	Petersen	Zumbach
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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 381 and 549** 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 388, 490, and 516.

Senate File 388

On motion of Senator Alons, **Senate File 388**, a bill for an act relating to conflicts between federal funding and the office of the chief information officer, 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?" (S.F. 388), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

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

Senate File 490

On motion of Senator Klimesh, **Senate File 490**, a bill for an act relating to persons authorized to receive a copy of a written accident report filed by a law enforcement officer, was taken up for consideration.

Senator Klimesh 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. 490), the vote was:

Yeas, 47:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Giddens	Green	Gruenhagen
Guth	Jochum	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock

Quirmbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	

Nays, none.

Absent, 3:

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

President Pro Tempore Zaun took the chair at 11:30 a.m.

Senate File 516

On motion of Senator Sweeney, **Senate File 516**, a bill for an act relating to the management of open space properties and recreational trails, was taken up for consideration.

Senator Sweeney offered amendment S–3071, filed by her from the floor to page 4 of the bill, and moved its adoption.

Amendment S–3071 was adopted by a voice vote.

Senator Sweeney 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. 516), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Giddens
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun			

Nays, 14:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Jochum	Knox
Quirmbach	Taylor, T.	Trone Garriott	Wahls
Weiner	Winckler		

Absent, 3:

Garrett	Petersen	Zumbach
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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 388, 490, and 516** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 11:48 a.m. until 9:00 a.m., Wednesday, March 15, 2023.

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:

CHIEF INFORMATION OFFICER

Information Technology Services Financial Report, pursuant to Iowa Code section 8B.21. Report received on March 14, 2023.

INTRODUCTION OF RESOLUTION

Senate Resolution 6, by Shipley, a resolution honoring and congratulating John D. Lawrence for his dedicated service to Iowa State University of Science and Technology, the State of Iowa, and all Iowans.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

STUDY BILL RECEIVED

SSB 1206 Natural Resources and Environment

Designating the American cream draft horse as the official state horse of the State of Iowa.

SUBCOMMITTEE ASSIGNMENTS

Senate File 113 (Reassigned)

WAYS AND MEANS: Dickey, Chair; Dawson and Jochum

House File 131

COMMERCE: Boussetlot, Chair; Giddens and Klimesh

House File 136

COMMERCE: Rowley, Chair; Giddens and Schultz

House File 305

JUDICIARY: Webster, Chair; De Witt and Quirmbach

House File 319

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

House File 332

STATE GOVERNMENT: Brown, Chair; Koelker and Weiner

House File 398

JUDICIARY: Reichman, Chair; J. Taylor and Weiner

House File 424

STATE GOVERNMENT: Driscoll, Chair; Jochum and Koelker

House File 425

HEALTH AND HUMAN SERVICES: Sweeney, Chair; Alons and Trone Garriott

House File 497

STATE GOVERNMENT: Salmon, Chair; Celsi and Webster

House File 583

TRANSPORTATION: Zumbach, Chair; Bennett and Koelker

House File 584

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

House File 588

TRANSPORTATION: De Witt, Chair; Webster and Winckler

House File 617

COMMERCE: Brown, Chair; Giddens and Klimesh

House File 621

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

House File 630

JUDICIARY: Zaun, Chair; Evans and Knox

SSB 1206

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Green and Knox

BILLS REFERRED TO COMMITTEE

The following bills were referred to the following committees:

House File 536	Judiciary
House File 541	Local Government
House File 590	Transportation
House File 626	Health and Human Services

AMENDMENTS FILED

S-3071	S.F.	516	Annette Sweeney
S-3072	S.F.	201	Chris Cournoyer
S-3073	S.F.	549	Mike Boussetlot
S-3074	S.F.	455	Scott Webster

JOURNAL OF THE SENATE

SIXTY-SIXTH CALENDAR DAY
THIRTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 15, 2023

The Senate met in regular session at 9:03 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Janice Weiner, member of the Senate from Johnson County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Tuesday, March 14, 2023, 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 March 14, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 340, a bill for an act authorizing length of service award programs for volunteer fire fighters, volunteer emergency medical care providers, and reserve peace officers, and making appropriations.

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

House File 358, a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle, providing for temporary restricted licenses, and providing penalties.

Read first time and attached to **Senate File 230**.

House File 397, a bill for an act relating to remote presence for purposes of notarial acts and executing wills and codicils, and including retroactive applicability provisions.

Read first time and attached to **Senate File 515**.

House File 465, a bill for an act relating to the election of directors for county and state mutual insurance associations, and including effective date provisions.

Read first time and attached to **Senate File 510**.

House File 540, a bill for an act relating to considerations required before a county board of supervisors leases, purchases, or constructs a facility or building.

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

House File 599, a bill for an act relating to the regulation of specified gas and electric utilities.

Read first time and attached to **Senate File 535**.

House File 603, a bill for an act relating to purchasing of tires from the state by certain volunteer emergency services providers.

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

House File 608, a bill for an act relating to school personnel training, emergency care planning, authorizations for assisting, and limitations of liability concerning students with epilepsy or a seizure disorder.

Read first time and attached to **Senate File 483**.

House File 610, a bill for an act relating to excused absences for certain autism-related health care activities for students of a school district.

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

House File 631, a bill for an act relating to the rights of peace officers and public safety and emergency personnel, Brady-Giglio list policy, and confidential information, and including effective date provisions.

Read first time and attached to **Senate File 385**.

House File 635, a bill for an act relating to the requirements for a license to practice podiatry.

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

House File 656, a bill for an act establishing the dentist and dental hygienist compact.

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

House File 660, a bill for an act relating to sales tax rebates for a raceway facility.

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

ALSO: That the House has on March 14, 2023, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 9, a concurrent resolution urging the members of Congress to amend federal law to increase the maximum gross weight allowed for motor vehicles operated on the interstate road system in Iowa and bordering states.

Read first time and attached to **Senate Concurrent Resolution 5**.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:12 a.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 11:34 a.m., President Sinclair presiding.

QUORUM CALL

Senator Whitver requested a nonrecord roll call to determine that a quorum was present.

The Chair declared a quorum present.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Petersen, until she arrives, on request of Senator Wahls; and Senator Garrett, until he arrives, on request of Senator Whitver.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 527 and 513.

Senate File 527

On motion of Senator Zumbach, **Senate File 527**, a bill for an act relating to vehicles of excessive size and weight, including highways and streets upon which movement of such vehicles is permitted and warning lights on such vehicles, was taken up for consideration.

Senator Zumbach 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. 527), the vote was:

Yeas, 48:

Alons
Bousselot
Cournoyer
Donahue
Evans
Guth
Koelker
Quirmbach
Salmon

Bennett
Brown
Dawson
Dotzler
Giddens
Jochum
Kraayenbrink
Reichman
Schultz

Bisignano
Celsi
De Witt
Driscoll
Green
Klimesh
Lofgren
Rowley
Shipley

Boulton
Costello
Dickey
Edler
Gruenhagen
Knox
McClintock
Rozenboom
Sinclair

Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

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

Senate File 513

On motion of Senator Klimesh, **Senate File 513**, a bill for an act 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, was taken up for consideration.

Senator Klimesh offered amendment S-3075, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-3075 was adopted by a voice vote.

Senator Klimesh 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. 513), the vote was:

Yeas, 48:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Giddens	Green	Gruenhagen
Guth	Jochum	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Quirmbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair

Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Garrett	Petersen
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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 513** and **527** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 326.

Senate File 326

On motion of Senator Edler, **Senate File 326**, a bill for an act relating to the ordering and administering of epinephrine auto-injectors and self-administered hormonal contraceptives to persons ages eighteen years and older by a pharmacist pursuant to statewide protocols, was taken up for consideration.

Senator Edler withdrew amendment S-3066, filed by him on March 13, 2023, to page 1 of the bill.

Senator Edler offered amendment S-3068, filed by him on March 13, 2023, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3068 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?" (S.F. 326), the vote was:

Yeas, 45:

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

Nays, 3:

Alons	Costello	Salmon
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Absent, 2:

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 326** 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 399 and 398.

Senate File 399

On motion of Senator McClintock, **Senate File 399**, a bill for an act relating to the registration and regulation of spray pads, swimming pools, and spas owned or operated by local or state government, commercial interests, or certain private entities, making penalties applicable, and including effective date provisions, was taken up for consideration.

Senator McClintock offered amendment S-3076, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3076 was adopted by a voice vote.

Senator McClintock 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. 399), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

Senate File 398

On motion of Senator Cournoyer, **Senate File 398**, a bill for an act relating to robotics extracurricular activities, including requiring the department of education to provide technical assistance to school districts related to chartering career and technical student organizations related to robotics and authorizing high school athletic organizations to sponsor interscholastic contests related to robotics, was taken up for consideration.

Senator Cournoyer 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. 398), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Garrett	Petersen
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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 398 and 399** 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 197, 219, and 318.

Senate File 197

On motion of Senator Brown, **Senate File 197**, a bill for an act relating to licensure requirements for professional land surveyors, and including effective date and applicability provisions, was taken up for consideration.

Senator Brown 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. 197), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

Senate File 219

On motion of Senator Alons, **Senate File 219**, a bill for an act relating to educational requirements for a permit to perform tattooing, with report of committee recommending passage, 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?" (S.F. 219), the vote was:

Yeas, 37:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Giddens	Green	Gruenhagen	Guth
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Wahls
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 11:

Bennett	Boulton	Celsi	Donahue
Dotzler	Jochum	Quirmbach	Taylor, T.
Trone Garriott	Weiner	Winckler	

Absent, 2:

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

Senate File 318

On motion of Senator Dickey, **Senate File 318**, a bill for an act relating to apprenticeships and establishing an Iowa office of apprenticeship and Iowa apprenticeship council, was taken up for consideration.

The Senate stood at ease at 12:21 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 12:38 p.m., President Sinclair presiding.

Senator Dickey offered amendment S-3081, filed by him from the floor to pages 1-7 of the bill, and moved its adoption.

Amendment S-3081 was adopted by a voice vote.

Senator Dickey 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. 318), the vote was:

Yeas, 35:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Green	Gruenhagen	Guth	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 13:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Absent, 2:

Garrett	Petersen
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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 197, 219, and 318** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 477.

Senate File 477

On motion of Senator Bousselot, **Senate File 477**, a bill for an act relating to the licensure of internationally trained physicians and including effective date provisions, was taken up for consideration.

Senator Bousselot offered amendment S-3080, filed by him from the floor to pages 2-3 of the bill, and moved its adoption.

Amendment S-3080 was adopted by a voice vote.

Senator Bousselot 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. 477), the vote was:

Yeas, 47:

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

Nays, 1:

Lofgren

Absent, 2:

Garrett

Petersen

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 File 477** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 455.

Senate File 455

On motion of Senator Webster, **Senate File 455**, a bill for an act relating to the regulation of topsoil and storm water at construction sites, was taken up for consideration.

Senator Webster offered amendment S–3074, filed by him on March 14, 2023, to pages 1 and 2 of the bill.

Senator Weiner offered amendment S–3082, filed by her from the floor to pages 1 and 2 of amendment S–3074, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3082 to amendment S–3074 be adopted?” (S.F. 455), the vote was:

Yeas, 15:

Bennett
Donahue
Knox
Wahls

Bisignano
Dotzler
Quirmbach
Weiner

Boulton
Giddens
Taylor, T.
Winckler

Celsi
Jochum
Trone Garriott

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 2:

Garrett Petersen

Amendment S-3082 to amendment S-3074 lost.

Senator Webster moved the adoption of amendment S-3074.

Amendment S-3074 was adopted by a voice vote.

Senator Webster 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. 455), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 2:

Garrett

Petersen

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 File 455** be **immediately messaged** to the House.

The Senate stood at ease at 1:20 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 1:39 p.m., President Sinclair presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 386.

Senate File 386

On motion of Senator Webster, **Senate File 386**, a bill for an act prohibiting a court from ordering payment of a postsecondary education subsidy for a child under a dissolution of marriage temporary order or final judgment or decree, and providing for application to existing orders, judgments, and decrees, was taken up for consideration.

Senator Quirmbach asked and received unanimous consent that action on **Senate File 386** be **deferred**.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 251.

Senate File 251

On motion of Senator Zaun, **Senate File 251**, a bill for an act relating to school district administrative expenditures and including applicability provisions, was taken up for consideration.

Senator Donahue offered amendment S-3083, filed by her from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3083 be adopted?" (S.F. 251), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 2:

Garrett	Petersen
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Amendment S-3083 lost.

Senator Zaun offered amendment S-3079, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3079 was adopted by a voice vote.

Senator Zaun 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. 251), the vote was:

Yeas, 36:

Alons	Bisignano	Bousselot	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Giddens	Green	Gruenhagen
Guth	Klimesh	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Taylor, J.	Taylor, T.	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 12:

Bennett	Boulton	Brown	Celsi
Jochum	Knox	Quirmbach	Sweeney
Trone Garriott	Wahls	Weiner	Winckler

Absent, 2:

Garrett	Petersen
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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 File 251** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 2:14 p.m. until 9:00 a.m., Thursday, March 16, 2023.

APPENDIX

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Wednesday, March 15, 2023, 10:50 a.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Boussetlot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: Petersen (excused).

Committee Business: SSB 1126 Income tax, Insurance Premium with amendment – Sen. Dawson SSB 1127 Depreciation Sen. Koelker HF 258 – Commercial Driver’s License Sen. Klimesh HF 111 Transfer tax with amendment – Sen. Sweeney SF 363 – Nonresident family hunting with amendment – Sen. Driscoll.

Adjourned: 11:30 a.m.

INTRODUCTION OF BILL

Senate File 551, by committee on Ways and Means, a bill for an act relating to decoupling federal additional first-year depreciation for Iowa tax purposes, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 13

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

House File 135

EDUCATION: Rozenboom, Chair; Giddens and Zaun

House File 255

EDUCATION: Evans, Chair; Donahue and Gruenhagen

House File 348

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

House File 421

EDUCATION: J. Taylor, Chair; Kraayenbrink and Quirmbach

House File 430

EDUCATION: Cournoyer, Chair; Donahue and Sinclair

House File 536

JUDICIARY: Dawson, Chair; Bisignano and Zaun

House File 541

LOCAL GOVERNMENT: Guth, Chair; Knox and Lofgren

House File 590

TRANSPORTATION: Webster, Chair; Bisignano and Cournoyer

House File 597

EDUCATION: Rozenboom, Chair; Celsi and Kraayenbrink

House File 614

EDUCATION: Evans, Chair; Donahue and Gruenhagen

SSB 1205

(Reassigned)

WAYS AND MEANS: Driscoll, Chair; Jochum and Schultz

FINAL COMMITTEE REPORTS OF BILL ACTION**WAYS AND MEANS**

Bill Title: SENATE FILE 551 (SSB 1127), a bill for an act relating to decoupling federal additional first-year depreciation for Iowa tax purposes, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 258, a bill for an act relating to commercial driver's licenses and commercial learner's permits, including compliance with federal regulations, and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3075	S.F.	513	Mike Klimesh
S-3076	S.F.	399	Charlie McClintock
S-3077	S.F.	511	Tom Shipley
S-3078	S.F.	189	Mike Bousselot
S-3079	S.F.	251	Brad Zaun
S-3080	S.F.	477	Mike Bousselot
S-3081	S.F.	318	Adrian Dickey
S-3082	S.F.	455	Janice Weiner
S-3083	S.F.	251	Molly Donahue
S-3084	S.F.	386	Annette Sweeney

JOURNAL OF THE SENATE

SIXTY-SEVENTH CALENDAR DAY
FORTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 16, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Wednesday, March 15, 2023, 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 March 15, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 400, a bill for an act relating to the vacation of certain termination of parental rights orders.

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

House File 466, a bill for an act relating to televised testimony in involuntary commitment hearings for persons with substance-related disorders and persons with mental illness.

Read first time and referred to committee on **Health and Human Services**.

House File 469, a bill for an act relating to waiver of the placement investigations and reports related to the adoption of a minor by a minor's legal guardian.

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

House File 553, a bill for an act relating to affirmative defenses for entities using cybersecurity programs.

Read first time and attached to **Senate File 495**.

House File 661, a bill for an act providing for the issuance of annual statewide licenses for certain establishments offering food for sale, including license fees, and including effective date provisions.

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

ALSO: That the House has on March 15, 2023, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 507, a bill for an act concerning public contracts with companies that boycott certain companies or that engage in nonpecuniary social investment policies. (S-3085)

ALSO: That the House has on March 15, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 262, a bill for an act relating to consumer data protection, providing civil penalties, and including effective date provisions.

Senate File 514, a bill for an act relating to the organization, structure, and functions of state government, providing for salaries of appointed state officers, providing for penalties, making appropriations, providing Code editor directives and transition provisions, and including applicability and effective date provisions.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:06 a.m. until 1:00 p.m., Monday, March 20, 2023.

APPENDIX

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Thursday, March 16, 2023, 9:10 a.m.

Members Present: Whitver, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Jochum, and Trone Garriott.

Members Absent: Brown, Lofgren, Reichman, and Zaun (all excused).

Committee Business: Refer Gubernatorial Appointments to Standing Committees.

Adjourned: 9:15 a.m.

INTRODUCTION OF BILLS

Senate File 552, by committee on Ways and Means, a bill for an act relating to individual and corporate income taxes, the insurance premium tax, and including the contingent repeal of the individual income tax, and including retroactive applicability and effective date provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 553, by committee on Ways and Means, a bill for an act relating to special deer hunting licenses available to nonresident family members.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENT

House File 318

WAYS AND MEANS: Rowley, Chair; Dawson and T. Taylor

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 552 (SSB 1126), a bill for an act relating to individual and corporate income taxes, the insurance premium tax, and including the contingent repeal of the individual income tax, and including retroactive applicability and effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Dawson, Koelker, Boussetot, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, Schultz, Sweeney, and Zaun. Nays, 5: Jochum, Dotzler, Quirmbach, T. Taylor, and Winckler. Excused, 1: Petersen.

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 552, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 553 (formerly SF 363), a bill for an act relating to special deer hunting licenses available to nonresident family members.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Boussetot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 111, a bill for an act relating to an exception to the real estate transfer tax for deeds that transfer distributions of assets to beneficiaries of a trust.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3086.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Busselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

<u>BY THE GOVERNOR</u>	<u>TERM</u>
ACCOUNTANCY EXAMINING BOARD (Sec. 542.4(1)(a)) Frank Miller, Des Moines	02/28/2023 – 04/30/2024
ADJUTANT GENERAL, STATE OF IOWA (Sec. 29A.11) Bg. Stephen E. Osborn, Johnston	03/02/2023 – 04/30/2025
AGING, COMMISSION ON (Sec. 231.11) Suzanne Heckenlaible, Ankeny	05/01/2023 – 04/30/2027
AGRICULTURAL DEVELOPMENT BOARD (Sec. 16.2C(3)) Kevin Boyle, Manning John Fredrickson, Gowrie	10/27/2022 – 04/30/2028 05/01/2023 – 04/30/2029
ALCOHOLIC BEVERAGES COMMISSION (Sec. 123.5(2)) Andrea Chase, Clive	05/01/2023 – 04/30/2028
ARCHITECTURAL EXAMINING BOARD (Sec. 544A.1(2)) Jeffrey Anderzhon, Clive Paloma Chapman, Urbandale Bethany Jordan, Marion Thomas Wertzberger, Marshalltown	05/01/2023 – 04/30/2026 05/01/2023 – 04/30/2026 02/28/2023 – 04/30/2025 05/01/2023 – 04/30/2026
ATHLETIC TRAINING, BOARD OF (Sec. 147.14(1)(r)) Dr. Bradley Floy, Iowa City Dr. Andrew Peterson, Iowa City Emily Reese, Coralville Dr. Lisa Woodroffe, Iowa City	02/22/2023 – 04/30/2025 05/01/2023 – 04/30/2026 05/01/2023 – 04/30/2026 05/01/2023 – 04/30/2026

AUTISM COUNCIL, IOWA (Sec. 256.35A)

Stephanie Boyle, Ankeny	05/01/2023 – 04/30/2026
Bill Carlson, Saint Ansgar	05/01/2023 – 04/30/2026
Michelle Grant, Storm Lake	05/01/2023 – 04/30/2026
Rhonda Kortenkamp, Center Point	02/21/2023 – 04/30/2025

BEHAVIORAL SCIENCE, BOARD OF (Sec. 147.14(1)(m))

Brandon Arkland, West Des Moines	02/02/2023 – 04/30/2025
Nolan Byrnes, Des Moines	05/01/2023 – 04/30/2026
David Wolter, Denver	05/01/2023 – 04/30/2026
Lauren Wood, Cedar Rapids	05/01/2023 – 04/30/2026

BIOSCIENCE DEVELOPMENT CORPORATION (Sec. 15.107(4)(a)(2))

Rebecca Fusselman, Ames (Appt.)	07/14/2022 – 04/30/2023
Rebecca Fusselman, Ames (Reappt.)	05/01/2023 – 04/30/2026

BLIND, COMMISSION FOR THE (Sec. 216B.2)

Amy Salger, Vinton	03/10/2023 – 04/30/2024
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BOILER AND PRESSURE VESSEL BOARD (Sec. 89.14(2)(b))

Nathan Whipple, Waterloo	05/01/2023 – 04/30/2027
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CHILD ADVOCACY BOARD (Sec. 237.16)

Nicole Nicholson, Waukee	05/01/2023 – 04/30/2027
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CHILDREN'S BEHAVIORAL HEALTH SYSTEM STATE BOARD (Sec. 225C.51(2))

Mary Neubauer, Clive	05/01/2023 – 04/30/2027
Kristie Oliver, Des Moines	02/06/2023 – 04/30/2026
Dr. Cindy Yelick, Pella	05/01/2023 – 04/30/2027

CHIROPRACTIC, BOARD OF (Sec. 147.14(1)(h))

Dr. Dennis Vonnahme, Pocahontas	05/01/2023 – 04/30/2026
Dr. Lauri Wondra, Fort Madison	05/01/2023 – 04/30/2026

CITY DEVELOPMENT BOARD (Sec. 368.9)

James Halverson, Cedar Rapids	05/01/2023 – 04/30/2027
Laura Skogman, Waukee	05/01/2023 – 04/30/2027
Thomas Treharne, Marion	02/21/2023 – 04/30/2024

CIVIL RIGHTS COMMISSION, IOWA STATE (Sec. 216.3(1))

Donald DeKock, Pella	05/01/2023 – 04/30/2027
Dr. Argrow(Kit) Evans-Ford, Davenport	05/01/2023 – 04/30/2027
Daniel Kennedy, West Des Moines	05/01/2023 – 04/30/2027

COMMUNITY ACTION AGENCIES, COMMISSION ON (Sec. 216A.92A)

Rev. Pastor Eugene Kiruhura, Urbandale	05/01/2023 – 04/30/2026
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CORRECTIONS, BOARD OF (Sec. 904.104)

Trent Keller, Waterloo	05/01/2023 – 04/30/2027
Webster Kranto, Des Moines	05/01/2023 – 04/30/2027
John Nelson, Winfield	05/01/2023 – 04/30/2027
Alexa Perez, Des Moines	05/01/2023 – 04/30/2027

COSMETOLOGY ARTS AND SCIENCES, BOARD OF (Sec. 147.14(1)(n))

Ashley Haack, West Des Moines	05/01/2023 – 04/30/2026
Cynthia Hummel, Des Moines	05/01/2023 – 04/30/2026
Vivian Huynh, Grimes	05/01/2023 – 04/30/2026

COUNTY FINANCE COMMITTEE (Sec. 333A.2(2))

Melvyn Houser, Carson	05/01/2023 – 04/30/2027
Mark Maxwell, Harlan	05/01/2023 – 04/30/2027
Amanda Waske, Tingley	05/01/2023 – 04/30/2027
Adam Wedmore, Rockwell	02/21/2023 – 04/30/2025

CREDIT UNION REVIEW BOARD (Sec. 533.107(2))

Omar Jordan, Des Moines	05/01/2023 – 04/30/2026
Megan Tjernagel, Huxley	03/01/2023 – 04/30/2024

CREDIT UNIONS, SUPERINTENDENT OF (Sec. 533.104)

Katie Averill, Ankeny	05/01/2023 – 04/30/2027
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CULTURAL AFFAIRS, DIRECTOR OF THE DEPARTMENT OF (Sec. 303.1(5))

Chris Kramer, Clive	01/07/2023 – Pleasure of the Governor
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DEAF SERVICES, COMMISSION OF (Sec. 216A.113)

Cassie Alexander, Marion	05/01/2023 – 04/30/2027
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DENTISTRY, BOARD OF (Sec. 147.14(1)(d))

Dr. Jonathan DeJong, Fort Dodge	05/01/2023 – 04/30/2026
Carly Ross, Cumming	05/01/2023 – 04/30/2026
Jillian Travis, Sidney	05/01/2023 – 04/30/2026

DIETETICS, BOARD OF (Sec. 147.14(1)(k))

Dr. Philip Pitzen, Urbandale	05/01/2023 – 04/30/2026
Alexis Stoneking, West Des Moines	05/01/2023 – 04/30/2026

DRUG POLICY ADVISORY COUNCIL (Sec. 80E.2(2))

Patrick Coughlin, Des Moines	05/01/2023 – 04/30/2027
Kelly Cunningham-Haan, Davenport	02/28/2023 – 04/30/2025
Nicole George, Fort Dodge	05/01/2023 – 04/30/2027
Rex Mueller, Sioux City	05/01/2023 – 04/30/2027

DRUG POLICY COORDINATOR (Sec. 80E.1)

Dale Woolery, Ankeny	01/07/2023 – Pleasure of the Governor
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ECONOMIC DEVELOPMENT AUTHORITY, DIRECTOR OF THE (Sec. 15.106C)

Deborah (Debi) Durham, Sioux City	05/01/2023 – 04/30/2027
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ECONOMIC DEVELOPMENT AUTHORITY (Sec. 15.105(2))

Melissa Ballard, Albia	05/01/2023 – 04/30/2027
Dr. Bobbi Bentz, Ankeny	05/01/2023 – 04/30/2027
Lisa Shinkat, Fort Dodge	05/01/2023 – 04/30/2027
Thomas Townsend, Dubuque	05/01/2023 – 04/30/2027

EDUCATION, DIRECTOR OF THE DEPARTMENT OF (Sec. 256.8)

Chad Aldis, Columbus	03/15/2023 – Pleasure of the Governor
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EDUCATION, STATE BOARD OF (Sec. 256.3)

Mary Meisterling, Cedar Rapids	02/28/2023 – 04/30/2026
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EDUCATIONAL EXAMINERS, BOARD OF (Sec. 272.3(2))

Timothy Bower, Fairfield	05/01/2023 – 04/30/2027
Dr. Davis Eidahl, Solon	05/01/2023 – 04/30/2027
Rhonda McRina, Waterloo	05/01/2023 – 04/30/2027

ELECTRICAL EXAMINING BOARD (Sec. 103.2)

Amanda Cooling, Cedar Rapids	05/01/2023 – 04/30/2026
Luiza Fritz, Altoona	05/01/2023 – 04/30/2026
Jeremy Price, Cedar Rapids	10/27/2022 – 04/30/2024

ELEVATOR SAFETY BOARD (Sec. 89A.13(2))

Chris Shay, Des Moines	02/21/2023 – 04/30/2025
Scott Smith, Ankeny	05/01/2023 – 04/30/2027

ENGINEERING AND LAND SURVEYING EXAMINING BOARD (Sec. 542B.3)

James Sweeney, Alden	05/01/2023 – 04/30/2026
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ENHANCE IOWA BOARD (Sec. 15F.102(3)(b))

Marcy Bergman, Sumner	05/01/2023 – 04/30/2026
Nate Kaeding, Iowa City	05/01/2023 – 04/30/2026
Mike Olson, Pella	05/01/2023 – 04/30/2026
Steve Roesner, Orange City	05/01/2023 – 04/30/2026

FINANCE AUTHORITY, EXECUTIVE DIRECTOR OF THE IOWA (Sec. 16.6)

Deborah (Debi) Durham, Sioux City	01/07/2023 – Pleasure of the Governor
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FINANCE AUTHORITY BOARD OF DIRECTORS, IOWA (Sec. 16.2)

Ashley Aust, Des Moines	05/01/2023 – 04/30/2029
Michel Nelson, Carroll	05/01/2023 – 04/30/2029
Gilbert Thomas, Clarinda	05/01/2023 – 04/30/2029

FLOOD MITIGATION BOARD (Sec. 418.5(3))

Paul Assman, Des Moines	05/01/2023 – 04/30/2026
Vicki Stoller, Burlington	05/01/2023 – 04/30/2026

GREAT PLACES BOARD, IOWA (Sec. 303.3C(2)(b))

Andrew Denkinger, Windsor Heights	03/01/2023 – 04/30/2025
Nicolas Hockenberry, Dubuque	05/01/2023 – 04/30/2026
Sara Kurovski, Pleasant Hill	05/01/2023 – 04/30/2026
Tammy McCoy, Burlington	05/01/2023 – 04/30/2026

HEALTH FACILITIES COUNCIL (Sec. 135.62(2)(b))	
Dr. Jeremy Kidd, Polk City	03/01/2023 – 04/30/2025
HEALTHY AND WELL KIDS IN IOWA (HAWK-I) BOARD (Sec. 514I.5(2))	
Michael Stopulos, Bettendorf	05/01/2023 – 04/30/2025
HEARING AID SPECIALISTS, BOARD OF (Sec. 147.14(1)(v))	
Helen Royer, Cedar Rapids	05/01/2023 – 04/30/2026
HIGHER EDUCATION LOAN AUTHORITY, IOWA (Sec. 261A.6)	
Gary Steinke, Urbandale	05/01/2023 – 04/30/2029
HUMAN SERVICES, COUNCIL ON (Sec. 217.2)	
Eldora (Kay) Fisk, Mount Vernon	05/01/2023 – 04/30/2029
Kimberly Kudej, Swisher	05/01/2023 – 04/30/2029
John Willey, Maquoketa	05/01/2023 – 04/30/2029
INSPECTIONS AND APPEALS, DIRECTOR OF THE DEPARTMENT OF (Sec. 10A.102)	
Larry Johnson, West Des Moines	03/01/2023 – Pleasure of the Governor
INTERIOR DESIGN EXAMINING BOARD (Sec. 544C.2)	
Jennifer Moseley, Waukegan	05/01/2023 – 04/30/2026
JUDICIAL NOMINATING COMMISSION, STATE (Sec. 46.1)	
Bradley Hartkopf, Ankeny	08/17/2022 – 04/30/2026
Nancy Henderson, Pella	08/17/2022 – 04/30/2028
Ashley Hoegh, Hawarden	08/18/2022 – 04/30/2028
Garrett Piklapp, Huxley	09/30/2022 – 04/30/2026
Brett Roberts, Polk City	08/17/2022 – 04/30/2028
JUDICIAL QUALIFICATIONS, COMMISSION ON (Sec. 602.2102)	
Wayne Stuedemann, DeWitt	05/01/2023 – 04/30/2029
JUSTICE ADVISORY BOARD (Sec. 216A.132(1)(a))	
Shad Clayton, West Des Moines (Appt.)	10/27/2022 – 04/30/2023
Shad Clayton, West Des Moines (Reapoint.)	05/01/2023 – 04/30/2027
John Haila, Ames	05/01/2023 – 04/30/2027
Timothy Lane, Walcott	05/01/2023 – 04/30/2027
Eileen Meier, Manson	05/01/2023 – 04/30/2027
Cody Samec, Des Moines	05/01/2023 – 04/30/2027
Dee Sandquist, Fairfield	05/01/2023 – 04/30/2027
Monique Scarlett, Sioux City	05/01/2023 – 04/30/2027
Ardyth Slight, Muscatine	05/01/2023 – 04/30/2027
Maria Smith, West Des Moines	05/01/2023 – 04/30/2027
LANDSCAPE ARCHITECTURAL EXAMINING BOARD (Sec. 544B.3)	
Curtis Stemsrud, Grinnell	05/01/2023 – 04/30/2026
LAW ENFORCEMENT ACADEMY, DIRECTOR OF IOWA (Sec. 80B.5(2))	
Brady Carney, Dallas Center	03/06/2023 – Pleasure of the Governor

LAW ENFORCEMENT ACADEMY COUNCIL, IOWA (Sec. 80B.6)

Gene Beinke, Clinton	02/03/2023 – 04/30/2026
Chief Timothy Carmody, Council Bluffs	05/01/2023 – 04/30/2027
Sheriff Brad Kunkel, Iowa City	02/28/2023 – 04/30/2025
David Lorenzen, Waukee	05/01/2023 – 04/30/2027
Sgt. Elizabeth Quinn, Nevada	05/01/2023 – 04/30/2027

LOTTERY AUTHORITY BOARD OF DIRECTORS, IOWA (Sec. 99G.8)

Josh Cook, Ankeny	05/01/2023 – 04/30/2027
Mary Rathje, Marion	05/01/2023 – 04/30/2027

MASSAGE THERAPY, BOARD OF (Sec. 147.14(1)(q))

Amanda Lundstedt, Pleasant Hill	05/01/2023 – 04/30/2026
Jacob Schrader, Des Moines	05/01/2023 – 04/30/2026
Matt Sillanpaa, Bondurant	05/01/2023 – 04/30/2026

MEDICINE, BOARD OF (Sec. 147.14(1)(b))

Dr. Robert Donnelly, Clinton	05/01/2023 – 04/30/2026
Dr. Chad Stadsvold, Sioux City	05/01/2023 – 04/30/2026

MENTAL HEALTH AND DISABILITY SERVICES COMMISSION (Sec. 225C.5)

Diane Brecht, Central City	05/01/2023 – 04/30/2026
Linda Dettmann, Grimes	02/07/2023 – 04/30/2025
June Klein-Bacon, Waterloo	05/01/2023 – 04/30/2026
Kathy Norris, Merville	05/01/2023 – 04/30/2026
Jack Seward, Jr., Washington	05/01/2023 – 04/30/2026

MORTUARY SCIENCE, BOARD OF (Sec. 147.14(1)(p))

John Parrish, West Des Moines	05/01/2023 – 04/30/2026
Martin Rieken, Oakland	05/01/2023 – 04/30/2026

NATIVE AMERICAN AFFAIRS, COMMISSION OF (Sec. 216A.162)

Calvin Harlan, Sioux City	05/01/2023 – 04/30/2027
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NURSING, BOARD OF (Sec. 147.14(1)(c))

Amy Beltz, Marion	05/01/2023 – 04/30/2026
Casey Kenneavy, Cedar Rapids	05/01/2023 – 04/30/2026
Ryan Stuck, Jewell	05/01/2023 – 04/30/2026

NURSING HOME ADMINISTRATORS, BOARD OF (Sec. 147.14(1)(w))

Kimberly Hermesen, New Vienna	02/07/2023 – 04/30/2024
Fr. Michael Schueller, Epworth	05/01/2023 – 04/30/2026

OPTOMETRY, BOARD OF (Sec. 147.14(1)(f))

Brian Kirschling, Iowa City	05/01/2023 – 04/30/2026
Dr. Caitlyn Stakeley, North Liberty	02/22/2023 – 04/30/2024
Benjamin Uhl, Sioux City	05/01/2023 – 04/30/2026

PAROLE, CHAIRPERSON OF THE BOARD OF (Sec. 904A.3)

Nicholas Davis, Johnston	05/13/2022 – Pleasure of the Governor
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PAROLE, BOARD OF (Sec. 904A.3)	
Nicholas Davis, Johnston	05/13/2022 – 04/30/2026
PAROLE - ALTERNATE, BOARD OF (Sec. 904A.3)	
David Jenkins, West Des Moines	05/01/2022 – 04/30/2025
PHARMACY, BOARD OF (Sec. 147.14(1)(e))	
Connie Connolly, LeClaire	05/01/2023 – 04/30/2026
Robert Egeland, Urbandale	05/01/2023 – 04/30/2026
Sherill Whisenand, Des Moines	05/01/2023 – 04/30/2026
PHYSICAL AND OCCUPATIONAL THERAPY, BOARD OF (Sec. 147.14(1)(g))	
Dr. Steven Cassabaum, Nevada	05/01/2023 – 04/30/2026
Laura Green, Iowa City	05/01/2023 – 04/30/2026
Jeremy Kuhn, West Des Moines	07/14/2022 – 04/30/2025
PLUMBING AND MECHANICAL SYSTEMS BOARD (Sec. 105.3(3))	
Curt Baker, Indianola	05/01/2023 – 04/30/2026
Kiya Boozell, Des Moines	05/01/2023 – 04/30/2026
Brandon Charlton, Grimes	02/21/2023 – 04/30/2024
Shon Smith, Melbourne	05/01/2023 – 04/30/2026
PODIATRY, BOARD OF (Sec. 147.14(1)(s))	
Ryan Hughes, West Des Moines	05/01/2023 – 04/30/2026
Dr. Mica Murdoch, Des Moines	05/01/2023 – 04/30/2026
PROPERTY ASSESSMENT APPEAL BOARD (Sec. 421.1A(2)(a))	
Jason Mortimer, Ames	05/01/2023 – 04/30/2029
PSYCHOLOGY, BOARD OF (Sec. 147.14(1)(g))	
Laura Fuller, Coralville	05/01/2023 – 04/30/2026
Ruth Kunkle, Des Moines	05/01/2023 – 04/30/2026
PUBLIC DEFENDER, STATE (Sec. 13B.2)	
Jeffery Wright, Ankeny	03/01/2023 – Pleasure of the Governor
PUBLIC EMPLOYMENT RELATIONS BOARD (Sec. 20.5(1)(a))	
Cheryl Arnold, Russell	08/22/2022 – 04/30/2024
Erik Helland, Des Moines	07/22/2022 – 04/30/2024
PUBLIC SAFETY, COMMISSIONER OF (Sec. 80.2)	
Stephan Bayens, Des Moines	01/14/2023 – Pleasure of the Governor
REAL ESTATE APPRAISER EXAMINING BOARD (Sec. 543D.4(2))	
Jordan Maus, Davenport	05/01/2023 – 04/30/2026
Jeff Shannon, Marion	05/01/2023 – 04/30/2026

REAL ESTATE COMMISSION (Sec. 543B.8)

Wendy Carminhato, Fairfield	05/01/2023 – 04/30/2026
James Clingman, Ottumwa	05/01/2023 – 04/30/2026
Alicia Porter, Marion	05/01/2023 – 04/30/2026
Tanner Westberg, Waukee	10/27/2022 – 04/30/2024

REGENTS, STATE BOARD OF (Sec. 262.2)

Sherry Bates, Scranton	05/01/2023 – 04/30/2029
Robert Cramer, Grimes	05/01/2023 – 04/30/2029
Nancy Dunkel, Dyersville	05/01/2023 – 04/30/2029
James Risewick, Johnston	06/22/2022 – 04/30/2025

RENEWABLE FUEL INFRASTRUCTURE BOARD (Sec. 159A.13(2))

Lisa Coffelt, Urbandale	02/13/2023 – 04/30/2025
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REVENUE, DIRECTOR OF (Sec. 421.2)

Kraig Paulsen, Kelley	02/25/2023 – Pleasure of the Governor
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SCHOOL BUDGET REVIEW COMMITTEE (Sec. 257.30)

Dr. Craig Hansel, Ames	05/01/2023 – 04/30/2026
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SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS, BOARD OF
(Sec. 147.14(1)(u))

Shannon Bryer, Bondurant	03/01/2023 – 04/30/2024
Ellen Hayes, Johnston	05/01/2023 – 04/30/2026
Tina Jarvis, DeWitt	05/01/2023 – 04/30/2026

SOCIAL WORK, BOARD OF (Sec. 147.14(1)(t))

Teresa Daubitz, Ely	05/01/2023 – 04/30/2026
Joan Deluhery-Wagemester, Cedar Rapids	03/01/2023 – 04/30/2025
Tony Raymer, Des Moines	07/14/2022 – 04/30/2025

TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, CHAIRPERSON
OF THE IOWA (Sec. 8D.3(2)(a)(1))

Steven Olson, DeWitt	02/21/2023 – 04/30/2024
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TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA (Sec. 8D.3(2)(a))

Carmin Boal, Ankeny	05/01/2023 – 04/30/2029
Brett Mason, Cedar Rapids	02/21/2023 – 04/30/2025
Denise Sturm, Ankeny	02/21/2023 – 04/30/2026

TITLE GUARANTY DIVISION BOARD (Sec. 16.2A)

Sam Erickson, Des Moines	05/01/2023 – 04/30/2029
Jason Froehlich, Ankeny	05/01/2023 – 04/30/2029

TRANSPORTATION COMMISSION, STATE (Sec. 307A.1A)

Richard Arnold, Russell	07/01/2023 – 06/30/2027
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VETERANS AFFAIRS, EXECUTIVE DIRECTOR OF THE IOWA DEPARTMENT OF
(Sec. 35A.8)

Todd Jacobus, Des Moines	11/07/2022 – Pleasure of the Governor
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VETERANS AFFAIRS, COMMISSION OF (Sec. 35A.2)

Kenneth Lloyd, Union	05/01/2023 – 04/30/2027
Darlene McMartin, Hancock	05/01/2023 – 04/30/2027
Gregory Paulline, Davenport	05/01/2023 – 04/30/2027
Robert Suesakul, Kilduff	05/01/2023 – 04/30/2027

VETERANS HOME, COMMANDANT OF THE IOWA (Sec. 35D.13)

Todd Jacobus, Des Moines	11/07/2022 – Pleasure of the Governor
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VETERINARY MEDICINE, IOWA BOARD OF (Sec. 169.5(1)(a))

Dr. Thomas Burkgren, Perry	05/01/2023 – 04/30/2026
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WOMEN, COMMISSION ON THE STATUS OF (Sec. 216A.53)

Amy Ryan, Forest City	10/27/2022 – 04/30/2026
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WORKFORCE DEVELOPMENT, DIRECTOR OF (Sec. 84A.1(2))

Beth Townsend, Adel	03/01/2023 – Pleasure of the Governor
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WORKFORCE DEVELOPMENT BOARD, IOWA (Sec. 84A.1A(1)(a)(8))

Kelly Barrick, Johnston	05/01/2023 – 04/30/2027
Nick Glew, Marion	05/01/2023 – 04/30/2027
John Hasken, Dubuque	05/01/2023 – 04/30/2027
Scott Naumann, Bettendorf	02/28/2023 – 04/30/2026
Tiffany O'Donnell, Cedar Rapids	05/01/2023 – 04/30/2027
Andy Roberts, Cambridge	05/01/2023 – 04/30/2027
LuAnn Scholbrock, Lake Mills	05/01/2023 – 04/30/2027

The appointments were referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on March 16, 2023:

AGRICULTURE

Kevin Boyle – Agricultural Development Board
John Fredrickson – Agricultural Development Board

Dr. Thomas Burkgren – Iowa Board of Veterinary Medicine

APPROPRIATIONS

Marcy Bergman – Enhance Iowa Board
Nate Kaeding – Enhance Iowa Board
Mike Olson – Enhance Iowa Board
Steve Roesner – Enhance Iowa Board

Andrew Denkinger – Iowa Great Places Board
Nicolas Hockenberry – Iowa Great Places Board
Sara Kurovski – Iowa Great Places Board
Tammy McCoy – Iowa Great Places Board

Lisa Coffelt – Renewable Fuel Infrastructure Board

COMMERCE

Andrea Chase – Alcoholic Beverages Commission

Rebecca Fusselman – Bioscience Development Corporation (Appt.)
Rebecca Fusselman – Bioscience Development Corporation (Reappt.)

Omar Jordan – Credit Union Review Board
Megan Tjernagel – Credit Union Review Board

Katie Averill – Superintendent of Credit Unions

Deborah (Debi) Durham – Executive Director of the Iowa Finance Authority

Ashley Aust – Iowa Finance Authority Board of Directors
Michel Nelson – Iowa Finance Authority Board of Directors
Gilbert Thomas – Iowa Finance Authority Board of Directors

Wendy Carminhato – Real Estate Commission
James Clingman – Real Estate Commission
Alicia Porter – Real Estate Commission
Tanner Westberg – Real Estate Commission

Sam Erickson – Title Guaranty Division Board
Jason Froehlich – Title Guaranty Division Board

EDUCATION

Stephanie Boyle – Iowa Autism Council
Bill Carlson – Iowa Autism Council
Michelle Grant – Iowa Autism Council
Rhonda Kortenkamp – Iowa Autism Council

Chad Aldis – Director of the Department of Education

Mary Meisterling – State Board of Education

Timothy Bower – Board of Educational Examiners
Dr. Davis Eidahl – Board of Educational Examiners
Rhonda McRina – Board of Educational Examiners

Gary Steinke – Iowa Higher Education Loan Authority

Sherry Bates – State Board of Regents
Robert Cramer – State Board of Regents
Nancy Dunkel – State Board of Regents
James Risewick – State Board of Regents

Dr. Craig Hansel – School Budget Review Committee

HEALTH AND HUMAN SERVICES

Suzanne Heckenlaible – Commission on Aging

Dr. Bradley Floy – Board of Athletic Training
Dr. Andrew Peterson – Board of Athletic Training
Emily Reese – Board of Athletic Training
Dr. Lisa Woodroffe – Board of Athletic Training

Brandon Arkland – Board of Behavioral Science
Nolan Byrnes – Board of Behavioral Science
David Wolter – Board of Behavioral Science
Lauren Wood – Board of Behavioral Science

Amy Salger – Commission for the Blind

Nicole Nicholson – Child Advocacy Board

Mary Neubauer – Children's Behavioral Health System State Board
Kristie Oliver – Children's Behavioral Health System State Board
Dr. Cindy Yelick – Children's Behavioral Health System State Board

Rev. Pastor Eugene Kiruhura – Commission on Community Action Agencies

Cassie Alexander – Commission of Deaf Services

Dr. Jonathan DeJong – Board of Dentistry
Carly Ross – Board of Dentistry
Jillian Travis – Board of Dentistry

Dr. Jeremy Kidd – Health Facilities Council

Michael Stopulos – Healthy and Well Kids in Iowa (HAWK-I) Board

Eldora (Kay) Fisk – Council on Human Services
Kimberly Kudej – Council on Human Services
John Willey – Council on Human Services

Dr. Robert Donnelly – Board of Medicine

Dr. Chad Stadsvold – Board of Medicine

Diane Brecht – Mental Health and Disability Services Commission

Linda Dettmann – Mental Health and Disability Services Commission

June Klein-Bacon – Mental Health and Disability Services Commission

Kathy Norris – Mental Health and Disability Services Commission

Jack Seward, Jr. – Mental Health and Disability Services Commission

John Parrish – Board of Mortuary Science

Martin Rieken – Board of Mortuary Science

Amy Beltz – Board of Nursing

Casey Kenneavy – Board of Nursing

Ryan Stuck – Board of Nursing

Connie Connolly – Board of Pharmacy

Robert Egeland – Board of Pharmacy

Sherill Whisenand – Board of Pharmacy

Shannon Bryer – Board of Sign Language Interpreters and Translitterators

Ellen Hayes – Board of Sign Language Interpreters and Translitterators

Tina Jarvis – Board of Sign Language Interpreters and Translitterators

Teresa Daubitz – Board of Social Work

Joan Deluhery-Wagemester – Board of Social Work

Tony Raymer – Board of Social Work

JUDICIARY

Donald DeKock – Iowa State Civil Rights Commission

Dr. Argrow(Kit) Evans-Ford – Iowa State Civil Rights Commission

Daniel Kennedy – Iowa State Civil Rights Commission

Trent Keller – Board of Corrections

Webster Kranto – Board of Corrections

John Nelson – Board of Corrections

Alexa Perez – Board of Corrections

Patrick Coughlin – Drug Policy Advisory Council

Kelly Cunningham-Haan – Drug Policy Advisory Council

Nicole George – Drug Policy Advisory Council

Rex Mueller – Drug Policy Advisory Council

Dale Woolery – Drug Policy Coordinator

Larry Johnson – Director of the Department of Inspections and Appeals

Bradley Hartkopf – State Judicial Nominating Commission
Nancy Henderson – State Judicial Nominating Commission
Ashley Hoegh – State Judicial Nominating Commission
Garrett Piklapp – State Judicial Nominating Commission
Brett Roberts – State Judicial Nominating Commission

Wayne Stuedemann – Commission on Judicial Qualifications

Shad Clayton – Justice Advisory Board (Appt.)
Shad Clayton – Justice Advisory Board (Reappt.)
John Haila – Justice Advisory Board
Timothy Lane – Justice Advisory Board
Eileen Meier – Justice Advisory Board
Cody Samec – Justice Advisory Board
Dee Sandquist – Justice Advisory Board
Monique Scarlett – Justice Advisory Board
Ardyth Slight – Justice Advisory Board
Maria Smith – Justice Advisory Board

Gene Beinke – Iowa Law Enforcement Academy Council
Chief Timothy Carmody – Iowa Law Enforcement Academy Council
Sheriff Brad Kunkel – Iowa Law Enforcement Academy Council
David Lorenzen – Iowa Law Enforcement Academy Council
Sgt. Elizabeth Quinn – Iowa Law Enforcement Academy Council

Brady Carney – Director of Law Enforcement Academy

Nicholas Davis – Chairperson of the Board of Parole

Nicholas Davis – Board of Parole

David Jenkins – Board of Parole - Alternate

Jeffery Wright – State Public Defender

Stephan Bayens – Commissioner of Public Safety

LOCAL GOVERNMENT

James Halverson – City Development Board
Laura Skogman – City Development Board
Thomas Treharne – City Development Board

Melvyn Houser – County Finance Committee
Mark Maxwell – County Finance Committee
Amanda Waske – County Finance Committee
Adam Wedmore – County Finance Committee

NATURAL RESOURCES AND ENVIRONMENT

Paul Assman – Flood Mitigation Board
Vicki Stoller – Flood Mitigation Board

STATE GOVERNMENT

Frank Miller – Accountancy Examining Board

Jeffrey Anderzhon – Architectural Examining Board

Paloma Chapman – Architectural Examining Board

Bethany Jordan – Architectural Examining Board

Thomas Wertzberger – Architectural Examining Board

Dr. Dennis Vonnahme – Board of Chiropractic

Dr. Lauri Wondra – Board of Chiropractic

Ashley Haack – Board of Cosmetology Arts and Sciences

Cynthia Hummel – Board of Cosmetology Arts and Sciences

Vivian Huynh – Board of Cosmetology Arts and Sciences

Chris Kramer – Director of the Department of Cultural Affairs

Dr. Philip Pitzen – Board of Dietetics

Alexis Stoneking – Board of Dietetics

Amanda Cooling – Electrical Examining Board

Luiza Fritz – Electrical Examining Board

Jeremy Price – Electrical Examining Board

James Sweeney – Engineering and Land Surveying Examining Board

Helen Royer – Board of Hearing Aid Specialists

Jennifer Moseley – Interior Design Examining Board

Curtis Stemsrud – Landscape Architectural Examining Board

Amanda Lundstedt – Board of Massage Therapy

Jacob Schrader – Board of Massage Therapy

Matt Sillanpaa – Board of Massage Therapy

Calvin Harlan – Commission of Native American Affairs

Kimberly Hermesen – Board of Nursing Home Administrators

Fr. Michael Schueller – Board of Nursing Home Administrators

Dr. Brian Kirschling – Board of Optometry

Dr. Caitlyn Stakeley – Board of Optometry

Benjamin Uhl – Board of Optometry

Dr. Steven Cassabaum – Board of Physical and Occupational Therapy

Laura Green – Board of Physical and Occupational Therapy

Jeremy Kuhn – Board of Physical and Occupational Therapy

Ryan Hughes – Board of Podiatry

Dr. Mica Murdoch – Board of Podiatry

Dr. Laura Fuller – Board of Psychology
Ruth Kunkle – Board of Psychology

Jordan Maus – Real Estate Appraiser Examining Board
Jeff Shannon – Real Estate Appraiser Examining Board

Amy Ryan – Commission on the Status of Women

TECHNOLOGY

Steven Olson – Chairperson of the Iowa Telecommunications and Technology Commission

Carmine Boal – Iowa Telecommunications and Technology Commission
Brett Mason – Iowa Telecommunications and Technology Commission
Denise Sturm – Iowa Telecommunications and Technology Commission

TRANSPORTATION

Richard Arnold – State Transportation Commission

VETERANS AFFAIRS

Bg. Stephen E. Osborn – State of Iowa Adjutant General

Kenneth Lloyd – Commission of Veterans Affairs
Darlene McMartin – Commission of Veterans Affairs
Gregory Paulline – Commission of Veterans Affairs
Robert Suesakul – Commission of Veterans Affairs

Todd Jacobus – Executive Director of the Iowa Department of Veterans Affairs

Todd Jacobus – Commandant of the Iowa Veterans Home

WAYS AND MEANS

Deborah (Debi) Durham – Director of the Economic Development Authority

Melissa Ballard – Economic Development Authority
Dr. Bobbi Bentz – Economic Development Authority
Lisa Shimkat – Economic Development Authority
Thomas Townsend – Economic Development Authority

Josh Cook – Iowa Lottery Authority Board of Directors
Mary Rathje – Iowa Lottery Authority Board of Directors

Jason Mortimer – Property Assessment Appeal Board

Kraig Paulsen – Director of Revenue

WORKFORCE

Nathan Whipple – Boiler and Pressure Vessel Board

Chris Shay – Elevator Safety Board

Scott Smith – Elevator Safety Board

Curt Baker – Plumbing and Mechanical Systems Board

Kiya Boozell – Plumbing and Mechanical Systems Board

Brandon Charlton – Plumbing and Mechanical Systems Board

Shon Smith – Plumbing and Mechanical Systems Board

Cheryl Arnold – Public Employment Relations Board

Erik Helland – Public Employment Relations Board

Beth Townsend – Director of Workforce Development

Kelly Barrick – Iowa Workforce Development Board

Nick Glew – Iowa Workforce Development Board

John Hasken – Iowa Workforce Development Board

Scott Naumann – Iowa Workforce Development Board

Tiffany O'Donnell – Iowa Workforce Development Board

Andy Roberts – Iowa Workforce Development Board

LuAnn Scholbrock – Iowa Workforce Development Board

**WITHDRAWAL OF
GOVERNOR'S APPOINTEES**

The following letters from the Governor were received in the office of the Secretary of the Senate:

I am withdrawing the name of Brandon Arkland for confirmation as a member of the Board of Behavioral Science from further consideration by the Senate.

I am withdrawing the name of David Wolter for confirmation as a member of the Board of Behavioral Science from further consideration by the Senate.

I am withdrawing the name of Jason Mortimer for confirmation as a member of Property Assessment Appeal Board (PAAB) from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S DEFERRAL LETTERS

The following letter from the Governor was received in the office of the Secretary of the Senate on July 22, 2022:

Please accept this letter as the notice of deferred appointment for the position of Chair of the Public Employment Relations Board, formerly held by Erik Helland. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

ALSO: The following letters from the Governor were received in the office of the Secretary of the Senate on March 1, 2023:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Accountancy Examining Board formerly held by Jennifer Dickey. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Accountancy Examining Board formerly held by S. James Smith. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Aging formerly held by Carole Dunkin. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Autism Council formerly held by Andrew Beer. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Autism Council formerly held by Matthew O'Brien. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Autism Council formerly held by Blake Stephenson. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Barbering formerly held by William Burt. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Barbering formerly held by Zach Dalluge. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Behavioral Science formerly held by Brandon Arkland. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Behavioral Science formerly held by David Wolter. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission for the Blind formerly held by Ryan Brems. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission for the Blind formerly held by Geneva Jacobsen. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Boiler and Pressure Vessel Board formerly held by Frank Ballantini. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Boiler and Pressure Vessel Board formerly held by Thomas Dye. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Boiler and Pressure Vessel Board formerly held by Susan Oltrogge. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Early Childhood Iowa State Board formerly held by Terry Harmann. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Early Childhood Iowa State Board formerly held by Aaron Johnson. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Early Childhood Iowa State Board formerly held by Jean Stadtlander. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Early Childhood Iowa State Board formerly held by Zachary Stier. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Early Childhood Iowa State Board formerly held by Gary Zitterguen. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Children's Behavior Health System State Board formerly held by Okpara Rice. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Children's Behavior Health System State Board formerly held by Shanell Wagler. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Chiropractic formerly held by Leslie Duinink. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for Executive Director of the Iowa Civil Rights Commission, formerly held by Stan Thompson. This appointment has been deferred because the Governor's Office has initiated, but has not yet completed, the selection process for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Community Action Agencies formerly held by Anna Brown. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Community Action Agencies formerly held by Anna Hilpipe. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Community Action Agencies formerly held by John Johnson. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Community Action Agencies formerly held by Mary Whisenand. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Cosmetology Arts and Sciences formerly held by Jerry Akers. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Cosmetology Arts and Sciences formerly held by Jacquelyn Hein. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Cultural Trust Board of Trustees formerly held by Mary Ellen Kimball. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Cultural Trust Board of Trustees formerly held by Randy Lewis. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Cultural Trust Board of Trustees formerly held by Brandon Paulsen. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Cultural Trust Board of Trustees formerly held by Connie Schmett. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Cultural Trust Board of Trustees formerly held by Tiffany Tauscheck. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Deaf Services formerly held by Bruce Kawahara. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Deaf Services formerly held by Chris Nipper. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Board of Educational Examiners formerly held by Ryan Williamson. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board formerly held by Sara Fasching. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board formerly held by Theodore Meiners. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board formerly held by Marg Stoldorf. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Elevator Safety Board formerly held by Candace Biddle. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Elevator Safety Board formerly held by Amy Infelt. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Elevator Safety Board formerly held by Michael Wallace. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Engineering and Land Surveying Examining Board formerly held by Todde Folkerts. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Engineering and Land Surveying Examining Board formerly held by Rita Perea. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Environmental Protection Commission formerly held by Rebecca Dostal. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Environmental Protection Commission formerly held by Stephanie Dykshorn. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Environmental Protection Commission formerly held by Amy Echard. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Environmental Protection Commission formerly held by Ralph Lents. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Ethics and Campaign Disclosure Board formerly held by Jonathan Roos. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Ethics and Campaign Disclosure Board formerly held by Mary Rueter. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Finance Authority Board of Directors formerly held by Ruth Randleman. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Grain Indemnity Fund Board formerly held by Lori Goetzinger. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Grain Indemnity Fund Board formerly held by Debra Keller. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Great Places Advisory Board formerly held by Joe Hrdlicka. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Health Facilities Council formerly held by Harold Miller. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Health Facilities Council formerly held by Brenda Perrin. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Healthy and Well Kids in Iowa Board (HAWK-I) formerly held by Mary Scieszinski. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Hearing Aid Specialists formerly held by Jon McAvoy. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Interior Design Examining Board formerly held by Joan Birk. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Investment Board of the IPERS formerly held by Michael Duncan. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Investment Board of the IPERS formerly held by Lisa Stange. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for Labor Commissioner, formerly held by Rod Roberts. This appointment has been deferred because the Governor's Office has initiated, but has not yet completed, the selection process for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Landscape Architectural Examining Board formerly held by Colleen Byrnes. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Landscape Architectural Examining Board formerly held by Debra Schiel-Larson. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Latino Affairs Commission formerly held by Marlu Abarca. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Latino Affairs Commission formerly held by Isabel Yanez. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for Director of the Department of Management, formerly held by Michael Boussetot. This appointment has been deferred because the Governor's Office has initiated, but has not yet completed, the selection process for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Massage Therapy formerly held by Emily Bauler. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Medicine formerly held by Trudy Caviness. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Medicine formerly held by Dalton Hayes. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission formerly held by Shari O'Bannon. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission formerly held by Marilyn Seeman. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission formerly held by Jeff Sorensen. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission formerly held by Maria Sorensen. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission formerly held by Lorrie Young. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Mortuary Science formerly held by Mollie Pawlosky. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs formerly held by Vicky Apala-Cuevas. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs formerly held by Larry Lasley. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs formerly held by Kelly Montijo Fink. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs formerly held by Anthony Wasekuk. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs formerly held by Judy Yellowbank. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Natural Resource Commission formerly held by Laura Hommel. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Natural Resource Commission formerly held by Tom Prickett. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Natural Resource Commission formerly held by Margo Underwood. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Nursing Home Administrators formerly held by Matt Niemeier. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Nursing Home Administrators formerly held by Devon Wood. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Optometry formerly held by Matthew Howie. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Optometry formerly held by Jacqueline Pullen. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board formerly held by Karen Andeweg. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Physical and Occupational Therapy formerly held by Rachel Judisch. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Physical and Occupational Therapy formerly held by Robert Palmer. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Physician Assistants formerly held by Mona Alqulali. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Physician Assistants formerly held by Nick Boeyink. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Physician Assistants formerly held by Pete Stopulous. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Board formerly held by Robert Kunkel. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Board formerly held by Matthew Wyant. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Property Assessment Appeal Board Chair formerly held by Dennis Loll. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Property Assessment Appeal Board (PAAB) formerly held by Jason Mortimer. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Psychology formerly held by Sara Swansen. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Public Employment Relations Board (Chair and member) formerly held by Erik Helland. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for Director of the Department of Public Health, formerly held by Gerd Clabaugh. This appointment has been deferred because the Governor's Office has initiated, but has not yet completed, the selection process for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Public Information Board formerly held by Stan Thompson. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Racing and Gaming Commission formerly held by Lance Horbach. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Racing and Gaming Commission formerly held by Daryl Olsen. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Real Estate Commission formerly held by Janet DeMott. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Respiratory Care and Polysomnography formerly held by Samantha Danielson-Jones. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Respiratory Care and Polysomnography formerly held by Tom Graham. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Respiratory Care and Polysomnography formerly held by Lawrence Lilla. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Translitterators formerly held by Megan Johnson. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Translitterators formerly held by Susan Tyrrell. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Social Work formerly held by Megan Begley. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Social Work formerly held by Lane Plugge. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Soil Conservation and Water Quality Committee formerly held by Dale Farnham. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Soil Conservation and Water Quality Committee formerly held by Steve Hofmann. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Soil Conservation and Water Quality Committee formerly held by Judy Loonan. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Soil Conservation and Water Quality Committee formerly held by Patti Ruff. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Speech Pathology and Audiology formerly held by Julie Duer. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Speech Pathology and Audiology formerly held by George Eichhorn. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for Director of the Office for State-Federal Relations, formerly held by Meaghan O'Brien. This appointment has been deferred because the Governor's Office has initiated, but has not yet completed, the selection process for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Tobacco Use Prevention and Control formerly held by Teresa Aoki. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Tobacco Use Prevention and Control formerly held by George Belitsos. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Chair of the Iowa Utilities Board formerly held by Geri Huser. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Utilities Board formerly held by Richard Lozier. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Veterans Affairs formerly held by Orene Cressler. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Veterans Affairs formerly held by Dan Gannon. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Board of Veterinary Medicine formerly held by Ann Werner. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Workforce Development Board formerly held by Rich Kurtenbach. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
KIM REYNOLDS
Governor

IOWA DEPARTMENT OF JUSTICE DEFERRAL LETTER

The following letter from the Attorney General was received in the office of the Secretary of the Senate on March 1, 2023:

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for the Consumer Advocate, formerly held by Jennifer C. Easler. This appointment has been deferred because the Attorney General has initiated, but not yet completed, the selection process for this position.

Sincere regards,
BRENNA BIRD
Attorney General of Iowa

AMENDMENTS FILED

S-3085	S.F.	507	House
S-3086	H.F.	111	Ways and Means
S-3087	S.F.	454	Scott Webster

JOURNAL OF THE SENATE

SEVENTY-FIRST CALENDAR DAY
FORTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 20, 2023

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

Prayer was offered by the Honorable Sarah Trone Garriott, member of the Senate from Dallas County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Thursday, March 16, 2023, 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 March 16, 2023, **passed** the following bill in which the concurrence of the House was asked:

Senate File 482, a bill for an act prohibiting persons from entering single and multiple occupancy restrooms or changing areas and other facilities in elementary and secondary schools that do not correspond with the person's biological sex and including effective date provisions.

ALSO: That the House has on March 16, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 370, a bill for an act relating to entities supported in whole or in part by public moneys, including the sale of public bonds, the duties and responsibilities of the directors and officers of school boards, school districts, the department of education, the department of health and human services, accredited nonpublic schools, charter schools, community colleges, institutions under the control of the state board of regents, area education agencies, and election commissioners, and the membership and voting units of county and city conference boards.

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

House File 499, a bill for an act relating to the inclusion of the value of child restraint systems in the loss calculation for specified insurance settlements of automobile partial or total losses, and including applicability provisions.

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

House File 555, a bill for an act relating to the practice of pharmacy, and providing for administrative penalties.

Read first time and referred to committee on **Health and Human Services**.

House File 557, a bill for an act relating to conducting elections for benefited recreational lake and water quality districts.

Read first time and attached to **Senate File 433**.

House File 566, a bill for an act relating to bodies of the state governmental structure under the purview of the department of health and human services.

Read first time and referred to committee on **Health and Human Services**.

House File 570, a bill for an act relating to assault including assault on a pregnant person and domestic abuse assault, and providing penalties.

Read first time and attached to **Senate File 384**.

House File 592, a bill for an act relating to licensed vehicle dealers, including vehicles for resale subject to a security interest and remote sales of motor vehicles.

Read first time and attached to **Senate File 504**.

House File 632, a bill for an act authorizing the expenditure of funding from the secure an advanced vision for education fund for certain cybersecurity purposes.

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

House File 636, a bill for an act relating to consideration of the educational setting of a minor child in a child custody proceeding.

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

House File 645, a bill for an act relating to interpretation of law in administrative and judicial proceedings under the Iowa administrative procedure Act.

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

ADJOURNMENT

On motion of Senator Brown, the Senate adjourned at 1:11 p.m. until 9:00 a.m., Tuesday, March 21, 2023.

APPENDIX

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:

ATTORNEY GENERAL

Attorney Contingency Fee Agreements Report, pursuant to Iowa Code section 23B.3. Report received on March 20, 2023.

DEPARTMENT OF EDUCATION

Online Learning in Iowa Annual Report, pursuant to Iowa Code section 256.7. Report received on March 20, 2023.

OFFICE OF THE CHIEF INFORMATION OFFICER

IowAccess Revolving Fund Report, pursuant to Iowa Code section 8B.33. Report received on March 20, 2023.

SUBCOMMITTEE ASSIGNMENTS

House File 340

APPROPRIATIONS: Zumbach, Chair; Giddens and Kraayenbrink

House File 345

APPROPRIATIONS: Zumbach, Chair; Koelker and T. Taylor

House File 660

WAYS AND MEANS: Schultz, Chair; Dotzler and Koelker

BILL REFERRED TO COMMITTEE

The following bill was referred to the following committee:

House File 568 Judiciary

JOURNAL OF THE SENATE

SEVENTY-SECOND CALENDAR DAY
FORTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 21, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Sandy Salmon, member of the Senate from Bremer County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Monday, March 20, 2023, was approved.

The Senate stood at ease at 9:07 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:07 a.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Reichman, until he arrives, on request of Senator Whitver.

UNFINISHED BUSINESS
(Deferred March 15, 2023)

Senate File 386

The Senate resumed consideration of **Senate File 386**, a bill for an act prohibiting a court from ordering payment of a postsecondary education subsidy for a child under a dissolution of marriage temporary order or final judgment or decree, and providing for application to existing orders, judgments, and decrees, deferred March 15, 2023.

Senator Webster offered amendment S-3088, filed by Senator Sweeney from the floor to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-3088 was adopted by a voice vote.

With the adoption of amendment S-3088, the Chair ruled amendment S-3084, filed by Senator Sweeney on March 15, 2023, to page 2 of the bill, out of order.

Senator Webster 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. 386), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 1:

Reichman

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 File 386** 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 209 and 384.

Senate File 209

On motion of Senator De Witt, **Senate File 209**, a bill for an act relating to the purchasing of a youth deer hunting license and tag, was taken up for consideration.

Senator De Witt 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. 209), the vote was:

Yeas, 49:

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

McClintock	Petersen	Quirmbach	Rowley
Rozenboom	Salmon	Schultz	Shiple
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Reichman

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

Senate File 384

On motion of Senator Shipley, **Senate File 384**, a bill for an act establishing the criminal offense of assault on a pregnant person, and providing penalties, was taken up for consideration.

Senator Shipley offered amendment S-3089, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3089 was adopted by a voice vote.

Senator Shipley asked and received unanimous consent that **House File 570** be **substituted** for **Senate File 384**.

House File 570

On motion of Senator Shipley, **House File 570**, a bill for an act establishing the criminal offense of assault on a pregnant person, and providing penalties, was taken up for consideration.

Senator Shipley 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. 570), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Reichman

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

WITHDRAWN

Senator Shipley asked and received unanimous consent that **Senate File 384** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 209** and **House File 570** 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 469 and 473.

Senate File 469

On motion of Senator J. Taylor, **Senate File 469**, a bill for an act relating to magistrate judges, was taken up for consideration.

Senator J. Taylor 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. 469), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Reichman

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

Senate File 473

On motion of Senator Shipley, **Senate File 473**, a bill for an act relating to livestock health, by providing for the livestock health advisory council and livestock disease research fund, was taken up for consideration.

Senator Shipley 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. 473), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Reichman

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 469 and 473** 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 519, 533, and 545.

Senate File 519

On motion of Senator Evans, **Senate File 519**, a bill for an act relating to electronic registration renewal of off-road utility vehicles, was taken up for consideration.

Senator Evans 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. 519), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Reichman

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

Senate File 533

On motion of Senator Bousselot, **Senate File 533**, a bill for an act relating to rate increase notice requirements for public utilities, was taken up for consideration.

Senator Bousselot asked and received unanimous consent that **House File 601** be substituted for **Senate File 533**.

House File 601

On motion of Senator Bousselot, **House File 601**, a bill for an act relating to rate increase notice requirements for public utilities, was taken up for consideration.

Senator Boussetot 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. 601), the vote was:

Yeas, 42:

Alons	Bennett	Boulton	Boussetot
Brown	Costello	Cournoyer	Dawson
De Witt	Dickey	Dotzler	Driscoll
Edler	Evans	Garrett	Giddens
Green	Gruenhagen	Guth	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Quirmbach	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 7:

Bisignano	Celsi	Donahue	Jochum
Petersen	Weiner	Winckler	

Absent, 1:

Reichman

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

WITHDRAWN

Senator Boussetot asked and received unanimous consent that **Senate File 533** be **withdrawn** from further consideration of the Senate.

Senate File 545

On motion of Senator Shipley, **Senate File 545**, a bill for an act providing for a human trafficking task force and providing information in an annual report to the general assembly, was taken up for consideration.

Senator Shipley offered amendment S-3059, filed by him on March 7, 2023, to page 2 of the bill, and moved its adoption.

Amendment S-3059 was adopted by a voice vote.

Senator Shipley 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. 545), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Reichman

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 519 and 545** and **House File 601** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 11:03 a.m. until 9:00 a.m., Wednesday, March 22, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, March 21, 2023, 11:25 a.m.

Members Present: Brown, Chair; Boussetot, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich.

Members Absent: None.

Committee Business: HF 136 and HF 617.

Adjourned: 11:30 a.m.

LOCAL GOVERNMENT

Convened: Monday, March 20, 2023, 1:35 p.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Knox, Shipley, Webster, Westrich, and Winckler.

Members Absent: Klimesh and Quirmbach (both excused).

Committee Business: HF 541, passed. Guest Speakers: County Finance and Property Tax System.

Adjourned: 2:30 p.m.

STATE GOVERNMENT

Convened: Monday, March 20, 2023, 3:10 p.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: None.

Committee Business: Consideration and passage of the following bills: HF 138, HF 158, HF 424, and HJR 3.

Adjourned: 3:15 p.m.

STUDY BILL RECEIVED**SSB 1207 Ways and Means**

Proposing amendments to the Constitution of the State of Iowa relating to requirements for certain state tax law changes and creating a taxpayer relief fund.

SUBCOMMITTEE ASSIGNMENTS**House File 370**

WAYS AND MEANS: Cournoyer, Chair; Quirmbach and Rowley

House File 400

JUDICIARY: Garrett, Chair; De Witt and Knox

House File 466

HEALTH AND HUMAN SERVICES: Evans, Chair; Jochum and Rowley

House File 469

JUDICIARY: Reichman, Chair; Petersen and Shipley

House File 499

COMMERCE: Klimesh, Chair; Giddens and Rowley

House File 540

LOCAL GOVERNMENT: Lofgren, Chair; Guth and Quirmbach

House File 555

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

House File 566

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

House File 568

JUDICIARY: Reichman, Chair; Bousselot and Weiner

House File 603

STATE GOVERNMENT: Kraayenbrink, Chair; Bisignano and Webster

House File 610

EDUCATION: Cournoyer, Chair; Trone Garriott and Westrich

House File 626

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

House File 632

TECHNOLOGY: Cournoyer, Chair; Webster and Weiner

House File 635

STATE GOVERNMENT: Koelker, Chair; Jochum and Salmon

House File 636

JUDICIARY: J. Taylor, Chair; Quirmbach and Webster

House File 645

JUDICIARY: Bousselot, Chair; Boulton and Shipley

House File 656

STATE GOVERNMENT: Bousselot, Chair; Kraayenbrink and Weiner

House File 661

AGRICULTURE: Green, Chair; Alons and Bisignano

SSB 1207

WAYS AND MEANS: Dawson, Chair; Koelker and Winckler

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: HOUSE FILE 136, a bill for an act relating to matters under the purview of the banking division of the department of commerce, including permissible investments, notice requirements, and requirements for a person obtaining control of a state bank.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 617, a bill for an act relating to Iowa utilities board review of specified provisions and utility ratemaking procedures.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone, Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: HOUSE FILE 541, a bill for an act relating to the tax certification deadline for sanitary districts and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 10: Green, Lofgren, Weiner, Driscoll, Guth, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 2: Klimesh and Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE JOINT RESOLUTION 3, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 138, a bill for an act providing for membership in a protection occupation under the Iowa public employees' retirement system and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 158, a bill for an act relating to alcohol beverage control concerning product placement and inducements by manufacturers and wholesalers of alcoholic liquor, wine, or beer.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 424, a bill for an act providing for the collaborative practice of physician assistants by allowing for the practice of physician assistants without supervision by a physician.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Schultz, Cournoyer, Boulton, Bousselot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 2: Bisignano and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR’S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on March 17, 2023:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Board of Educational Examiners formerly held by Tim McKinney. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
KIM REYNOLDS
Governor

AMENDMENTS FILED

S-3088	S.F.	386	Annette Sweeney
S-3089	S.F.	384	Tom Shipley
S-3090	S.F.	525	Herman C. Quirmbach
S-3091	S.F.	525	Janet Petersen
S-3092	S.F.	506	Jeff Edler

JOURNAL OF THE SENATE

SEVENTY-THIRD CALENDAR DAY
FORTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 22, 2023

The Senate met in regular session at 9:03 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Tuesday, March 21, 2023, 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 March 21, 2023, **passed** the following bill in which the concurrence of the House was asked:

Senate File 445, a bill for an act relating to protests considered by local boards of review and including effective date and applicability provisions.

ALSO: That the House has on March 21, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 253, a bill for an act authorizing students enrolled in charter schools to participate in extracurricular athletic activities provided by the student's school district of residence.

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

House File 265, a bill for an act relating to midwife licensure, providing for fees, and making penalties applicable.

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

House File 462, a bill for an act relating to Medicare supplement policies and an annual open enrollment period.

Read first time and referred to committee on **Health and Human Services**.

House File 467, a bill for an act relating to primary health benefit plans, claims for reimbursement, and explanation of benefits.

Read first time and referred to committee on **Health and Human Services**.

House File 547, a bill for an act relating to rental agreements and early termination rights of tenants who are victims of certain crimes.

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

House File 585, a bill for an act relating to regional representation and residency requirements for members of the state transportation commission, and including effective date and applicability provisions.

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

House File 595, a bill for an act relating to controlled substances including the manufacture, delivery, or possession of a controlled substance including fentanyl; the manufacture of a controlled substance in the presence of a minor; conspiracy to manufacture for delivery or delivery or intent or conspiracy to deliver a controlled substance to a minor; receipt, provision, and administration of opioid antagonists, including by secondary distributors; providing for immunity; and providing penalties.

Read first time and attached to **Senate File 508**.

House File 615, a bill for an act relating to private instruction, including the issuance of diplomas or credentials to students who complete private instruction and the authority of parents, guardians, and legal custodians to execute documents to verify student information, and including effective date and applicability provisions.

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

House File 625, a bill for an act relating to mandatory minimum sentences relating to the control, possession, receipt, or transportation of a firearm or offensive weapon by a felon and providing penalties.

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

House File 634, a bill for an act relating to persons certified to conduct time-of-transfer inspections of private sewage disposal systems, and providing penalties.

Read first time and referred to committee on **Natural Resources and Environment**.

House File 657, a bill for an act relating to the preservation of biological evidence collected in relation to a criminal investigation, testimony by an incarcerated witness, and postconviction access to investigative files in a criminal case.

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

House File 668, a bill for an act relating to property taxation for commercial child care centers and facilities and including effective date, applicability, and retroactive applicability provisions.

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

RECESS

On motion of Senator Whitver, the Senate recessed at 9:10 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:14 a.m., President Sinclair presiding.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Resolution 6.

Senate Resolution 6

On motion of Senator Shipley, **Senate Resolution 6**, a resolution honoring and congratulating John D. Lawrence for his dedicated service to Iowa State University of Science and Technology, the State of Iowa, and all Iowans, with report of committee recommending passage, was taken up for consideration.

Senator Shipley moved the adoption of Senate Resolution 6, which motion prevailed by a voice vote.

The Senate stood at ease at 9:22 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:08 a.m., President Sinclair presiding.

RECESS

On motion of Senator Whitver, the Senate recessed at 10:09 a.m. until the completion of a meeting of the committee on Transportation.

RECONVENED

The Senate reconvened at 12:40 p.m., President Sinclair presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 21, 2023, **passed** the following bill in which the concurrence of the Senate is asked:

House File 349, a bill for an act relating to probation, including discharge credits, educational credits, and workforce credits, and including effective date provisions.

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

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 547.

Senate File 547

On motion of Senator Lofgren, **Senate File 547**, a bill for an act relating to the use of an electronic device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable, was taken up for consideration.

Senator Lofgren 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. 547), the vote was:

Yeas, 47:

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

Nays, 3:

Gruenhagen	Westrich	Zaun
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Absent, none.

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 File 547** 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 433 and 409.

Senate File 433

On motion of Senator Garrett, **Senate File 433**, a bill for an act relating to conducting elections for benefited recreational lake and water quality districts, with report of committee recommending passage, was taken up for consideration.

Senator Garrett asked and received unanimous consent that **House File 557** be **substituted** for **Senate File 433**.

House File 557

On motion of Senator Garrett, **House File 557**, a bill for an act relating to conducting elections for benefited recreational lake and water quality districts, was taken up for consideration.

Senator Garrett 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. 557), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Garrett asked and received unanimous consent that **Senate File 433** be **withdrawn** from further consideration of the Senate.

Senate File 409

On motion of Senator Koelker, **Senate File 409**, a bill for an act relating to value-added products or services offered by insurers or producers, was taken up for consideration.

Senator Koelker asked and received unanimous consent that **House File 316** be **substituted** for **Senate File 409**.

House File 316

On motion of Senator Koelker, **House File 316**, a bill for an act relating to value-added products or services offered by insurers or producers, was taken up for consideration.

Senator Koelker 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. 316), the vote was:

Yeas, 49:

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

Nays, 1:

Celsi

Absent, none.

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

WITHDRAWN

Senator Koelker asked and received unanimous consent that **Senate File 409** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 316 and 557** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 198.

Senate File 198

On motion of Senator Boussetlot, **Senate File 198**, a bill for an act relating to electric power generating facility emission plans and projects, and including effective date and applicability provisions, was taken up for consideration.

Senator Boussetlot offered amendment S-3095, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3095 was adopted by a voice vote.

Senator Boussetlot asked and received unanimous consent that **House File 248** be **substituted** for **Senate File 198**.

House File 248

On motion of Senator Boussetlot, **House File 248**, a bill for an act relating to electric power generating facility emission plans and projects, and including effective date and applicability provisions, was taken up for consideration.

Senator Boussetlot 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. 248), the vote was:

Yeas, 41:

Alons	Bisignano	Boulton	Bousselot
Brown	Costello	Cournoyer	Dawson
De Witt	Dickey	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Taylor, T.	Wahls	Webster
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, 9:

Bennett	Celsi	Donahue	Dotzler
Jochum	Petersen	Quirmbach	Trone Garriott
Weiner			

Absent, none.

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

WITHDRAWN

Senator Bousselot asked and received unanimous consent that **Senate File 198** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 248** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 1:08 p.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 3:03 p.m., President Sinclair presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 208.

Senate File 208

On motion of Senator Green, **Senate File 208**, a bill for an act relating to hunting deer by persons with bow season licenses, was taken up for consideration.

Senator Wahls asked and received unanimous consent that action on **Senate File 208** be **deferred**.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 484.

Senate File 484

On motion of Senator Evans, **Senate File 484**, a bill for an act relating to meetings of the school finance formula review committee, was taken up for consideration.

Senator Evans 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. 484), the vote was:

Yeas, 50:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman
Rowley	Rozenboom	Salmon	Schultz

Shipley	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, none.

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 File 484** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 418.

Senate File 418

On motion of Senator Kraayenbrink, **Senate File 418**, a bill for an act relating to the investment of certain public funds in certain companies, concerning companies that are owned or controlled by Chinese military or government services and public fund review requirements, was taken up for consideration.

Senator Kraayenbrink 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. 418), the vote was:

Yeas, 49:

Alons	Bennett	Boulton	Bousselot
Brown	Celsi	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen
Guth	Jochum	Klimesh	Knox

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

Nays, 1:

Bisignano

Absent, none.

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 File 418** be **immediately messaged** to the House.

BUSINESS PENDING

Senate File 208

The Senate resumed consideration of **Senate File 208**, a bill for an act relating to hunting deer by persons with bow season licenses, previously deferred.

Senator Green 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. 208), the vote was:

Yeas, 32:

Alons	Bisignano	Bousselot	Costello
Cournoyer	Dawson	De Witt	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	ShIPLEY
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 18:

Bennett	Boulton	Brown	Celsi
Dickey	Donahue	Dotzler	Giddens
Jochum	Klimesh	Knox	Petersen
Quirmbach	Taylor, T.	Trone Garriott	Wahls
Weiner	Winckler		

Absent, none.

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 File 208** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 252.

Senate File 252

On motion of Senator J. Taylor, **Senate File 252**, a bill for an act relating to students who are pregnant or who recently gave birth who attend state institutions of higher education governed by the board of regents and community colleges, was taken up for consideration.

Senator J. Taylor 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. 252), the vote was:

Yeas, 50:

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

McClintock	Petersen	Quirmbach	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, none.

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 File 252** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 315.

Senate File 315

On motion of Senator Schultz, **Senate File 315**, a bill for an act 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, 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. 315), the vote was:

Yeas, 36:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Green	Gruenhagen	Guth

Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 14:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Petersen
Quirmbach	Taylor, T.	Trone Garriott	Wahls
Weiner	Winckler		

Absent, none.

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 File 315** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 250.

Senate File 250

On motion of Senator Cournoyer, **Senate File 250**, a bill for an act relating to disbursements from the computer science professional development incentive fund and including applicability provisions, was taken up for consideration.

Senator Cournoyer 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. 250), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 File 250** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 494.

Senate File 494

On motion of Senator Edler, **Senate File 494**, a bill for an act relating to public assistance program oversight, was taken up for consideration.

Senator Celsi offered amendment S–3102, filed by her from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3102 be adopted?" (S.F. 494), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Elder	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Absent, none.

Amendment S-3102 lost.

Senator Trone Garriott offered amendment S-3098, filed by her from the floor to pages 2, 4, and 8 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3098 be adopted?" (S.F. 494), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Elder	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon

Schultz
Taylor, J.
Zaun

Shipley
Webster
Zumbach

Sinclair
Westrich

Sweeney
Whitver

Absent, none.

Amendment S-3098 lost.

Senator Edler offered amendment S-3094, filed by him from the floor to page 7 of the bill, and moved its adoption.

Amendment S-3094 was adopted by a voice vote.

Senator Dotzler offered amendment S-3101, filed by from the floor to page 9 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3101 be adopted?" (S.F. 494), the vote was:

Yeas, 17:

Bennett
Donahue
Knox
Trone Garriott
Zaun

Bisignano
Dotzler
Petersen
Wahls

Boulton
Giddens
Quirmbach
Weiner

Celsi
Jochum
Taylor, T.
Winckler

Nays, 33:

Alons
Cournoyer
Driscoll
Green
Koelker
Reichman
Schultz
Taylor, J.
Zumbach

Bousselot
Dawson
Edler
Gruenhagen
Kraayenbrink
Rowley
Shipley
Webster

Brown
De Witt
Evans
Guth
Lofgren
Rozenboom
Sinclair
Westrich

Costello
Dickey
Garrett
Klimesh
McClintock
Salmon
Sweeney
Whitver

Absent, none.

Amendment S-3101 lost.

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?" (S.F. 494), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, none.

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 File 494** be **immediately messaged** to the House.

The Senate stood at ease at 5:12 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 5:37 p.m., President Sinclair presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 496.

Senator Quirmbach raised a point of order that Senate File 496 was not eligible under Joint Rule 20 due to Senate Rule 40.

The Chair ruled the point not well-taken in that the process of voting Senate File 496 out of the committee was in compliance with Senate Rule 40 and Senate File 496 is in order.

Senate File 496

On motion of Senator Rozenboom, **Senate File 496**, a bill for an act 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, and modifying provisions related to student health screenings and the curriculum in school districts, accredited nonpublic schools, and charter schools, other duties of the state board of education and school districts, competent private instruction, and special education, was taken up for consideration.

Senator Quirmbach offered amendment S-3069, filed by him on March 13, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Quirmbach offered amendment S-3070, filed by him on March 13, 2023, to pages 1-4 and amending the title provisions of amendment S-3069, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3070 to amendment S-3069 be adopted?" (S.F. 496), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon

Schultz
Taylor, J.
Zaun

Shipley
Webster
Zumbach

Sinclair
Westrich

Sweeney
Whitver

Absent, none.

Amendment S-3070 to amendment S-3069 lost.

Senator Quirmbach moved the adoption of amendment S-3069.

Amendment S-3069 lost by a voice vote.

Senator Rozenboom offered amendment S-3097, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Rozenboom offered amendment S-3104, filed by him from the floor to page 3 of amendment S-3097, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3104 to amendment S-3097 be adopted?" (S.F. 496), the vote was:

Yeas, 33:

Alons
Cournoyer
Driscoll
Green
Koelker
Rowley
Shipley
Webster
Zumbach

Bousselot
Dawson
Edler
Gruenhagen
Kraayenbrink
Rozenboom
Sinclair
Westrich

Brown
De Witt
Evans
Guth
Lofgren
Salmon
Sweeney
Whitver

Costello
Dickey
Garrett
Klimesh
Reichman
Schultz
Taylor, J.
Zaun

Nays, 17:

Bennett
Donahue
Knox
Taylor, T.
Winckler

Bisignano
Dotzler
McClintock
Trone Garriott

Boulton
Giddens
Petersen
Wahls

Celsi
Jochum
Quirmbach
Weiner

Absent, none.

Amendment S-3104 to amendment S-3097 was adopted.

Senator Rozenboom offered amendment S-3099, filed by him from the floor to pages 8 and 14 of amendment S-3097, and moved its adoption.

Amendment S-3099 to amendment S-3097 was adopted by a voice vote.

Senator Rozenboom moved the adoption of amendment S-3097, as amended.

Amendment S-3097, as amended, was adopted by a voice vote.

President Pro Tempore Zaun took the chair at 6:52 p.m.

President Sinclair took the chair at 7:08 p.m.

Senator Rozenboom 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. 496), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 496** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 525.

Senate File 525

On motion of Senator Dawson, **Senate File 525**, a bill for an act relating to criminal law including the disclosure of a defendant’s privileged records, no-contact orders, commencement limitations for certain sexual offenses, sexually predatory offenses, victim rights, discovery, postconviction relief actions, criminal appeals, and pretrial bond amounts for certain felonies, was taken up for consideration.

Senator Quirmbach offered amendment S–3090, filed by him on March 21, 2023, to pages 1, 4–9, and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3090 be adopted?” (S.F. 525), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon

Schultz
Taylor, J.
Zaun

Shipley
Webster
Zumbach

Sinclair
Westrich

Sweeney
Whitver

Absent, none.

Amendment S–3090 lost.

Senator Dawson withdrew amendment S–3096, filed by him from the floor to pages 1 and 3 of the bill.

Senator Dawson offered amendment S–3100, filed by him from the floor to pages 1 and 3 of the bill, and moved its adoption.

Amendment S–3100 was adopted by a voice vote.

Senator Boulton offered amendment S–3103, filed by him from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3103 be adopted?” (S.F. 525), the vote was:

Yeas, 16:

Bennett
Donahue
Knox
Trone Garriott

Bisignano
Dotzler
Petersen
Wahls

Boulton
Giddens
Quirnbach
Weiner

Celsi
Jochum
Taylor, T.
Winckler

Nays, 34:

Alons
Cournoyer
Driscoll
Green
Koelker
Reichman
Schultz
Taylor, J.
Zaun

Bousselot
Dawson
Edler
Gruenhagen
Kraayenbrink
Rowley
Shipley
Webster
Zumbach

Brown
De Witt
Evans
Guth
Lofgren
Rozenboom
Sinclair
Westrich

Costello
Dickey
Garrett
Klimesh
McClintock
Salmon
Sweeney
Whitver

Absent, none.

Amendment S–3103 lost.

Senator Petersen offered amendment S-3091, filed by her on March 21, 2023, to page 9 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3091 be adopted?" (S.F. 525), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Absent, none.

Amendment S-3091 lost.

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?" (S.F. 525), the vote was:

Yeas, 37:

Alons	Bisignano	Boulton	Bousselot
Brown	Costello	Cournoyer	Dawson
De Witt	Dickey	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz

Shipley
Webster
Zumbach

Sinclair
Westrich

Sweeney
Whitver

Taylor, J.
Zaun

Nays, 13:

Bennett
Jochum
Taylor, T.
Winckler

Celsi
Knox
Trone Garriott

Donahue
Petersen
Wahls

Dotzler
Quirmbach
Weiner

Absent, none.

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 File 525** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 506.

Senate File 506

On motion of Senator Edler, **Senate File 506**, a bill for an act relating to health facilities and health services including licensing and the certificate of need process, and including effective date provisions, was taken up for consideration.

Senator Edler offered amendment S-3092, filed by him on March 21, 2023, to pages 2-4, 10, 11, 14, 16, and 17 of the bill, and moved its adoption.

Amendment S-3092 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?” (S.F. 506), the vote was:

Yeas, 29:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Driscoll	Edler
Evans	Garrett	Green	Gruenhagen
Guth	Klimesh	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Salmon	Schultz	Sinclair	Sweeney
Taylor, J.	Westrich	Whitver	Zaun
Zumbach			

Nays, 21:

Bennett	Bisignano	Boulton	Brown
Celsi	Dickey	Donahue	Dotzler
Giddens	Jochum	Knox	Petersen
Quirmbach	Rozenboom	Shipley	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Winckler			

Absent, none.

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 File 506** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 8:36 p.m. until 9:00 a.m., Thursday, March 23, 2023.

APPENDIX

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:

ATTORNEY GENERAL

Iowa Consumer Credit Code Annual Report, pursuant to Iowa Code section 537.6104. Report received on March 22, 2023.

BOARD OF REGENTS

Span of Control Policy Report, pursuant to Iowa Code section 262.9C. Report received on March 22, 2023.

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: Wednesday, March 22, 2023, 9:05 a.m.

Members Present: Whitver, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Jochum, Lofgren, and Trone Garriott.

Members Absent: Brown, Reichman, and Zaun (all excused).

Committee Business: SR 6.

Adjourned: 9:10 a.m.

TRANSPORTATION

Convened: Wednesday, March 22, 2023, 10:20 a.m.

Members Present: Klimesh, Chair; Dickey, Vice Chair; T. Taylor, Ranking Member; Bennett, Bisignano, Bousselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach.

Members Absent: None.

Committee Business: HF 583 and HF 590.

Adjourned: 10:25 a.m.

WAYS AND MEANS

Convened: Wednesday, March 22, 2023, 2:15 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: None.

Committee Business: HF 318–Tax Credit Deadline with Senator Rowley. SF 113–Volunteer Abatement with Senator Dickey. SSB 1205–Indemnity Fund (with amendment) with Senator Driscoll. SF 284–Reverse Auction with Senator Klimesh.

Adjourned: 2:40 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 7, by Salmon, Zaun, Westrich, McClintock, Lofgren, Guth, J. Taylor, Kraayenbrink, Green, and Alons, a resolution condemning the federal vaccination mandate for members of the military and urging state and federal authorities to take remedial actions for negatively impacted service members.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Resolution 8, by Salmon, Zaun, Westrich, Kraayenbrink, Guth, and Alons, a resolution urging the federal government to investigate and arrest officials in charge of the District of Columbia Jail (jail) operated by the District of Columbia Department of Corrections in Washington, D.C., for violations of the United States Constitution and of federal law.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 554, by committee on Ways and Means, a bill for an act relating to pharmacy benefits manager reverse auctions and group insurance for public employees.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 555, by committee on Ways and Means, a bill for an act relating to the abatement of property taxes owed on property owned by certain volunteer emergency services providers and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 547

JUDICIARY: Webster, Chair; De Witt and Quirmbach

House File 585

TRANSPORTATION: Lofgren, Chair; Bennett and Bousselot

House File 625

JUDICIARY: Reichman, Chair; Knox and Webster

House File 657

JUDICIARY: Bousselot, Chair; Petersen and Zaun

FINAL COMMITTEE REPORTS OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 6, a resolution honoring and congratulating John D. Lawrence for his dedicated service to Iowa State University of Science and Technology, the State of Iowa, and all Iowans.

Recommendation: DO PASS.

Final Vote: Yeas, 6: Whitver, Sinclair, Wahls, Jochum, Lofgren, and Trone Garriott. Nays, none. Excused, 3: Brown, Reichman, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: HOUSE FILE 583, a bill for an act relating to the transfer of certain motor vehicles by operation of law, including associated odometer disclosure statements.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3105.

Final Vote: Yeas, 18: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 590, a bill for an act relating to moneys credited to the flood mitigation fund from fees collected for flying our colors registration plates.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Klimesh, Dickey, T. Taylor, Bennett, Bisignano, Bousset, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Lofgren, Rozenboom, Shipley, Webster, Winckler, and Zumbach. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 554 (formerly SF 284), a bill for an act relating to pharmacy benefits manager reverse auctions and group insurance for public employees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Dawson, Koelker, Bousset, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Quirmbach, Rowley, Schultz, Sweeney, and Zaun. Nays, 5: Jochum, Dotzler, Petersen, T. Taylor, and Winckler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 555 (formerly SF 113), a bill for an act relating to the abatement of property taxes owed on property owned by certain volunteer emergency services providers and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 318, a bill for an act relating to certain filing deadlines for property tax credits available to certain elderly, disabled, and low-income persons and credits for manufactured or mobile home taxes and including effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, and Zaun. Nays, none. Excused, 1: Winckler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on March 22, 2023, to investigate the appointment and reappointment of the following appointees:

AGRICULTURE

As members of the Agricultural Development Board:

Kevin Boyle – Gruenhagen, Chair; Shipley and T. Taylor
John Fredrickson – Alons, Chair; Giddens and Green

As a member of the Iowa Board of Veterinary Medicine:

Dr. Thomas Burkgren – McClintock, Chair; Costello and Dotzler

APPROPRIATIONS

As members of the Enhance Iowa Board:

Marcy Bergman – Zumbach, Chair; Alons and Petersen
Nate Kaeding – Lofgren, Chair; Petersen and Rowley
Mike Olson – Reichman, Chair; Celsi and Koelker
Steve Roesner – J. Taylor, Chair; Celsi and Guth

As members of the Iowa Great Places Board:

Andrew Denkinger – Kraayenbrink, Chair; Dotzler and Garrett
Nicolas Hockenberry – Koelker, Chair; Lofgren and Winckler
Sara Kurovski – Kraayenbrink, Chair; Donahue and J. Taylor
Tammy McCoy – Koelker, Chair; Reichman and T. Taylor

As a member of the Renewable Fuel Infrastructure Board:

Lisa Coffelt – Zumbach, Chair; Giddens and Green

COMMERCE

As a member of the Alcoholic Beverages Commission:

Andrea Chase – De Witt, Chair; Giddens and Westrich

As a member of the Bioscience Development Corporation:

Rebecca Fusselman –(Appt.) Gruenhagen, Chair; Bisignano and Rowley
Rebecca Fusselman –(Reappt.) Gruenhagen, Chair; Bisignano and Rowley

As members of the Credit Union Review Board:

Omar Jordan – Westrich, Chair; Knox and Webster
Megan Tjernagel – Westrich, Chair; Knox and Rowley

As Superintendent of Credit Unions:

Katie Averill – Webster, Chair; Giddens and Gruenhagen

As Executive Director of the Iowa Finance Authority:

Deborah (Debi) Durham – Koelker, Chair; Bousselot and Giddens

As members of the Iowa Finance Authority Board of Directors:

Ashley Aust – Bousselot, Chair; Jochum and Koelker
Michel Nelson – De Witt, Chair; Jochum and Rowley
Gilbert Thomas – Webster, Chair; Dickey and Jochum

As members of the Real Estate Commission:

Wendy Carminhato – Rowley, Chair; Bisignano and Webster
James Clingman – Webster, Chair; Knox and Koelker
Alicia Porter – Rowley, Chair; Gruenhagen and Petersen
Tanner Westberg – De Witt, Chair; Petersen and Webster

As members of the Title Guaranty Division Board:

Sam Erickson – Bousselot, Chair; Trone Garriott and Webster
Jason Froehlich – Westrich, Chair; Gruenhagen and Trone Garriott

EDUCATION

As members of the Iowa Autism Council:

Stephanie Boyle – Kraayenbrink, Chair; Trone Garriott and Westrich
Bill Carlson – Kraayenbrink, Chair; Trone Garriott and Westrich
Michelle Grant – Kraayenbrink, Chair; Trone Garriott and Westrich
Rhonda Kortenkamp – Kraayenbrink, Chair; Trone Garriott and Westrich

As Director of the Department of Education:

Chad Aldis – Evans, Chair; Cournoyer and Quirmbach

As a member of the State Board of Education:

Mary Meisterling – Evans, Chair; Celsi and Cournoyer

As members of the Board of Educational Examiners:

Timothy Bower – Evans, Chair; Donahue and Salmon
Dr. Davis Eidahl – Evans, Chair; Donahue and Salmon
Rhonda McRina – Evans, Chair; Donahue and Salmon

As a member of the Iowa Higher Education Loan Authority:

Gary Steinke – J. Taylor, Chair; Gruenhagen and Quirmbach

As members of the State Board of Regents:

Sherry Bates – Rozenboom, Chair; Quirmbach and Zaun
Robert Cramer – Rozenboom, Chair; Quirmbach and Zaun
Nancy Dunkel – Rozenboom, Chair; Giddens and Zaun
James Risewick – Rozenboom, Chair; Giddens and Zaun

As a member of the School Budget Review Committee:

Dr. Craig Hansel – Cournoyer, Chair; Celsi and Gruenhagen

HEALTH AND HUMAN SERVICES

As a member of the Commission on Aging:

Suzanne Heckenlaible – Costello, Chair; Donahue and Salmon

As members of the Board of Athletic Training:

Dr. Bradley Floy – Evans, Chair; Alons and Donahue
Dr. Andrew Peterson – Evans, Chair; Alons and Donahue
Emily Reese – Evans, Chair; Alons and Donahue
Dr. Lisa Woodroffe – Evans, Chair; Alons and Donahue

As members of the Board of Behavioral Science:

Nolan Byrnes – Salmon, Chair; Donahue and Guth
Lauren Wood – Salmon, Chair; Donahue and Guth

As a member of the Commission for the Blind:

Amy Salger – Guth, Chair; Alons and Petersen

As a member of the Child Advocacy Board:

Nicole Nicholson – Guth, Chair; Alons and Petersen

As members of the Children's Behavioral Health System State Board:

Mary Neubauer – Edler, Chair; Costello and Petersen
Kristie Oliver – Edler, Chair; Costello and Petersen
Dr. Cindy Yelick – Edler, Chair; Costello and Petersen

As a member of the Commission on Community Action Agencies:

Rev. Pastor Eugene Kiruhura – Garrett, Chair; Sweeney and Trone Garriott

As a member of the Commission of Deaf Services:

Cassie Alexander – Garrett, Chair; Sweeney and Trone Garriott

As members of the Board of Dentistry:

Dr. Jonathan DeJong – Rowley, Chair; Sweeney and Trone Garriott
Carly Ross – Rowley, Chair; Sweeney and Trone Garriott
Jillian Travis – Rowley, Chair; Sweeney and Trone Garriott

As a member of the Health Facilities Council:

Dr. Jeremy Kidd – Edler, Chair; Costello and Trone Garriott

As a member of the Healthy and Well Kids in Iowa (HAWK-I) Board:

Michael Stopulos – Sweeney, Chair; Salmon and Trone Garriott

As members of the Council on Human Services:

Eldora (Kay) Fisk – Sweeney, Chair; Salmon and Trone Garriott
Kimberly Kudej – Sweeney, Chair; Salmon and Trone Garriott
John Willey – Sweeney, Chair; Salmon and Trone Garriott

As members of the Board of Medicine:

Dr. Robert Donnelly – Guth, Chair; Evans and Trone Garriott
Dr. Chad Stadsvold – Guth, Chair; Evans and Trone Garriott

As members of the Mental Health and Disability Services Commission:

Diane Brecht – Alons, Chair; Evans and Trone Garriott
Linda Dettmann – Alons, Chair; Evans and Trone Garriott
June Klein-Bacon – Alons, Chair; Evans and Trone Garriott
Kathy Norris – Alons, Chair; Evans and Trone Garriott
Jack Seward, Jr. – Alons, Chair; Evans and Trone Garriott

As members of the Board of Mortuary Science:

John Parrish – Costello, Chair; Salmon and Trone Garriott
Martin Rieken – Costello, Chair; Salmon and Trone Garriott

As members of the Board of Nursing:

Amy Beltz – Salmon, Chair; Garrett and Trone Garriott
Casey Kenneavy – Salmon, Chair; Garrett and Trone Garriott
Ryan Stuck – Salmon, Chair; Garrett and Trone Garriott

As members of the Board of Pharmacy:

Connie Connolly – Guth, Chair; Rowley and Trone Garriott
Robert Egeland – Guth, Chair; Rowley and Trone Garriott
Sherill Whisenand – Guth, Chair; Rowley and Trone Garriott

As members of the Board of Sign Language Interpreters and Translitterators:

Shannon Bryer – Rowley, Chair; Alons and Jochum
Ellen Hayes – Rowley, Chair; Alons and Jochum
Tina Jarvis – Rowley, Chair; Alons and Jochum

As members of the Board of Social Work:

Teresa Daubitz – Evans, Chair; Jochum and Salmon
Joan Deluhery-Wagemester – Evans, Chair; Jochum and Salmon
Tony Raymer – Evans, Chair; Jochum and Salmon

JUDICIARY

As members of the Iowa State Civil Rights Commission:

Donald DeKock – Garrett, Chair; De Witt and Quirmbach
Dr. Argrow(Kit) Evans-Ford – Garrett, Chair; De Witt and Quirmbach
Daniel Kennedy – Garrett, Chair; De Witt and Quirmbach

As members of the Board of Corrections:

Trent Keller – Shipley, Chair; Bisignano and Bousselot
Webster Kranto – Shipley, Chair; Bisignano and Bousselot
John Nelson – Shipley, Chair; Bisignano and Bousselot
Alexa Perez – Shipley, Chair; Bisignano and Bousselot

As members of the Drug Policy Advisory Council:

Patrick Coughlin – De Witt, Chair; Garrett and Knox
Kelly Cunningham-Haan – J. Taylor, Chair; Knox and Webster
Nicole George – J. Taylor, Chair; Knox and Webster
Rex Mueller – De Witt, Chair; Knox and Webster

As Drug Policy Coordinator:

Dale Woolery – Shipley, Chair; Boussetot and Quirmbach

As Director of the Department of Inspections and Appeals:

Larry Johnson – J. Taylor, Chair; Boulton and Reichman

As members of the State Judicial Nominating Commission:

Bradley Hartkopf – Zaun, Chair; Evans and Petersen
Nancy Henderson – Zaun, Chair; Bisignano and Evans
Ashley Hoegh – Zaun, Chair; Evans and Quirmbach
Garrett Piklapp – Zaun, Chair; Boulton and Evans
Brett Roberts – Zaun, Chair; Evans and Weiner

As a member of the Commission on Judicial Qualifications:

Wayne Stuedemann – Boussetot, Chair; Webster and Weiner

As members of the Justice Advisory Board:

Shad Clayton – (Appt.) Webster, Chair; De Witt and Petersen
Shad Clayton – (Reappt.) Webster, Chair; De Witt and Petersen
John Haila – Webster, Chair; De Witt and Petersen
Timothy Lane – Webster, Chair; De Witt and Petersen
Eileen Meier – Webster, Chair; De Witt and Petersen
Cody Samec – De Witt, Chair; Petersen and Webster
Dee Sandquist – De Witt, Chair; Petersen and Webster
Monique Scarlett – De Witt, Chair; Petersen and Webster
Ardyth Slight – De Witt, Chair; Petersen and Webster
Maria Smith – De Witt, Chair; Petersen and Webster

As Director of Iowa Law Enforcement Academy:

Brady Carney – Garrett, Chair; Knox and J. Taylor

As members of the Iowa Law Enforcement Academy Council:

Gene Beinke – Evans, Chair; Webster and Weiner
Chief Timothy Carmody – Zaun, Chair; Reichman and Weiner
Sheriff Brad Kunkel – Evans, Chair; Webster and Weiner
David Lorenzen – Evans, Chair; Webster and Weiner
Sgt. Elizabeth Quinn – Evans, Chair; Knox and Webster

As Chairperson of the Board of Parole:

Nicholas Davis – Boussetlot, Chair; Rowley and Weiner

As a member of the Board of Parole:

Nicholas Davis – Boussetlot, Chair; Rowley and Weiner

As a member of the Board of Parole – Alternate:

David Jenkins – Rowley, Chair; Boulton and Boussetlot

As State Public Defender:

Jeffery Wright – J. Taylor, Chair; Boulton and Garrett

As Commissioner of Public Safety:

Stephan Bayens – Zaun, Chair; Boulton and Boussetlot

LOCAL GOVERNMENT

As members of the City Development Board:

James Halverson – Green, Chair; Guth and Weiner

Laura Skogman – Green, Chair; Guth and Weiner

Thomas Treharne – Green, Chair; Guth and Weiner

As members of the County Finance Committee:

Melvyn Houser – Lofgren, Chair; Shipley and Winckler

Mark Maxwell – Lofgren, Chair; Shipley and Winckler

Amanda Waske – Lofgren, Chair; Shipley and Winckler

Adam Wedmore – Lofgren, Chair; Shipley and Winckler

NATURAL RESOURCES AND ENVIRONMENT

As members of the Flood Mitigation Board:

Paul Assman – Sweeney, Chair; Evans and Knox

Vicki Stoller – De Witt, Chair; Bennett and Sweeney

STATE GOVERNMENT

As a member of the Accountancy Examining Board:

Frank Miller – Boussetlot, Chair; Bisignano and Brown

As members of the Architectural Examining Board:

Jeffrey Anderzhon – McClintock, Chair; Bisignano and Salmon
Paloma Chapman – McClintock, Chair; Bisignano and Salmon
Bethany Jordan – McClintock, Chair; Bisignano and Salmon
Thomas Wertzberger – McClintock, Chair; Bisignano and Salmon

As members of the Board of Chiropractic:

Dr. Dennis Vonnahme – Salmon, Chair; Bisignano and McClintock
Dr. Lauri Wondra – Salmon, Chair; Bisignano and McClintock

As members of the Board of Cosmetology Arts and Sciences:

Ashley Haack – Cournoyer, Chair; Giddens and Koelker
Cynthia Hummel – Cournoyer, Chair; Giddens and Koelker
Vivian Huynh – Cournoyer, Chair; Giddens and Koelker

As Director of the Department of Cultural Affairs:

Chris Kramer – Schultz, Chair; Bisignano and Driscoll

As members of the Board of Dietetics:

Dr. Philip Pitzen – Westrich, Chair; Bisignano and Webster
Alexis Stoneking – Westrich, Chair; Bisignano and Webster

As members of the Electrical Examining Board:

Amanda Cooling – Webster, Chair; Boulton and Westrich
Luiza Fritz – Webster, Chair; Boulton and Westrich
Jeremy Price – Webster, Chair; Boulton and Westrich

As a member of the Engineering and Land Surveying Examining Board:

James Sweeney – Webster, Chair; Bisignano and Westrich

As a member of the Board of Hearing Aid Specialists:

Helen Royer – Westrich, Chair; Bisignano and Webster

As a member of the Interior Design Examining Board:

Jennifer Moseley – Westrich, Chair; Bisignano and Webster

As a member of the Landscape Architectural Examining Board:

Curtis Stemsrud – Webster, Chair; Bisignano and Westrich

As members of the Board of Massage Therapy:

Amanda Lundstedt – Salmon, Chair; Celsi and McClintock
Jacob Schrader – Salmon, Chair; Celsi and McClintock
Matt Sillanpaa – Salmon, Chair; Celsi and McClintock

As a member of the Commission of Native American Affairs:

Calvin Harlan – Driscoll, Chair; Celsi and Schultz

As members of the Board of Nursing Home Administrators:

Kimberly Hermesen – Schultz, Chair; Celsi and Driscoll
Fr. Michael Schueller – Schultz, Chair; Celsi and Driscoll

As members of the Board of Optometry:

Dr. Brian Kirschling – Westrich, Chair; McClintock and Weiner
Dr. Caitlyn Stakeley – Westrich, Chair; McClintock and Weiner
Benjamin Uhl – Westrich, Chair; McClintock and Weiner

As members of the Board of Physical and Occupational Therapy:

Dr. Steven Cassabaum – McClintock, Chair; Salmon and Weiner
Laura Green – McClintock, Chair; Salmon and Weiner
Jeremy Kuhn – McClintock, Chair; Salmon and Weiner

As members of the Board of Podiatry:

Ryan Hughes – McClintock, Chair; Salmon and Weiner
Dr. Mica Murdoch – McClintock, Chair; Salmon and Weiner

As members of the Board of Psychology:

Dr. Laura Fuller – Salmon, Chair; Jochum and McClintock
Ruth Kunkle – Salmon, Chair; Jochum and McClintock

As members of the Real Estate Appraiser Examining Board:

Jordan Maus – Koelker, Chair; Cournoyer and Jochum
Jeff Shannon – Koelker, Chair; Cournoyer and Jochum

As a member of the Commission on the Status of Women:

Amy Ryan – Koelker, Chair; Cournoyer and Jochum

TECHNOLOGY

As Chairperson of the Iowa Telecommunications and Technology Commission:

Steven Olson – Cournoyer, Chair; Alons and Dotzler

As members of the Iowa Telecommunications and Technology Commission:

Carmine Boal – Bousselot, Chair; Bennett and Webster
Brett Mason – Alons, Chair; Reichman and Weiner
Denise Sturm – Bousselot, Chair; Knox and Koelker

TRANSPORTATION

As a member of the State Transportation Commission:

Richard Arnold – De Witt, Chair; T. Taylor and Webster

VETERANS AFFAIRS

As State of Iowa Adjutant General:

Bg. Stephen E. Osborn – Reichman, Chair; Alons and Bennett

As members of the Commission of Veterans Affairs:

Kenneth Lloyd – Edler, Chair; Lofgren and Weiner
Darlene McMartin – Salmon, Chair; Dawson and Winckler
Gregory Paulline – Dawson, Chair; Bennett and McClintock
Robert Suesakul – Alons, Chair; Lofgren and Winckler

As Executive Director of the Iowa Department of Veterans Affairs:

Todd Jacobus – Reichman, Chair; Costello and Dotzler

As Commandant of the Iowa Veterans Home:

Todd Jacobus – Reichman, Chair; Costello and Dotzler

WAYS AND MEANS

As Director of the Economic Development Authority:

Deborah (Debi) Durham – Koelker, Chair; Dawson and Dotzler

As members of the Economic Development Authority:

Melissa Ballard – Dickey, Chair; Cournoyer and Jochum
Dr. Bobbi Bentz – Bousselot, Chair; Petersen and Zaun
Lisa Shimkat – Rowley, Chair; Koelker and Quirmbach
Thomas Townsend – Koelker, Chair; Cournoyer and Jochum

As members of the Iowa Lottery Authority Board of Directors:

Josh Cook – Bousselot, Chair; Petersen and Sweeney
Mary Rathje – Bousselot, Chair; Sweeney and T. Taylor

As Director of Revenue:

Kraig Paulsen – Dawson, Chair; Koelker and Winckler

WORKFORCE

As a member of the Boiler and Pressure Vessel Board:

Nathan Whipple – Schultz, Chair; Driscoll and T. Taylor

As members of the Elevator Safety Board:

Chris Shay – Kraayenbrink, Chair; Dotzler and McClintock
Scott Smith – J. Taylor, Chair; Dotzler and McClintock

As members of the Plumbing and Mechanical Systems Board:

Curt Baker – Guth, Chair; Kraayenbrink and T. Taylor
Kiya Boozell – Schultz, Chair; Rowley and T. Taylor
Brandon Charlton – Driscoll, Chair; Dotzler and J. Taylor
Shon Smith – Rowley, Chair; Boulton and J. Taylor

As members of the Public Employment Relations Board:

Cheryl Arnold – Kraayenbrink, Chair; Dotzler and Guth
Erik Helland – Dickey, Chair; Boulton and Schultz

As Director of Workforce Development:

Beth Townsend – Dickey, Chair; Donahue and Schultz

As members of the Iowa Workforce Development Board:

Kelly Barrick – Dickey, Chair; Boulton and Driscoll
Nick Glew – Guth, Chair; Donahue and McClintock
John Hasken – Dickey, Chair; Boulton and Kraayenbrink
Scott Naumann – J. Taylor, Chair; Donahue and Guth
Tiffany O'Donnell – Dickey, Chair; Driscoll and T. Taylor
Andy Roberts – Rowley, Chair; Donahue and Kraayenbrink
LuAnn Scholbrock – Kraayenbrink, Chair; Donahue and Rowley

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

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 for her approval on this 22nd day of March, 2023.

Senate Files 154, 157, 482, and 538.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-3093	S.F.	491	Adrian Dickey
S-3094	S.F.	494	Jeff Edler
S-3095	S.F.	198	Mike Bousselot
S-3096	S.F.	525	Dan Dawson
S-3097	S.F.	496	Ken Rozenboom
S-3098	S.F.	494	Sarah Trone Garriott
S-3099	S.F.	496	Ken Rozenboom
S-3100	S.F.	525	Dan Dawson
S-3101	S.F.	494	William A. Dotzler, Jr.
S-3102	S.F.	494	Claire A. Celsi
S-3103	S.F.	525	Nate Boulton
S-3104	S.F.	496	Ken Rozenboom
S-3105	H.F.	583	Transportation

JOURNAL OF THE SENATE

SEVENTY-FOURTH CALENDAR DAY
FORTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 23, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Wednesday, March 22, 2023, 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 March 22, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 429, a bill for an act relating to school districts, including 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, requiring school district employees to provide notice to the parents or guardians of students enrolled in the school district if the employee witnesses the student being physically injured, harassed, or bullied, and including effective date provisions.

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

House File 474, a bill for an act relating to placement of custody of a newborn infant under the newborn safe haven Act.

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

House File 548, a bill for an act relating to court records for residential forcible entry and detainer actions and including effective date provisions.

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

House File 565, a bill for an act relating to specified utility construction project requirements, establishing an interim study committee, and including effective date and applicability provisions.

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

House File 602, a bill for an act relating to the inclusion of the telephone and text numbers for the your life Iowa program on public school student identification cards and including applicability provisions.

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

House File 604, a bill for an act relating to education, including authorizing the ombudsman to investigate complaints received by individuals who hold a license, certificate, authorization, or statement of recognition issued by the board of educational examiners, modifying the responsibilities of school districts and charter schools, and authorizing teachers employed by school districts or charter schools to remove disruptive students from the classroom.

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

House File 605, a bill for an act relating to energy benchmarking requirements for private properties.

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

House File 644, a bill for an act relating to criminal law including defense subpoenas, depositions, conditional guilty pleas, prosecution witnesses who are minors, and juror qualifications, and including effective date provisions.

Read first time and attached to **Senate File 523**.

House File 648, a bill for an act providing for the expungement of information regarding investment advisers and investment adviser representatives authorized to do business in this state.

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

House File 652, a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

Read first time and attached to **Senate File 387**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:05 a.m. until 1:00 p.m., Monday, March 27, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Thursday, March 23, 2023, 11:25 a.m.

Members Present: J. Taylor, Vice Chair; Quirmbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun.

Members Absent: Rozenboom, Chair (excused).

Committee Business: Senator Taylor acting as Chair. Approve minutes. Subcommittee assignments. HF 256 discussed and passed 15 yeas. HF 614 discussed and passed 15 yeas. Chair passed to Senator Sinclair. HF 421 discussed and passed 15 yeas.

Adjourned: 11:35 a.m.

JUDICIARY

Convened: Thursday, March 23, 2023, 10:00 a.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Boussetlot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: Bisignano (excused).

Committee Business: HF 400, HF 568, HF 232, HF 398, and HF 645.

Adjourned: 10:55 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 9, by Sweeney, a resolution urging the United States environmental protection agency and the United States army corps of engineers to withdraw vague regulations that threaten to impose complicated and overreaching restrictions upon Iowa farmers.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILL

Senate File 556, by committee on Ways and Means, a bill for an act providing for financing of certain agricultural commodity programs, by reducing and eliminating fees imposed on licensed grain dealers and warehouse operators, replacing those moneys with moneys collected from a percentage of state assessments imposed on the sale of corn, increasing moneys deposited into the grain depositors and sellers indemnity fund, increasing indemnification amounts, and making appropriations.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

STUDY BILL RECEIVED

SSB 1208 Ways and Means

Relating to certain education programs and tax credits and including effective date, applicability, and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 265

STATE GOVERNMENT: Webster, Chair; Jochum and Schultz

House File 349

JUDICIARY: Bousselot, Chair; Knox and Zaun

House File 474

JUDICIARY: Rowley, Chair; Petersen and Shipley

House File 548

JUDICIARY: J. Taylor, Chair; Quirmbach and Reichman

House File 648

JUDICIARY: Webster, Chair; Evans and Weiner

SSB 1208

WAYS AND MEANS: Cournoyer, Chair; Dawson and Winckler

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: HOUSE FILE 256, a bill for an act relating to the minimum age of applicants for licenses from the board of educational examiners.

Recommendation: DO PASS.

Final Vote: Yeas, 15: J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, 1: Rozenboom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 421, a bill for an act relating to the Iowa tuition grants program administered by the college student aid commission and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 15: J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, 1: Rozenboom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 614, a bill for an act relating to licenses issued by the board of educational examiners to applicants from other states or countries.

Recommendation: DO PASS.

Final Vote: Yeas, 15: J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, 1: Rozenboom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 232, a bill for an act relating to probate proceedings, including fiduciary and trustee duties, and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bousselot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 398, a bill for an act relating to adoption proceedings by providing for representation of adoptive parents and guardians ad litem by local public defenders for children in certain adoption proceedings and modifying filing requirements for adoption petitions and notice requirements for adoption hearings of adults.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bousselot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 400, a bill for an act relating to the vacation of certain termination of parental rights orders.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bousselot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 568, a bill for an act relating to criminal history and intelligence data.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bousselot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 645, a bill for an act relating to interpretation of law in administrative and judicial proceedings under the Iowa administrative procedure Act.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bousselot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 556 (SSB 1205), a bill for an act providing for financing of certain agricultural commodity programs, by reducing and eliminating fees imposed on licensed grain dealers and warehouse operators, replacing those moneys with moneys collected from a percentage of state assessments imposed on the sale of corn, increasing moneys deposited into the grain depositors and sellers indemnity fund, increasing indemnification amounts, and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Dawson, Koelker, Bousset, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, Schultz, and Zaun. Nays, 7: Jochum, Dotzler, Petersen, Quirnbach, Sweeney, T. Taylor, and Winckler. Excused, none.

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 556, and they were attached to the committee report.

BILL REFERRED TO COMMITTEE

The following bill was referred to the following committee:

House File 349 Judiciary

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 22, 2023, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 154 – Exempting hydroexcavation equipment from certain size, weight, load, and permit requirements on highways.

Senate File 157 – Authorizing certain persons to administer the final field test of an approved driver education course.

Senate File 482 – Prohibiting persons from entering single and multiple occupancy restrooms or changing areas and other facilities in elementary and secondary schools that do not correspond with the person's biological sex and including effective date provisions.

Senate File 538 – Relating to prohibited activities regarding gender transition procedures relative to minors, and including effective date and applicability provisions.

AMENDMENTS FILED

S-3106	S.F.	127	Mark Costello
S-3107	H.F.	232	Jeff Taylor

JOURNAL OF THE SENATE

SEVENTY-EIGHTH CALENDAR DAY
FORTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 27, 2023

The Senate met in regular session at 1:05 p.m., President Sinclair presiding.

Prayer was offered by the Honorable Mark Costello, member of the Senate from Mills County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Thursday, March 23, 2023, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced to the Senate chamber Stephan Bayens, the Governor's appointee to be the Commissioner of Public Safety. He was the guest of Senator Zaun and the committee on Judiciary.

The Secretary of the Senate introduced to the Senate chamber Nicholas Davis, the Governor's appointee to be the Chairperson of the Board of Parole. He was the guest of Senator Bousselot and the committee on Judiciary.

The Secretary of the Senate introduced to the Senate chamber Dale Woolery, the Governor's appointee to be the Drug Policy Coordinator. He was the guest of Senator Shipley and the committee on Judiciary.

The Secretary of the Senate introduced to the Senate chamber Jeffery Wright, the Governor's appointee to be the State Public Defender. He was the guest of Senator J. Taylor and the committee on Judiciary.

ADJOURNMENT

On motion of Senator Koelker, the Senate adjourned at 1:12 p.m. until 9:00 a.m., Tuesday, March 28, 2023.

APPENDIX

REPORT OF COMMITTEE MEETING

LOCAL GOVERNMENT

Convened: Monday, March 27, 2023, 2:55 p.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler.

Members Absent: Quirmbach (excused).

Committee Business: HF 279-passed. HF 314-passed. HF 540-passed.

Adjourned: 3:05 p.m.

SUBCOMMITTEE ASSIGNMENTS

House File 332 (Reassigned)

STATE GOVERNMENT: Koelker, Chair; Bousselot and Weiner

House File 462

HEALTH AND HUMAN SERVICES: Salmon, Chair; Evans and Petersen

House File 467

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

House File 602

EDUCATION: J. Taylor, Chair; Celsi and Salmon

House File 604

EDUCATION: Evans, Chair; Donahue and Sinclair

House File 605

COMMERCE: Webster, Chair; Jochum and Klimesh

House File 634

NATURAL RESOURCES AND ENVIRONMENT: De Witt, Chair; Celsi and Sweeney

**WITHDRAWAL OF
GOVERNOR'S APPOINTEE**

The following letter from the Governor was received in the office of the Secretary of the Senate:

I am withdrawing the name of Nicolas Hockenberry for confirmation as a member of the Iowa Great Places Board from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on March 27, 2023:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Great Places Board formerly held by Nicolas Hockenberry. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
KIM REYNOLDS
Governor

JOURNAL OF THE SENATE

SEVENTY-NINTH CALENDAR DAY
FORTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 28, 2023

The Senate met in regular session at 9:03 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Sandy Salmon, member of the Senate from Bremer County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Monday, March 27, 2023, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced to the Senate chamber Chad Aldis, the Governor's appointee to be Director of the Department of Education. He was the guest of Senator Evans and the committee on Education.

The Secretary of the Senate introduced to the Senate chamber Debi Durham, the Governor's appointee to be Executive Director of the Iowa Finance Authority and Director of the Economic Development Authority. She was the guest of Senator Koelker and the committees on Commerce and Ways and Means.

The Secretary of the Senate introduced to the Senate chamber Todd Jacobus, the Governor's appointee to be Commandant of the Iowa Veterans Home and Executive Director of the Iowa Department of Veterans Affairs. He was the guest of Senator Reichman and the committee on Veterans Affairs.

BILLS REFERRED TO COMMITTEE

President Sinclair announced that the following bills were referred to the following committees under Senate Rule 38:

House File 462 from Health and Human Services to Commerce
House File 467 from Health and Human Services to Commerce
House File 605 from Commerce to State Government

ADJOURNMENT

On motion of Senator Zaun, the Senate adjourned at 9:20 a.m. until 9:00 a.m., Wednesday, March 29, 2023.

APPENDIX

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 HUMAN SERVICES

Medicaid Managed Care Oversight Quarterly Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on March 27, 2023.

MHDS Regional Service System Quarterly Report, pursuant to Iowa Code section 331.400. Report received on March 27, 2023.

Nonreversion of Funds Quarterly Report, pursuant to 2021 Iowa Acts, Chapter 182, section 65. Report received on March 27, 2023.

OFFICE OF THE CHIEF INFORMATION OFFICER

Status of Technology Upgrades or Enhancements for State Agencies Quarterly Report, pursuant to Iowa Code section 8B.9. Report received on March 28, 2023.

REPORT OF COMMITTEE MEETING

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, March 28, 2023, 11:15 a.m.

Members Present: Sweeney, Chair; Shipley, Vice Chair; Knox, Ranking Member; Bennett, Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach.

Members Absent: None.

Committee Business: Consideration of HF 634.

Adjourned: 11:20 a.m.

SUBCOMMITTEE ASSIGNMENTS

House File 565

COMMERCE: Boussetot, Chair; Bisignano and Dawson

House File 605

(Reassigned)

STATE GOVERNMENT: Webster, Chair; Jochum and Koelker

House File 668

WAYS AND MEANS: Klimesh, Chair; Dawson and Petersen

FINAL COMMITTEE REPORTS OF BILL ACTION

LOCAL GOVERNMENT

Bill Title: HOUSE FILE 279, a bill for an act requiring an assessor to comply with certain local policies.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 314, a bill for an act relating to methods of determining compensation for elected county officers.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 540, a bill for an act relating to considerations required before a county board of supervisors leases, purchases, or constructs a facility or building.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: HOUSE FILE 634, a bill for an act relating to persons certified to conduct time-of-transfer inspections of private sewage disposal systems, and providing penalties.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Shipley, Knox, Bennett, Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEE PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

NATURAL RESOURCES AND ENVIRONMENT

Paul Assman – Flood Mitigation Board

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

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 for her approval on this 28th day of March, 2023.

Senate Files 75 and 262.

W. CHARLES SMITHSON
Secretary of the Senate

JOURNAL OF THE SENATE

EIGHTIETH CALENDAR DAY
FORTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 29, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Zach Wahls, member of the Senate from Johnson County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Tuesday, March 28, 2023, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 28, 2023, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 228, a bill for an act relating to tort liability, including employer liability and damages in civil actions involving commercial motor vehicles. (S—3108)

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced to the Senate chamber BG. Stephen E. Osborn, the Governor's appointee to be the State of Iowa Adjutant General. He was the guest of Senator Reichman and the committee on Veterans Affairs.

BILL REFERRED TO COMMITTEE

President Sinclair announced that **Senate File 489** was referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

SPECIAL GUESTS

Senator Rozenboom presented Cheyne Plants, Queen of the Eighty-eighth Annual Tulip Time Festival, who in turn introduced the members of her court: Tatum Carlstone, Ellie Wogen, Avery Verhoef, and Anna DeNooy.

Queen Cheyne invited members of the Senate to attend the Tulip Time Festival in Pella on May 4, 5, and 6.

The Senate rose and expressed its welcome.

HERBERT HOOVER UNCOMMON PUBLIC SERVICE AWARD

Senators Jochum and Rozenboom announced the 2023 Herbert Hoover Uncommon Public Service Award recipient, President Amy Sinclair.

Senator Sinclair addressed the Senate with brief remarks and was presented the Uncommon Public Service Award.

The Senate rose and expressed its congratulations.

President Pro Tempore Zaun took the chair at 9:16 a.m.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:18 a.m. until 9:00 a.m., Thursday, March 30, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, March 29, 2023, 1:40 p.m.

Members Present: Rozenboom, Chair; J. Taylor, Vice Chair; Quirmbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun.

Members Absent: None.

Committee Business: Approve minutes and subcommittee assignments. HF 602 discussed and passed. HF 604 discussed and passed. HF 430 discussed and passed with Senators Quirmbach, Celsi, Donahue, Giddens and Trone Garriott voting Nay. HF 135 discussed and passed.

Adjourned: 2:05 p.m.

JUDICIARY

Convened: Tuesday, March 28, 2023, 1:00 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Bousselot, Dawson, De Witt, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: Evans (excused).

Committee Business: HF 469, HF 636, HF 648, HF 625, HF 349, HF 474, and HF 630.

Adjourned: 2:30 p.m.

STATE GOVERNMENT

Convened: Wednesday, March 29, 2023, 11:50 a.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Bousselot, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, Salmon, Webster, Weiner, and Westrich.

Members Absent: Brown and McClintock (both excused).

Committee Business: Consideration and passage of bills: HF 332, HF 265, HF 656, HF 497, HF 635, HF 603, and HF 605.

Adjourned: 12:15 p.m.

TECHNOLOGY

Convened: Wednesday, March 29, 2023, 2:40 p.m.

Members Present: Cournoyer, Chair; Kraayenbrink, Vice Chair; Bennett, Ranking Member; Alons, Boussetlot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: HF 632.

Adjourned: 2:45 p.m.

STUDY BILLS RECEIVED**SSB 1209 Appropriations**

Relating to and making appropriations involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and providing for properly related matters.

SSB 1210 Appropriations

Relating to and making appropriations involving state government entities associated with agriculture, natural resources, and environmental protection.

SSB 1211 Appropriations

Making appropriations 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 providing for properly related matters.

SSB 1212 Appropriations

Relating to the funding of, the operation of, and appropriation of moneys to the department for the blind, the department of education, and the state board of regents, and providing for properly related matters.

SSB 1213 Appropriations

Relating to appropriations for veterans and health and human services and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

SSB 1214 Appropriations

Relating to appropriations to the justice system.

SSB 1215 Appropriations

Relating to appropriations to the judicial branch.

SUBCOMMITTEE ASSIGNMENTS**House File 253**

EDUCATION: Cournoyer, Chair; Celsi and Westrich

House File 429

EDUCATION: Kraayenbrink, Chair; Giddens and Rozenboom

House File 462

COMMERCE: Brown, Chair; Boussetot and Petersen

House File 467

COMMERCE: Brown, Chair; Boussetot and Petersen

House File 615

EDUCATION: Rozenboom, Chair; Donahue and Kraayenbrink

SSB 1209

APPROPRIATIONS: Rowley, Chair; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Kraayenbrink, Lofgren, Petersen, Reichman, J. Taylor, T. Taylor, Winckler and Zumbach

SSB 1210

APPROPRIATIONS: Zumbach, Chair; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Kraayenbrink, Lofgren, Petersen, Reichman, Rowley, J. Taylor, T. Taylor, and Winckler

SSB 1211

APPROPRIATIONS: Lofgren, Chair; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Kraayenbrink, Petersen, Reichman, Rowley, J. Taylor, T. Taylor, Winckler, and Zumbach

SSB 1212

APPROPRIATIONS: J. Taylor, Chair; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Kraayenbrink, Lofgren, Petersen, Reichman, Rowley, T. Taylor, Winckler, and Zumbach

SSB 1213

APPROPRIATIONS: Costello, Chair; Alons, Celsi, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Kraayenbrink, Lofgren, Petersen, Reichman, Rowley, J. Taylor, T. Taylor, Winckler, and Zumbach

SSB 1214

APPROPRIATIONS: Garrett, Chair; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Giddens, Green, Guth, Koelker, Kraayenbrink, Lofgren, Petersen, Reichman, Rowley, J. Taylor, T. Taylor, Winckler, and Zumbach

SSB 1215

APPROPRIATIONS: Garrett, Chair; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Giddens, Green, Guth, Koelker, Kraayenbrink, Lofgren, Petersen, Reichman, Rowley, J. Taylor, T. Taylor, Winckler, and Zumbach

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: HOUSE FILE 135, a bill for an act relating to the responsibilities of the state board of regents and the institutions of higher education governed by the state board of regents, including requiring the board to publish certain information related to the average income and student debt of institution graduates and requiring the institutions to provide the board with information related to the average income and student debt of institution graduates and to adopt procedures that require institutions to provide information related to the average income and student debt of institution graduates to undergraduates.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 430, a bill for an act relating to education, including requirements related to mandatory reporters, a process for investigating complaints against school employees, and the responsibilities of the department of education, school districts, charter schools, accredited nonpublic schools, and the board of educational examiners.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Rozenboom, J. Taylor, Cournoyer, Evans, Garrett, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Westrich, and Zaun. Nays, 5: Quirmbach, Celsi, Donahue, Giddens, and Trone Garriott. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 602, a bill for an act relating to the inclusion of the telephone and text numbers for the your life Iowa program on public school student identification cards and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 604, a bill for an act relating to education, including authorizing the ombudsman to investigate complaints received by individuals who hold a license, certificate, authorization, or statement of recognition issued by the board of educational examiners, modifying the responsibilities of school districts and charter schools, and authorizing teachers employed by school districts or charter schools to remove disruptive students from the classroom.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Rozenboom, J. Taylor, Quirmbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 469, a bill for an act relating to waiver of the placement investigations and reports related to the adoption of a minor by a minor's legal guardian.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Zaun, Garrett, Boulton, Bousset, Dawson, De Witt, Knox, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 4: Bisignano, Petersen, Quirnbach, and Weiner. Excused, 1: Evans.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 474, a bill for an act relating to placement of custody of a newborn infant under the newborn safe haven Act.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Evans.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 625, a bill for an act relating to mandatory minimum sentences relating to the control, possession, receipt, or transportation of a firearm or offensive weapon by a felon and providing penalties.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 1: Weiner. Excused, 1: Evans.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 630, a bill for an act relating to human trafficking and providing penalties.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Evans.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 636, a bill for an act relating to consideration of the educational setting of a minor child in a child custody proceeding.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Zaun, Garrett, Boussetlot, Dawson, De Witt, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirmbach, and Weiner. Excused, 1: Evans.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 648, a bill for an act providing for the expungement of information regarding investment advisers and investment adviser representatives authorized to do business in this state.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Boussetlot, Dawson, De Witt, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Evans.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 265, a bill for an act relating to midwife licensure, providing for fees, and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Yeas, 15: Schultz, Bisignano, Boulton, Boussetlot, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, Salmon, Webster, Weiner, and Westrich. Nays, 1: Cournoyer. Excused, 2: Brown and McClintock.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 332, a bill for an act relating to the disposition of real property belonging to the state by the director of the department of administrative services.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Boussetlot, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and McClintock.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 497, a bill for an act relating to the definition of meeting under Iowa's open meetings law.

Recommendation: DO PASS.

Final Vote: Yeas, 15: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, Salmon, Webster, Weiner, and Westrich. Nays, 1: Celsi. Excused, 2: Brown and McClintock.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 635, a bill for an act relating to the requirements for a license to practice podiatry.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and McClintock.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 656, a bill for an act establishing the dentist and dental hygienist compact.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and McClintock.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TECHNOLOGY

Bill Title: HOUSE FILE 632, a bill for an act authorizing the expenditure of funding from the secure an advanced vision for education fund for certain cybersecurity purposes.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Bousset, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 28, 2023, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 75 – Relating to certain health facilities including ambulatory surgical centers and rural emergency hospitals, including licensing requirements and fees, providing penalties and making penalties applicable, providing emergency rulemaking authority, and including applicability and effective date provisions.

Senate File 262 – Relating to consumer data protection, providing civil penalties, and including effective date provisions.

AMENDMENT FILED

S-3108 S.F. 228 House

JOURNAL OF THE SENATE

EIGHTY-FIRST CALENDAR DAY
FORTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 30, 2023

The Senate met in regular session at 9:03 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Wednesday, March 29, 2023, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced to the Senate chamber Brady Carney, the Governor's appointee to be the Director of the Law Enforcement Academy. He was the guest of Senator Garrett and the committee on Judiciary.

The Secretary of the Senate introduced to the Senate chamber Larry Johnson, the Governor's appointee to be the Director of the Department of Inspections and Appeals. He was the guest of Senator J. Taylor and the committee on Judiciary.

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Senator Whitver asked and received unanimous consent to move the following bills to the Unfinished Business Calendar:

Senate Joint Resolution 7

Senate File 16

Senate File 21 and attached House File 137

Senate File 125 and attached House File 128

Senate File 127

Senate File 130 and attached House File 250

Senate File 133 and attached House File 183

Senate File 142 and attached House File 112

Senate File 147 and attached House File 216

Senate File 156 and attached House File 335

Senate File 182

Senate File 186 and attached House File 272

Senate File 189 and attached House File 269

Senate File 190 and attached House File 320

Senate File 191 and attached House File 478

Senate File 194 and attached House File 347

Senate File 202 and attached House File 350

Senate File 203 and attached House File 143

Senate File 210

Senate File 211

Senate File 228

Senate File 229 and attached House File 176

Senate File 230 and attached House File 358

Senate File 253

Senate File 286 and attached House File 567

Senate File 287

Senate File 311

Senate File 316 and attached House File 472

Senate File 317

Senate File 321

Senate File 325 and attached House File 274

Senate File 327 and attached House File 357

Senate File 328

Senate File 344 and attached House File 280

Senate File 353 and attached House File 270

Senate File 356

Senate File 358 and attached House File 317
Senate File 360 and attached House File 204
Senate File 364 and attached House File 573
Senate File 385 and attached House File 631
Senate File 387 and attached House File 652
Senate File 391
Senate File 401 and attached House File 433
Senate File 417 and attached House File 475
Senate File 419 and attached House File 423
Senate File 420 and attached House File 271
Senate File 422 and attached House File 247
Senate File 470
Senate File 471 and attached House File 471
Senate File 472
Senate File 476
Senate File 483 and attached House File 608
Senate File 485
Senate File 495 and attached House File 553
Senate File 497 and attached House File 593
Senate File 504 and attached House File 592
Senate File 505
Senate File 507
Senate File 508 and attached House File 595
Senate File 510 and attached House File 465
Senate File 511
Senate File 515 and attached House File 397
Senate File 517
Senate File 518 and attached House File 432
Senate File 520
Senate File 522
Senate File 523 and attached House File 644
Senate File 528
Senate File 534 and attached House File 609
Senate File 535 and attached House File 599
Senate File 536 and attached House File 607
Senate File 537
Senate File 540
Senate File 541
Senate File 542
Senate File 543
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Senate File 555
Senate File 556

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:10 a.m. until 1:00 p.m., Monday, April 3, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, March 30, 2023, 9:45 a.m.

Members Present: Driscoll, Chair; Rozenboom, Vice Chair; Bisignano, Ranking Member; Alons, Boulton, Costello, Dotzler, Edler, Giddens, Green, Gruenhagen, Shipley, Sweeney, and T. Taylor.

Members Absent: McClintock and Zumbach (both excused).

Committee Business: HF 185 discussed and passed. HF 661 discussed and passed with Senators Bisignano, Boulton, Dotzler, Giddens, and T. Taylor voting nay.

Adjourned: 10:05 a.m.

HEALTH AND HUMAN SERVICES

Convened: Thursday, March 30, 2023, 1:15 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: None.

Committee Business: Consideration and approval of Governor Appointees. Consideration and passage of the following bills: HF 93, HF 425, HF 584, HF 466, HF 319, and HF 555.

Adjourned: 1:45 p.m.

STUDY BILL RECEIVED

SSB 1216 **Ways and Means**

Providing for the transportation of biogas using a gathering line system constructed within a secondary road right-of-way, providing fees, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 1216

WAYS AND MEANS: Driscoll, Chair; Dotzler and Schultz

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: HOUSE FILE 185, a bill for an act relating to businesses' eligibility for the butchery innovation and revitalization program, and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 14: Driscoll, Rozenboom, Bisignano, Alons, Boulton, Costello, Dotzler, Edler, Giddens, Green, Gruenhagen, Shipley, Sweeney, and T. Taylor. Nays, none. Excused, 2: McClintock and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 661, a bill for an act providing for the issuance of annual statewide licenses for certain establishments offering food for sale, including license fees, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 9: Driscoll, Rozenboom, Alons, Costello, Edler, Green, Gruenhagen, Shipley, and Sweeney. Nays, 5: Bisignano, Boulton, Dotzler, Giddens, T. Taylor. Excused, 2: McClintock and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HEALTH AND HUMAN SERVICES

Bill Title: HOUSE FILE 93, a bill for an act prohibiting specified provisions in agreements between employers and certain mental health professionals and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 319, a bill for an act relating to physical examinations of personnel working in licensed or registered child care facilities.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3113.

Final Vote: Yeas, 9: Edler, Costello, Alons, Evans, Garrett, Guth, Rowley, Salmon, and Sweeney. Nays, 4: Trone Garriott, Donahue, Jochum, and Petersen. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 425, a bill for an act relating to the release of custody of a newborn infant under the newborn safe haven Act.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 466, a bill for an act relating to televised testimony in involuntary commitment hearings for persons with substance-related disorders and persons with mental illness.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 555, a bill for an act relating to the practice of pharmacy, and providing for administrative penalties.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3112.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 584, a bill for an act relating to individual licensees who provide child foster care.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Edler, Costello, Trone Garriott, Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 349, a bill for an act relating to probation, including discharge credits, educational credits, and workforce credits, and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3111.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Bisignano, Bousset, Dawson, De Witt, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Evans.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 603, a bill for an act relating to purchasing of tires from the state by certain volunteer emergency services providers.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3110.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and McClintock.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 605, a bill for an act relating to energy benchmarking requirements for private properties.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3109.

Final Vote: Yeas, 10: Schultz, Cournoyer, Bousselot, Dawson, Driscoll, Koelker, Kraayenbrink, Salmon, Webster, and Westrich. Nays, 6: Bisignano, Boulton, Celsi, Giddens, Jochum, and Weiner. Excused, 2: Brown and McClintock.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

HEALTH AND HUMAN SERVICES

Suzanne Heckenlaible – Commission on Aging

Mary Neubauer – Children's Behavioral Health System State Board

Kristie Oliver – Children's Behavioral Health System State Board

Dr. Cindy Yelick – Children's Behavioral Health System State Board

Rev. Pastor Eugene Kiruhura – Commission on Community Action Agencies

Cassie Alexander – Commission of Deaf Services

Dr. Jonathan DeJong – Board of Dentistry

Carly Ross – Board of Dentistry

Dr. Chad Stadsvold – Board of Medicine

Jack Seward, Jr. – Mental Health and Disability Services Commission

Connie Connolly – Board of Pharmacy

Robert Egeland – Board of Pharmacy

Sherill Whisenand – Board of Pharmacy

Shannon Bryer – Board of Sign Language Interpreters and Translitterators

Ellen Hayes – Board of Sign Language Interpreters and Translitterators

Tina Jarvis – Board of Sign Language Interpreters and Translitterators

AMENDMENTS FILED

S-3109	H.F.	605	State Government
S-3110	H.F.	603	State Government
S-3111	H.F.	349	Judiciary
S-3112	H.F.	555	Health and Human Services
S-3113	H.F.	319	Health and Human Services

JOURNAL OF THE SENATE

EIGHTY-FIFTH CALENDAR DAY
FORTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 3, 2023

The Senate met in regular session at 1:06 p.m., President Sinclair presiding.

Prayer was offered by the Honorable Mark Costello, member of the Senate from Mills County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Thursday, March 30, 2023, was approved.

BILLS REFERRED TO COMMITTEE

President Sinclair announced that **House Files 265, 541, 590, 632, and 661** were referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:25 p.m. until 9:00 a.m., Tuesday, April 4, 2023.

APPENDIX

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 AGRICULTURE AND LAND STEWARDSHIP

Department of Agriculture and Land Stewardship Expenditures, pursuant to 2022 Iowa Acts, HF 2560, section 1. Report received on April 3, 2023.

DEPARTMENT OF HUMAN SERVICES

Analysis of Medicaid Member Appeals Report, pursuant to 2020 Iowa Acts, HF 2627. Report received on March 31, 2023.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

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 for her approval on this 3rd day of April, 2023.

Senate Files 445 and 514.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENT FILED

S-3114 H.F. 314 Mike Klimesh

JOURNAL OF THE SENATE

EIGHTY-SIXTH CALENDAR DAY
FIFTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 4, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Sandy Salmon, member of the Senate from Bremer County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Monday, April 3, 2023, 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 April 3, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 135, a bill for an act relating to registered interior design and providing penalties.

Senate File 197, a bill for an act relating to licensure requirements for professional land surveyors, and including effective date and applicability provisions.

ALSO: That the House has on April 3, 2023, **passed** the following bill in which the concurrence of the Senate is asked:

House File 359, a bill for an act relating to the modification of a bridge order issued pursuant to a previous child in need of assistance case.

Read first time and attached to **Senate File 328**.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced to the Senate chamber Beth Townsend, the Governor's appointee to be Director of Workforce Development. She was the guest of Senator Dickey and the committee on Workforce.

The Secretary of the Senate introduced to the Senate chamber Kraig Paulsen, the Governor's appointee to be Director of the Department of Management. He was the guest of Senator Kraayenbrink and the committee on Appropriations.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:16 a.m. until 9:00 a.m., Wednesday, April 5, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, April 3, 2023, 2:30 p.m.

Members Present: Kraayenbrink, Chair; Zumbach, Vice Chair; Petersen, Ranking Member; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, Rowley, J. Taylor, T. Taylor, and Winckler.

Members Absent: None.

Committee Business: SSB 1209, SSB 1210, SSB 1211, and SSB 1212.

Adjourned: 4:00 p.m.

ALSO:

Convened: Tuesday, April 4, 2023, 10:15 a.m.

Members Present: Kraayenbrink, Chair; Zumbach, Vice Chair; Petersen, Ranking Member; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, Rowley, J. Taylor, T. Taylor, and Winckler.

Members Absent: None.

Committee Business: SSB 1213, SSB 1214, and SSB 1215.

Adjourned: 11:50 a.m.

INTRODUCTION OF BILLS

Senate File 557, by committee on Appropriations, a bill for an act relating to and making appropriations involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and providing for properly related matters.

Read first time under Rule 28 and **placed on Appropriations calendar.**

Senate File 558, by committee on Appropriations, a bill for an act relating to and making appropriations involving state government entities associated with agriculture, natural resources, and environmental protection.

Read first time under Rule 28 and **placed on Appropriations calendar.**

Senate File 559, by committee on Appropriations, a bill for an act making appropriations 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 providing for properly related matters.

Read first time under Rule 28 and **placed on Appropriations calendar.**

Senate File 560, by committee on Appropriations, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the department for the blind, the department of education, and the state board of regents, and providing for properly related matters.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 561, by committee on Appropriations, a bill for an act relating to appropriations for veterans and health and human services and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 562, by committee on Appropriations, a bill for an act relating to appropriations to the justice system.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 563, by committee on Appropriations, a bill for an act relating to appropriations to the judicial branch.

Read first time under Rule 28 and **placed on Appropriations calendar**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 489

WAYS AND MEANS: Klimesh, Chair; Dickey and Winckler

House File 265

WAYS AND MEANS: Schultz, Chair; Jochum and Koelker

House File 541

WAYS AND MEANS: Rowley, Chair; Klimesh and Quirmbach

House File 590

WAYS AND MEANS: Klimesh, Chair; Dickey and T. Taylor

House File 632

WAYS AND MEANS: Cournoyer, Chair; Dotzler and Koelker

House File 661

WAYS AND MEANS: Schultz, Chair; Driscoll and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 557 (SSB 1209), a bill for an act relating to and making appropriations involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and providing for properly related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kraayenbrink, Zumbach, Alons, Costello, Edler, Garrett, Green, Guth, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 7: Petersen, Celsi, Donahue, Dotzler, Giddens, T. Taylor, and Winckler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 558 (SSB 1210), a bill for an act relating to and making appropriations involving state government entities associated with agriculture, natural resources, and environmental protection.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kraayenbrink, Zumbach, Alons, Costello, Edler, Garrett, Green, Guth, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 7: Petersen, Celsi, Donahue, Dotzler, Giddens, T. Taylor, and Winckler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 559 (SSB 1211), a bill for an act making appropriations 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 providing for properly related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kraayenbrink, Zumbach, Alons, Costello, Edler, Garrett, Green, Guth, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 7: Petersen, Celsi, Donahue, Dotzler, Giddens, T. Taylor, and Winckler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 560 (SSB 1212), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the department for the blind, the department of education, and the state board of regents, and providing for properly related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kraayenbrink, Zumbach, Alons, Costello, Edler, Garrett, Green, Guth, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 7: Petersen, Celsi, Donahue, Dotzler, Giddens, T. Taylor, and Winckler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 561 (SSB 1213), a bill for an act relating to appropriations for veterans and health and human services and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Kraayenbrink, Alons, Costello, Edler, Garrett, Green, Guth, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 7: Petersen, Celsi, Donahue, Dotzler, Giddens, T. Taylor, and Winckler. Excused, 1: Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 562 (SSB 1214), a bill for an act relating to appropriations to the justice system.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Kraayenbrink, Alons, Costello, Edler, Garrett, Green, Guth, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 7: Petersen, Celsi, Donahue, Dotzler, Giddens, T. Taylor, and Winckler. Excused, 1: Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 563 (SSB 1215), a bill for an act relating to appropriations to the judicial branch.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Kraayenbrink, Alons, Costello, Edler, Garrett, Green, Guth, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 7: Petersen, Celsi, Donahue, Dotzler, Giddens, T. Taylor, and Winckler. Excused, 1: Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate:

I am withdrawing the name of John Fredrickson for confirmation as a member of the Agricultural Development Board from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on April 4, 2023:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Agricultural Development Board formerly held by John Fredrickson. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR’S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

APPROPRIATIONS

Marcy Bergman – Enhance Iowa Board
Nate Kaeding – Enhance Iowa Board
Mike Olson – Enhance Iowa Board
Steve Roesner – Enhance Iowa Board

Andrew Denkinger – Iowa Great Places Board
Sara Kurovski – Iowa Great Places Board
Tammy McCoy – Iowa Great Places Board

Lisa Coffelt – Renewable Fuel Infrastructure Board

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 4, 2023, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 445 – Relating to protests considered by local boards of review and including effective date and applicability provisions.

Senate File 514 – Relating to the organization, structure, and functions of state government, providing for salaries of appointed state officers, providing for penalties, making appropriations, providing Code editor directives and transition provisions, and including applicability and effective date provisions.

AMENDMENTS FILED

S-3115	S.F.	546	Chris Cournoyer
S-3116	H.F.	135	Ken Rozenboom

JOURNAL OF THE SENATE

EIGHTY-SEVENTH CALENDAR DAY
FIFTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 5, 2023

The Senate met in regular session at 9:03 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Janice Weiner, member of the Senate from Johnson County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Tuesday, April 4, 2023, 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 April 4, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 359, a bill for an act relating to the charging procedure for scheduled violations for exceeding weight limits on an axle or vehicle.

Senate File 473, a bill for an act relating to livestock health, by providing for the livestock health advisory council and livestock disease research fund.

Senate File 490, a bill for an act relating to persons authorized to receive a copy of a written accident report filed by a law enforcement officer.

ALSO: That the House has on April 4, 2023, **adopted** the following resolution in which the concurrence of the House was asked:

Senate Joint Resolution 9, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

ALSO: That the House has on April 4, 2023, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 84, a bill for an act relating to sexual exploitation of a minor and providing penalties. (S–3118)

Senate File 219, a bill for an act relating to educational requirements for a permit to perform tattooing. (S–3119)

Senate File 496, a bill for an act 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, 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 and the governing boards of charter schools and innovation zone schools, competent private instruction, and special education. (S–3117)

ALSO: That the House has on April 4, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 174, a bill for an act relating to the referral of a patient for diagnostic imaging by a physical therapist.

Read first time and attached to **Senate File 211**.

House File 564, a bill for an act relating to access to criminal history data in child in need of assistance proceedings.

Read first time and attached to **Senate File 511**.

House File 655, a bill for an act providing for business organizations, including limited liability companies, providing penalties, and including effective date provisions.

Read first time and attached to **Senate File 544**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:09 a.m. until 9:00 a.m., Thursday, April 6, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

LOCAL GOVERNMENT

Convened: Wednesday, April 5, 2023, 11:05 a.m.

Members Present: Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Quirmbach, Shipley, Webster, Westrich, and Winckler.

Members Absent: None.

Committee Business: Voted on governor's appointments—all approved and moved to En Bloc Calendar.

Adjourned: 11:10 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Wednesday, April 5, 2023, 10:35 a.m.

Members Present: Sweeney, Chair; Shipley, Vice Chair; Knox, Ranking Member; Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, Trone Garriott, and Zumbach.

Members Absent: Bennett (excused).

Committee Business: Governor's appointments Paul Assman and Vicki Stoller–Flood Mitigation Board.

Adjourned: 10:40 a.m.

TECHNOLOGY

Convened: Wednesday, April 5, 2023, 1:00 p.m.

Members Present: Cournoyer, Chair; Alons, Dotzler, Koelker, Reichman, Webster, and Weiner.

Members Absent: Kraayenbrink, Vice Chair; Bennett, Ranking Member; Boussetol, Knox, and J. Taylor (all excused).

Committee Business: Governor's appointments.

Adjourned: 1:05 p.m.

VETERANS AFFAIRS

Convened: Wednesday, April 5, 2023, 10:00 a.m.

Members Present: Reichman, Chair; Salmon, Vice Chair; Dotzler, Ranking Member; Alons, Costello, Dawson, Edler, Lofgren, Weiner, and Winckler.

Members Absent: Bennett and McClintock (both excused).

Committee Business: Governor's appointments.

Adjourned: 10:20 a.m.

WAYS AND MEANS

Convened: Wednesday, April 5, 2023, 12:10 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: Boussetol and Brown (both excused).

Committee Business: SSB 1148 Department of Revenue Bill (with amendment) – Senator Dawson, SF 462 Taxation of Medicaid managed care organization premiums (with amendment) – Senator Dawson, SF 421 Money transmission Services (with amendment) Senator Rowley, SF 224 Veterans License Plate Decals – Senator Klimesh, HF 265 – Midwife Licensure – Senator Schultz.

Adjourned: 12:45 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 10, by Whitver, a resolution deferring action on the confirmation of certain appointments.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILL

Senate File 564, by committee on Ways and Means, a bill for an act relating to motor vehicle special registration plate decals created by a nonprofit veterans' organization or associated with military service.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: SENATE FILE 564 (formerly SF 224), a bill for an act relating to motor vehicle special registration plate decals created by a nonprofit veterans' organization or associated with military service.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Dawson, Koelker, Jochum, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 2: Bousselot and Brown.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 265, a bill for an act relating to midwife licensure, providing for fees, and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Yeas, 15: Dawson, Koelker, Jochum, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, 1: Quirmbach. Excused, 2: Bousselot and Brown.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

LOCAL GOVERNMENT

James Halverson – City Development Board
Laura Skogman – City Development Board
Thomas Treharne – City Development Board

Melvyn Houser – County Finance Committee
Mark Maxwell – County Finance Committee
Amanda Waske – County Finance Committee
Adam Wedmore – County Finance Committee

NATURAL RESOURCES AND ENVIRONMENT

Vicki Stoller – Flood Mitigation Board

TECHNOLOGY

Steven Olson – Chairperson of the Iowa Telecommunications and Technology Commission

Carmine Boal – Iowa Telecommunications and Technology Commission
Brett Mason – Iowa Telecommunications and Technology Commission
Denise Sturm – Iowa Telecommunications and Technology Commission

VETERANS AFFAIRS

Bg. Stephen E. Osborn – State of Iowa Adjutant General

Kenneth Lloyd – Commission of Veterans Affairs
Darlene McMartin – Commission of Veterans Affairs
Gregory Paulline – Commission of Veterans Affairs
Robert Suesakul – Commission of Veterans Affairs

Todd Jacobus – Executive Director of the Iowa Department of Veterans Affairs

Todd Jacobus – Commandant of the Iowa Veterans Home

AMENDMENTS FILED

S-3117	S.F.	496	House
S-3118	S.F.	84	House
S-3119	S.F.	219	House

JOURNAL OF THE SENATE

EIGHTY-EIGHTH CALENDAR DAY
FIFTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 6, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Wednesday, April 5, 2023, was approved.

BILLS PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Whitver asked and received unanimous consent that the following bills be placed on the Unfinished Business Calendar:

House Joint Resolution 3	House File 469
House File 93	House File 474
House File 135	House File 497
House File 136	House File 540
House File 138	House File 555
House File 158	House File 564
House File 174	House File 568
House File 185	House File 583
House File 232	House File 584
House File 256	House File 602
House File 265	House File 603
House File 279	House File 604
House File 314	House File 605
House File 319	House File 614

House File 332
House File 349
House File 398
House File 400
House File 421
House File 424
House File 425
House File 430
House File 466

House File 617
House File 625
House File 630
House File 634
House File 635
House File 636
House File 645
House File 648
House File 655
House File 656

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:03 a.m. until 1:00 p.m., Monday, April 10, 2023.

APPENDIX

INTRODUCTION OF BILLS

Senate File 565, by committee on Ways and Means, a bill for an act 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.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 566, by committee on Ways and Means, a bill for an act relating to money transmission services.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 565 (SSB 1148), a bill for an act 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Dawson, Koelker, Jochum, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 2: Bousset and Brown.

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 565, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 566 (formerly SF 421), a bill for an act relating to money transmission services.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Dawson, Koelker, Jochum, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 2: Bousset and Brown.

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 566, and they were attached to the committee report.

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate:

I am withdrawing the name of Brad Kunkel for confirmation as a member of the Iowa Law Enforcement Academy Council from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

JOURNAL OF THE SENATE

NINETY-SECOND CALENDAR DAY
FIFTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 10, 2023

The Senate met in regular session at 1:00 p.m., President Pro Tempore Zaun presiding.

Prayer was offered by the Honorable Brad Zaun, member of the Senate from Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Thursday, April 6, 2023, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced to the Senate chamber Katie Averill, the Governor's appointee to be Superintendent of Credit Unions. She was the guest of Senator Webster and the committee on Commerce.

The Secretary of the Senate introduced to the Senate chamber Mary Mosiman, the Governor's appointee to be Director of the Department of Revenue. She was the guest of the committee on Ways and Means.

INTRODUCTION OF ATTORNEY GENERAL'S APPOINTEE

The Secretary of the Senate introduced to the Senate chamber Lanny Zieman, the Attorney General's appointee to be the Consumer Advocate. He was the guest of the committee on Commerce.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:03 p.m. until 10:00 a.m., Tuesday, April 11, 2023.

APPENDIX

INTRODUCTION OF BILL

Senate File 567, by committee on Ways and Means, a bill for an act relating to health care services and financing including nursing facility licensing and financing and the Medicaid program including third-party recovery and taxation of Medicaid managed care organization premiums, and providing for licensee discipline.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 567 (formerly SF 462), a bill for an act relating to health care services and financing including nursing facility licensing and financing and the Medicaid program including third-party recovery and taxation of Medicaid managed care organization premiums, and providing for licensee discipline.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Dawson, Koelker, Jochum, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, 1: Petersen. Excused, 2: Bousselot and Brown.

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 567, and they were attached to the committee report.

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate:

I am withdrawing the name of Kraig Paulsen for confirmation as Director of the Department of Revenue from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S APPOINTEE PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

WAYS AND MEANS

Deborah (Debi) Durham – Director of the Economic Development Authority

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

WAYS AND MEANS

Melissa Ballard – Economic Development Authority
Dr. Bobbi Bentz – Economic Development Authority
Lisa Shimkat – Economic Development Authority
Thomas Townsend – Economic Development Authority

Josh Cook – Iowa Lottery Authority Board of Directors
Mary Rathje – Iowa Lottery Authority Board of Directors

JOURNAL OF THE SENATE

NINETY-THIRD CALENDAR DAY
FIFTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 11, 2023

The Senate met in regular session at 10:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Monday, April 10, 2023, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced to the Senate chamber Chris Kramer, the Governor's appointee to be Director of the Department of Cultural Affairs. She was the guest of the committee on State Government.

The Secretary of the Senate introduced to the Senate chamber Erik Helland, the Governor's appointee to be Chair of the Utilities Board. He was the guest of the committee on Commerce.

The Secretary of the Senate introduced to the Senate chamber Karen Oberman, the Governor's appointee to be Chair of the Property Assessment Appeal Board. She was the guest of the committee on Ways and Means.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:09 a.m. until 9:00 a.m., Wednesday, April 12, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Tuesday, April 11, 2023, 11:05 a.m.

Members Present: Driscoll, Chair; Rozenboom, Vice Chair; Bisignano, Ranking Member; Alons, Boulton, Costello, Edler, Giddens, Green, Gruenhagen, McClintock, Shipley, Sweeney, T. Taylor, and Zumbach.

Members Absent: Dotzler (excused).

Committee Business: Governor's appointments: Kevin Boyle and Thomas Burkgren.

Adjourned: 11:10 a.m.

COMMERCE

Convened: Tuesday, April 11, 2023, 10:40 a.m.

Members Present: Brown, Chair; Bousselot, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich.

Members Absent: None.

Committee Business: SSB 1101. Governor's appointments.

Adjourned: 10:50 a.m.

EDUCATION

Convened: Tuesday, April 11, 2023, 11:50 a.m.

Members Present: Rozenboom, Chair; J. Taylor, Vice Chair; Quirmbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, and Westrich.

Members Absent: Zaun (excused).

Committee Business: Governor appointees were presented. The following votes occurred. Nominee Gary Steinke to the Iowa Higher Education Loan Authority with Senators Quirmbach, Celsi and Donahue voting Nay. Nominee Chad Aldis as Director of the Department of Education with Senators Celsi, Donahue, Giddens and Trone Garriott voting Nay. Nominee Nancy Dunkel to the State Board of Regents unanimously passed. Nominee Robert Cramer to the State Board of Regents with Senators Quirmbach, Celsi, and Donahue voting Nay. Nominees Sherry Bates and James Risewick to the State Board of Regents unanimously passed. The following appointees passed unanimously Rhonda Kortenkamp, Stephanie Boyle, Bill Carlson, and Michelle Grant for the Iowa Autism Council. Dr. Craig Hansel for the School Budget Review Committee. Timothy Bower, Dr. Davis Eidahl, and Rhonda McRina to the Board of Educational Examiners. Mary Meisterling to the State Board of Education.

Adjourned: 12:25 p.m.

HEALTH AND HUMAN SERVICES

Convened: Tuesday, April 11, 2023, 3:10 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Donahue, Evans, Garrett, Jochum, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: Guth (excused).

Committee Business: Consideration and approval of governor's appointments.

Adjourned: 3:25 p.m.

JUDICIARY

Convened: Tuesday, April 11, 2023, 2:00 p.m.

Members Present: Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Bousselot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: Zaun, Chair (excused).

Committee Business: Governor Appointments: IOWA STATE CIVIL RIGHTS COMMISSION- Donald DeKock, Argrow (Kit) Evans-Ford, Daniel Kennedy BOARD OF CORRECTIONS- Trent Keller, Webster Kranto, John Nelson, Alexa Perez DRUG POLICY ADVISORY COUNCIL- Patrick Coughlin, Rex Mueller, Kelly Cunningham-Haan, Nicole George JUSTICE ADVISORY BOARD- Cody Samec, Dee Sandquist, Monique Scarlett, Ardyth Slight, Maria Valdez Guerrero (Maria Smith) Eileen Meier, Timothy Lane, John Haila, Shad Clayton (Appt.) Shad Clayton (Reappt.) COMMISSION ON JUDICIAL QUALIFICATIONS- Wayne Stuedemann BOARD OF PAROLE- Nicholas Davis BOARD OF PAROLE – ALTERNATE- David Jenkins IOWA LAW ENFORCEMENT ACADEMY COUNCIL- Gene Beinke, David Lorenzen, Sgt. Elizabeth Quinn, Timothy Carmody STATE JUDICIAL NOMINATING COMMISSION- Bradley Hartkopf, Nancy Henderson, Ashley Hoegh, Garrett Piklapp, Brett Roberts STATE PUBLIC DEFENDER- Jeffery Wright DIRECTOR OF THE DEPARTMENT OF INSPECTIONS AND APPEALS- Larry Johnson COMMISSIONER OF PUBLIC SAFETY Stephen Bayens CHAIRPERSON OF THE BOARD OF PAROLE-Nicholas Davis DRUG POLICY COORDINATOR-Dale Woolery DIRECTOR OF IOWA LAW ENFORCEMENT ACADEMY-Brady Carney.

Adjourned: 2:50 p.m.

RULES AND ADMINISTRATION

Convened: Tuesday, April 11, 2023, 10:05 a.m.

Members Present: Whitver, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Brown, Jochum, Lofgren, Reichman, and Trone Garriott.

Members Absent: Zaun (excused).

Committee Business: Governor's appointments. SR 10.

Adjourned: 10:10 a.m.

STATE GOVERNMENT

Convened: Tuesday, April 11, 2023, 3:35 p.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Bousset, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: None.

Committee Business: Consideration of Gubernatorial Appointees: Frank Miller to Accountancy Examining Board. Jeffrey Anderzhon, Paloma Chapman, Bethany Jordan, and Thomas Wertzberger to Architectural Examining Board. Dr. Dennis Vonnahme and Lauri Wondra to Board of Chiropractic. Ashley Haack, Cynthia Hummel, and Vivian Huynh to Board of Cosmetology Arts and Sciences. Chris Kramer to Director of the Department of Cultural Affairs. Dr. Philip Pitzen and Alexis Stoneking to Board of Dietetics. Amanda Cooling, Luiza Fritz, and Jeremy Price to Electrical Examining Board. James Sweeney to Engineering and Land Surveying Examining Board. Helen Royer to Hearing Aid Specialists. Jennifer Moseley to Interior Design Examining Board. Curtis Stemsrud to Landscape Architectural Examining Board. Amanda Lundstedt, Jacob Schrader, and Matt Sillanpaa to Board of Massage Therapy. Calvin Harlan to Commission of Native American Affairs. Kimberly Hermsen and Fr. Michael Schueller to Board of Nursing Home Administrators. Dr. Brian Kirschling, Dr. Caitlyn Stakeley, and Benjamin Uhl to Board of Optometry. Dr. Steven Cassabaum, Laura Green, and Jeremy Kuhn to Board of Physical and Occupational Therapy. Ryan Hughes and Dr. Mica Murdoch to Board of Podiatry. Dr. Laura Fuller and Prof. Ruth Kunkle to Board of Psychology. Jordan Maus and Jeff Shannon to Real Estate Appraiser Examining Board. Amy Ryan to Commission on the Status of Women.

Adjourned: 3:40 p.m.

TRANSPORTATION

Convened: Tuesday, April 11, 2023, 1:00 p.m.

Members Present: Klimesh, Chair; Dickey, Vice Chair; T. Taylor, Ranking Member; Bennett, Bisignano, Busselot, Brown, Celsi, Cournoyer, De Witt, Giddens, Koelker, Rozenboom, Shipley, Webster, Winckler, and Zumbach.

Members Absent: Lofgren (excused).

Committee Business: Governor appointment of Richard Arnold to the Transportation Commission.

Adjourned: 1:05 p.m.

WORKFORCE

Convened: Tuesday, April 11, 2023, 1:50 p.m.

Members Present: Dickey, Chair; McClintock, Vice Chair; Donahue, Ranking Member; Boulton, Dotzler, Driscoll, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor.

Members Absent: Guth (excused).

Committee Business: Governor appointments.

Adjourned: 1:55 p.m.

INTRODUCTION OF BILL

Senate File 568, by Administrative Rules Review Committee, a bill for an act concerning the rulemaking process for executive branch agencies and related matters and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILL RECEIVED

SSB 1217 Ways and Means

Relating to merchant line franchise petition requirements.

SUBCOMMITTEE ASSIGNMENT

SSB 1217

WAYS AND MEANS: Schultz, Chair; Dawson and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 568 (SSB 1101), a bill for an act concerning the rulemaking process for executive branch agencies and related matters and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 10, by Whitver, a resolution deferring action on the confirmation of certain appointments.

Recommendation: DO PASS.

Final Vote: Yeas, 8: Whitver, Sinclair, Wahls, Brown, Jochum, Lofgren, Reichman, and Trone Garriott. Nays, none. Excused, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

AGRICULTURE

Kevin Boyle – Agricultural Development Board

Dr. Thomas Burkgren – Iowa Board of Veterinary Medicine

COMMERCE

Andrea Chase – Alcoholic Beverages Commission

Rebecca Fusselman – Bioscience Development Corporation (Appt.)

Rebecca Fusselman – Bioscience Development Corporation (Reappt.)

Omar Jordan – Credit Union Review Board

Megan Tjernagel – Credit Union Review Board

Katie Averill – Superintendent of Credit Unions

Deborah (Debi) Durham – Executive Director of the Iowa Finance Authority

Ashley Aust – Iowa Finance Authority Board of Directors

Michel Nelson – Iowa Finance Authority Board of Directors

Gilbert Thomas – Iowa Finance Authority Board of Directors

Wendy Carminhato – Real Estate Commission

James Clingman – Real Estate Commission

Alicia Porter – Real Estate Commission

Tanner Westberg – Real Estate Commission

Sam Erickson – Title Guaranty Division Board

Jason Froehlich – Title Guaranty Division Board

EDUCATION

Stephanie Boyle – Iowa Autism Council

Bill Carlson – Iowa Autism Council

Michelle Grant – Iowa Autism Council

Rhonda Kortenkamp – Iowa Autism Council

Chad Aldis – Director of the Department of Education

Mary Meisterling – State Board of Education

Timothy Bower – Board of Educational Examiners
Dr. Davis Eidahl – Board of Educational Examiners
Rhonda McRina – Board of Educational Examiners

Gary Steinke – Iowa Higher Education Loan Authority

Sherry Bates – State Board of Regents
Robert Cramer – State Board of Regents
Nancy Dunkel – State Board of Regents
James Risewick – State Board of Regents

Dr. Craig Hansel – School Budget Review Committee

HEALTH AND HUMAN SERVICES

Dr. Bradley Floy – Board of Athletic Training
Dr. Andrew Peterson – Board of Athletic Training
Emily Reese – Board of Athletic Training
Dr. Lisa Woodroffe – Board of Athletic Training

Lauren Wood – Board of Behavioral Science

Nicole Nicholson – Child Advocacy Board

Dr. Jeremy Kidd – Health Facilities Council

Kimberly Kudej – Council on Human Services

Dr. Robert Donnelly – Board of Medicine

Diane Brecht – Mental Health and Disability Services Commission
Linda Dettmann – Mental Health and Disability Services Commission
June Klein-Bacon – Mental Health and Disability Services Commission
Kathy Norris – Mental Health and Disability Services Commission

John Parrish – Board of Mortuary Science
Martin Rieken – Board of Mortuary Science

Amy Beltz – Board of Nursing
Ryan Stuck – Board of Nursing

Teresa Daubitz – Board of Social Work
Joan Deluhery-Wagemester – Board of Social Work
Tony Raymer – Board of Social Work

JUDICIARY

Donald DeKock – Iowa State Civil Rights Commission
Dr. Argrow(Kit) Evans-Ford – Iowa State Civil Rights Commission
Daniel Kennedy – Iowa State Civil Rights Commission

Trent Keller – Board of Corrections
Webster Kranto – Board of Corrections
John Nelson – Board of Corrections
Alexa Perez – Board of Corrections

Patrick Coughlin – Drug Policy Advisory Council
Kelly Cunningham-Haan – Drug Policy Advisory Council
Nicole George – Drug Policy Advisory Council
Rex Mueller – Drug Policy Advisory Council

Dale Woolery – Drug Policy Coordinator

Larry Johnson – Director of the Department of Inspections and Appeals

Nancy Henderson – State Judicial Nominating Commission
Ashley Hoegh – State Judicial Nominating Commission
Garrett Piklapp – State Judicial Nominating Commission
Brett Roberts – State Judicial Nominating Commission

Wayne Stuedemann – Commission on Judicial Qualifications

Shad Clayton – Justice Advisory Board (Appt.)
Shad Clayton – Justice Advisory Board (Reappt.)
John Haila – Justice Advisory Board
Timothy Lane – Justice Advisory Board
Eileen Meier – Justice Advisory Board
Cody Samec – Justice Advisory Board
Dee Sandquist – Justice Advisory Board
Monique Scarlett – Justice Advisory Board
Ardyth Slight – Justice Advisory Board
Maria Smith – Justice Advisory Board

Gene Beinke – Iowa Law Enforcement Academy Council
Chief Timothy Carmody – Iowa Law Enforcement Academy Council
David Lorenzen – Iowa Law Enforcement Academy Council
Sgt. Elizabeth Quinn – Iowa Law Enforcement Academy Council

Brady Carney – Director of Law Enforcement Academy

Nicholas Davis – Chairperson of the Board of Parole

Nicholas Davis – Board of Parole

David Jenkins – Board of Parole - Alternate

Jeffery Wright – State Public Defender

Stephan Bayens – Commissioner of Public Safety

STATE GOVERNMENT

Frank Miller – Accountancy Examining Board

Jeffrey Anderzhon – Architectural Examining Board
Paloma Chapman – Architectural Examining Board
Bethany Jordan – Architectural Examining Board
Thomas Wertzberger – Architectural Examining Board

Dr. Dennis Vonnahme – Board of Chiropractic
Dr. Lauri Wondra – Board of Chiropractic

Ashley Haack – Board of Cosmetology Arts and Sciences
Cynthia Hummel – Board of Cosmetology Arts and Sciences
Vivian Huynh – Board of Cosmetology Arts and Sciences

Chris Kramer – Director of the Department of Cultural Affairs

Dr. Philip Pitzen – Board of Dietetics
Alexis Stoneking – Board of Dietetics

Amanda Cooling – Electrical Examining Board
Luiza Fritz – Electrical Examining Board
Jeremy Price – Electrical Examining Board

James Sweeney – Engineering and Land Surveying Examining Board

Helen Royer – Board of Hearing Aid Specialists

Jennifer Moseley – Interior Design Examining Board

Curtis Stemsrud – Landscape Architectural Examining Board

Amanda Lundstedt – Board of Massage Therapy
Jacob Schrader – Board of Massage Therapy
Matt Sillanpaa – Board of Massage Therapy

Calvin Harlan – Commission of Native American Affairs

Kimberly Hermesen – Board of Nursing Home Administrators
Fr. Michael Schueller – Board of Nursing Home Administrators

Dr. Brian Kirschling – Board of Optometry
Dr. Caitlyn Stakeley – Board of Optometry

Dr. Steven Cassabaum – Board of Physical and Occupational Therapy
Laura Green – Board of Physical and Occupational Therapy
Jeremy Kuhn – Board of Physical and Occupational Therapy

Ryan Hughes – Board of Podiatry
Dr. Mica Murdoch – Board of Podiatry

Dr. Laura Fuller – Board of Psychology
Ruth Kunkle – Board of Psychology

Jordan Maus – Real Estate Appraiser Examining Board
Jeff Shannon – Real Estate Appraiser Examining Board

Amy Ryan – Commission on the Status of Women

TRANSPORTATION

Richard Arnold – State Transportation Commission

WORKFORCE

Nathan Whipple – Boiler and Pressure Vessel Board

Chris Shay – Elevator Safety Board
Scott Smith – Elevator Safety Board

Curt Baker – Plumbing and Mechanical Systems Board
Kiya Boozell – Plumbing and Mechanical Systems Board
Brandon Charlton – Plumbing and Mechanical Systems Board
Shon Smith – Plumbing and Mechanical Systems Board

Kelly Barrick – Iowa Workforce Development Board
Nick Glew – Iowa Workforce Development Board
John Hasken – Iowa Workforce Development Board
Scott Naumann – Iowa Workforce Development Board
Tiffany O'Donnell – Iowa Workforce Development Board
Andy Roberts – Iowa Workforce Development Board
LuAnn Scholbrock – Iowa Workforce Development Board

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar without recommendation for confirmation:

HEALTH AND HUMAN SERVICES

Nolan Byrnes – Board of Behavioral Science

Amy Salger – Commission for the Blind

Jillian Travis – Board of Dentistry

Michael Stopulos – Healthy and Well Kids in Iowa (HAWK-I) Board

Eldora (Kay) Fisk – Council on Human Services
John Willey – Council on Human Services

Casey Kenneavy – Board of Nursing

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

COMMERCE

Katie Averill – Superintendent of Credit Unions

Deborah (Debi) Durham – Executive Director of the Iowa Finance Authority

JUDICIARY

Bradley Hartkopf – State Judicial Nominating Commission

STATE GOVERNMENT

Benjamin Uhl – Board of Optometry

WORKFORCE

Cheryl Arnold – Public Employment Relations Board

Beth Townsend – Director of Workforce Development

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Chad Aldis to Director of the Department of Education be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

HERMAN C. QUIRMBACH

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Gary Steinke to Higher Education Loan Authority be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

HERMAN C. QUIRMBACH

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Sherry Bates to State Board of Regents be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

HERMAN C. QUIRMBACH

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Robert Cramer to State Board of Regents be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

HERMAN C. QUIRMBACH

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Nancy Dunkel to State Board of Regents be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

HERMAN C. QUIRMBACH

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of James Risewick to State Board of Regents be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

HERMAN C. QUIRMBACH

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

ACCOUNTANCY EXAMINING BOARD (Sec. 542.4(1)(a))	
Lindsay Knoop, Urbandale	05/01/2023 – 04/30/2026
BLIND, COMMISSION FOR THE (Sec. 216B.2)	
Michael Hoenig, Davenport	05/01/2023 – 04/30/2026
CHILDHOOD IOWA STATE BOARD, EARLY (Sec. 256I.3(2)(a))	
Angela Anderson, Eagle Grove	03/17/2023 – 04/30/2025
Aaron Johnson, Ankeny	05/01/2023 – 04/30/2026
Paige Smothers, Carlisle	05/01/2023 – 04/30/2026
CIVIL RIGHTS COMMISSION, DIRECTOR OF THE IOWA STATE (Sec. 216.3(3))	
Kristen Stiffler, Clive	04/24/2023 – Pleasure of the Governor
COMMUNITY ACTION AGENCIES, COMMISSION ON (Sec. 216A.92A)	
Amanda Peterson, Le Mars	05/01/2023 – 04/30/2026
DEAF SERVICES, COMMISSION OF (Sec. 216A.113)	
Joseph Featherstone, Cedar Rapids	05/01/2023 – 04/30/2027
ELECTRICAL EXAMINING BOARD (Sec. 103.2)	
Michelle Payne, Tiffin	04/06/2023 – 04/30/2025

ENGINEERING AND LAND SURVEYING EXAMINING BOARD (Sec. 542B.3)

Todde Folkerts, Chariton

05/01/2023 – 04/30/2026

ENVIRONMENTAL PROTECTION COMMISSION (Sec. 455A.6)

Rebecca Dostal, Traer

05/01/2023 – 04/30/2027

Amy Echard, Farmersburg

05/01/2023 – 04/30/2027

Roger Zylstra, Lynnville

05/01/2023 – 04/30/2027

ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA (Sec. 68B.32)

Jonathan Roos, Polk City

05/01/2023 – 04/30/2029

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM, INVESTMENT BOARD OF THE (Sec. 97B.8A(4)(2)(d))

Matthew Watters, Orleans

05/01/2023 – 04/30/2029

LANDSCAPE ARCHITECTURAL EXAMINING BOARD (Sec. 544B.3)

Maryam Maddahzad, Des Moines

05/01/2023 – 04/30/2026

MANAGEMENT, DIRECTOR OF THE DEPARTMENT OF (Sec. 8.4)

Kraig Paulsen, Kelley

03/29/2023 – Pleasure of the Governor

MENTAL HEALTH AND DISABILITY SERVICES COMMISSION (Sec. 225C.5)

Mike Fidgeon, Dubuque

05/01/2023 – 04/30/2026

Terri Steinke, Urbandale

03/17/2023 – 04/30/2025

NATURAL RESOURCE COMMISSION (Sec. 455A.5)

Kenny (KR) Buck, Denison

05/01/2023 – 04/30/2029

Tom Prickett, Glenwood

05/01/2023 – 04/30/2029

NURSING HOME ADMINISTRATORS, BOARD OF (Sec. 147.14(1)(w))

Zachary Byrnes, Riceville

03/16/2023 – 04/30/2024

PHYSICIAN ASSISTANTS, BOARD OF (Sec. 147.14(1)(l))

Dr. Mona Alqulali, Clinton

05/01/2023 – 04/30/2026

PROPERTY ASSESSMENT APPEAL BOARD, CHAIR OF THE (Sec. 421.1A(2)(a))

Karen Oberman, Clive

05/01/2023 – 04/30/2025

RACING AND GAMING COMMISSION, STATE (Sec. 99D.5)

Daryl Olsen, Audubon

05/01/2023 – Pleasure of the Governor

Alan Ostergren, Altoona

05/01/2023 – Pleasure of the Governor

RESPIRATORY CARE AND POLYSOMNOGRAPHY, BOARD OF (Sec. 147.14(1)(o))

Melissa Walsh, Marion

03/16/2023 – 04/30/2024

REVENUE, DIRECTOR OF (Sec. 421.2)

Mary Mosiman, Ames

03/29/2023 – Pleasure of the Governor

SOCIAL WORK, BOARD OF (Sec. 147.14(1)(t))

Barron Geiger, Pleasant Hill

05/01/2023 – 04/30/2026

TOBACCO USE PREVENTION AND CONTROL, COMMISSION ON (Sec. 142A.3(3)(a))	
Teresa Aoki, Clive	05/01/2023 – 04/30/2026
UTILITIES BOARD, CHAIR OF THE (Sec. 474.1(2))	
Erik Helland, Huxley	05/01/2023 – 04/30/2025
UTILITIES BOARD (Sec. 474.1)	
Erik Helland, Huxley	05/01/2023 – 04/30/2029
VETERANS AFFAIRS, COMMISSION OF (Sec. 35A.2)	
Joella Perry, Corydon	05/01/2023 – 04/30/2027
VETERINARY MEDICINE, IOWA BOARD OF (Sec. 169.5(1)(a))	
Sterling Meyer, Le Mars	05/01/2023 – 04/30/2026

BY THE ATTORNEY GENERAL

TERM

CONSUMER ADVOCATE (Sec. 475A.1(1))	
Lanny L. Zieman, Ankeny	03/31/2023 – Pleasure of the Attorney General

The appointments were referred to the committee on **Rules and Administration**.

**REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION**

The committee on Rules and Administration referred the following appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on April 11, 2023:

AGRICULTURE

Sterling Meyer – Iowa Board of Veterinary Medicine

APPROPRIATIONS

Kraig Paulsen – Director of the Department of Management

COMMERCE

Lanny L. Zieman – Consumer Advocate

Matthew Watters – Investment Board of the Iowa Public Employees' Retirement System

Erik Helland – Chair of the Utilities Board

Erik Helland – Utilities Board

EDUCATION

Angela Anderson – Early Childhood Iowa State Board
Aaron Johnson – Early Childhood Iowa State Board
Paige Smothers – Early Childhood Iowa State Board

HEALTH AND HUMAN SERVICES

Michael Hoenig – Commission for the Blind
Amanda Peterson – Commission on Community Action Agencies
Joseph Featherstone – Commission of Deaf Services
Mike Fidgeon – Mental Health and Disability Services Commission
Terri Steinke – Mental Health and Disability Services Commission
Barron Geiger – Board of Social Work
Teresa Aoki – Commission on Tobacco Use Prevention and Control

JUDICIARY

Kristen Stiffler – Director of the Iowa State Civil Rights Commission

NATURAL RESOURCES AND ENVIRONMENT

Rebecca Dostal – Environmental Protection Commission
Amy Echard – Environmental Protection Commission
Roger Zylstra – Environmental Protection Commission
Kenny (KR) Buck – Natural Resource Commission
Tom Prickett – Natural Resource Commission

STATE GOVERNMENT

Lindsay Knoop – Accountancy Examining Board
Michelle Payne – Electrical Examining Board
Todde Folkerts – Engineering and Land Surveying Examining Board
Jonathan Roos – Iowa Ethics and Campaign Disclosure Board
Maryam Maddahzad – Landscape Architectural Examining Board
Zachary Byrnes – Board of Nursing Home Administrators
Dr. Mona Alqulali – Board of Physician Assistants

Daryl Olsen – State Racing and Gaming Commission
Alan Ostergren – State Racing and Gaming Commission

Melissa Walsh – Board of Respiratory Care and Polysomnography

VETERANS AFFAIRS

Joella Perry – Commission of Veterans Affairs

WAYS AND MEANS

Karen Oberman – Chair of the Property Assessment Appeal Board

Mary Mosiman – Director of Revenue

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate:

I am withdrawing the name of Erik Helland for confirmation as a member of the Public Employment Relations Board from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on April 11, 2023:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Public Employment Relations Board, formerly held by Erik Helland. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
KIM REYNOLDS
Governor

REPORT OF THE SECRETARY OF THE SENATE

April 11, 2023

The Honorable Paul Pate
Secretary of State
Hand-Delivered

Re: Transmittal of Senate Joint Resolution 9

Dear Secretary Pate:

Please find the accompanying Senate Joint Resolution 9 for filing with your office that deals with a proposed amendment to Iowa’s Constitution relating to the qualification of electors. This is the companion resolution to Senate Joint Resolution 9 that was adopted on March 15, 2022.

Please note the directive under Section 2 of the Resolution concerning “SUBMISSION TO ELECTORATE” that triggers the appropriate provisions of Iowa Code chapters 49, 49A, and any other applicable election laws.

Pursuant to Joint Senate/House Rule 21(2), this specific type of “joint resolution” does not require consideration and signature by the Governor.

Sincerely,

W. Charles Smithson
Secretary of the Senate

AMENDMENTS FILED

S–3120	S.F.	554	Mike Klimesh
S–3121	S.F.	564	Mike Klimesh
S–3122	S.F.	417	Scott Webster

JOURNAL OF THE SENATE

NINETY-FOURTH CALENDAR DAY
FIFTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 12, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Amy Sinclair, member of the Senate from Wayne County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Tuesday, April 11, 2023, 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 April 11, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 183, a bill for an act relating to the maximum employment age for certain city public safety positions, and including effective date provisions.

Senate File 388, a bill for an act relating to conflicts between federal funding and the office of the chief information officer.

Senate File 519, a bill for an act relating to electronic registration renewal of off-road utility vehicles.

ALSO: That the House has on April 11, 2023, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 527, a bill for an act relating to vehicles of excessive size and weight, including highways and streets upon which movement of such vehicles is permitted and warning lights on such vehicles. (S-3123)

ALSO: That the House has on April 11, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 353, a bill for an act relating to levee and drainage districts by establishing certain definitions and establishing an exemption for certain property classified as agricultural based on levee and drainage district assessments.

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

House File 572, a bill for an act prohibiting the use of remotely piloted aircraft flying over certain property, and providing penalties.

Read first time and attached to **Senate File 520**.

House File 651, a bill for an act relating to the ownership of dogs, making penalties applicable, and including effective date and applicability provisions.

Read first time and attached to **Senate File 476**.

House File 666, a bill for an act providing for programs and regulations administered and enforced by the department of agriculture and land stewardship, providing fees, providing for the allocation of moneys, making penalties applicable, and including effective date provisions.

Read first time and attached to **Senate File 311**.

House File 671, a bill for an act establishing the professional counselors licensure compact.

Read first time and attached to **Senate File 127**.

House File 672, a bill for an act relating to certain specified employees of school districts, accredited nonpublic schools, and charter schools, including renewal requirements associated with licenses issued by the board of educational examiners to practitioners with master's or doctoral degrees, fees associated with the review of certain specified records, and background checks for employees of school districts, accredited nonpublic schools, and charter schools.

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

House File 675, a bill for an act relating to money transmission services.

Read first time and attached to **Senate File 566**.

House File 677, a bill for an act relating to native winery and native brewery retail alcohol licenses.

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

House File 680, a bill for an act allowing counties to collect a fee for the issuance and renewal of driver's licenses and nonoperator's identification cards to persons who reside outside the county.

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

House File 685, a bill for an act relating to the Medicaid program including third-party recovery and taxation of Medicaid managed care organization premiums.

Read first time and attached to **Senate File 567**.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Resolution 10.

Senate Resolution 10

On motion of Senator Whitver, **Senate Resolution 10**, a resolution deferring action on the confirmation of certain appointments, with report of committee recommending passage, was taken up for consideration.

Senator Whitver moved the adoption of Senate Resolution 10, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:09 a.m. until 9:00 a.m., Thursday, April 13, 2023.

APPENDIX

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate:

I am withdrawing the name of Ardyth Slight for confirmation as a member of the Justice Advisory Board from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on April 12, 2023:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Justice Advisory Board, formerly held by Ardyth Slight. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
KIM REYNOLDS
Governor

AMENDMENTS FILED

S-3123	S.F.	527	House
S-3124	S.F.	130	Carrie Koelker

JOURNAL OF THE SENATE

NINETY-FIFTH CALENDAR DAY
FIFTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 13, 2023

The Senate met in regular session at 9:01 a.m., Senator Bousselot presiding.

Prayer was offered by the Honorable Mike Bousselot, member of the Senate from Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Wednesday, April 12, 2023, 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 April 12, 2023, **passed** the following bill in which the concurrence of the House was asked:

Senate File 399, a bill for an act relating to the registration and regulation of spray pads, swimming pools, and spas owned or operated by local or state government, commercial interests, or certain private entities, making penalties applicable, and including effective date provisions.

ALSO: That the House has on April 12, 2023, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 193, a bill for an act relating to the removal of human remains by a person other than a funeral director. (S-3126)

Senate File 315, a bill for an act 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. (S-3125)

ALSO: That the House has on April 12, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 351, a bill for an act relating to the adoption tax credit available against the individual income tax.

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

House File 461, a bill for an act relating to boiler inspections.

Read first time and attached to **Senate File 321**.

House File 654, a bill for an act relating to the carrying, transportation, and possession of and educational programs about weapons, and including effective date provisions.

Read first time and attached to **Senate File 543**.

House File 663, a bill for an act relating to the authority to postpone an annual tax sale.

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

House File 670, a bill for an act providing for veterinary medicine, including the care of animals under the supervision of a licensed veterinarian, providing penalties, and including effective date provisions.

Read first time and attached to **Senate File 541**.

House File 674, a bill for an act regarding the registration and titling of motor vehicles, including by providing for initial registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers, and including effective date provisions.

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

House File 688, a bill for an act concerning the state rulemaking process, related matters pertaining to agency functions, and including effective date provisions.

Read first time and attached to **Senate File 568**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:05 a.m. until 1:00 p.m., Monday, April 17, 2023.

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:

DEPARTMENT OF NATURAL RESOURCES

Department of Natural Resources Quarterly Expenditure Report pursuant to 2022 Iowa Acts, HF 2560, section 13. Report received on April 13, 2023.

AMENDMENTS FILED

S-3125	S.F.	315	House
S-3126	S.F.	193	House

JOURNAL OF THE SENATE

NINETY-NINTH CALENDAR DAY
FIFTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 17, 2023

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

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate page Gavin Walters.

The Journal of Thursday, April 13, 2023, 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 April 13, 2023, **passed** the following bill in which the concurrence of the House was asked:

Senate File 494, a bill for an act relating to public assistance program oversight.

ALSO: That the House has on April 13, 2023, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 549, a bill for an act relating to captive insurance companies, and including applicability provisions. (S-3127)

ALSO: That the House has on April 13, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 352, a bill for an act relating to an entity-level taxation election for pass-through entities and allowing a partner or shareholder to claim a credit against the individual and corporate income taxes and the franchise tax, and including effective date and retroactive applicability provisions.

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

House File 683, a bill for an act relating to the excise tax imposed on the handling of grain, including by providing for transfer of collected revenue to the grain depositors and sellers indemnity fund, providing for the future elimination of the excise tax, and including effective date and retroactive applicability provisions.

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

House File 700, a bill for an act establishing a dairy innovation fund and program to be administered by the department of agriculture and land stewardship.

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

House File 701, a bill for an act relating to the purchase of certain law enforcement equipment.

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

House File 707, a bill for an act relating to state child care assistance eligibility requirements and child care provider reimbursement rates.

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

House File 708, a bill for an act relating to Medicaid reimbursement for services to individuals who meet the nursing home level of care and are required to register as sex offenders.

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

House File 709, a bill for an act appropriating federal moneys made available from federal block grants and other nonstate sources following state government realignment, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

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

House File 710, a bill for an act relating to certain tax receipts on internet fantasy sports contests and sports wagering, providing for tax credits, making appropriations, and including applicability, retroactive applicability, and effective date provisions.

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

House File 711, a bill for an act relating to levee and drainage districts, by providing for the repair or reconstruction of levees, requesting the establishment of a legislative interim committee to consider levee and drainage district laws, making appropriations, and including effective date provisions.

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

House File 713, a bill for an act relating to transactions involving used catalytic converters, and providing fees.

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

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

The Senate resumed session at 3:05 p.m., President Sinclair presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Whitver called up the appointment of Katie Averill as a member of the Superintendent of Credit Unions, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 763 of the Senate Journal.

Senator Webster moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Debi Durham as Director of the Economic Development Authority, placed on the Individual Confirmation Calendar on April 10, 2023, found on page 751 of the Senate Journal.

Senator Koelker moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Chad Aldis as Director of the Department of Education, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 763 of the Senate Journal.

Senator Evans moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 37:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Green	Gruenhagen	Guth
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Quirmbach	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 13:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Petersen
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Debi Durham as Executive Director of the Iowa Finance Authority, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 763 of the Senate Journal.

Senator Koelker moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Gary Steinke as a member of the Iowa Higher Education Loan Authority, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 763 of the Senate Journal.

Senator J. Taylor moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 45:

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

Nays, 5:

Bennett	Celsi	Donahue	Quirmbach
Weiner			

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Bradley Hartkopf as a member of the State Judicial Nominating Commission, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 763 of the Senate Journal.

Senator Zaun moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 35:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Benjamin Uhl as a member of the Board of Optometry, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 763 of the Senate Journal.

Senator Westrich moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 50:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.

Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Cheryl Arnold as a member of the Public Employment Relations Board, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 763 of the Senate Journal.

Senator Kraayenbrink moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 35:

Alons	Boulton	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Green	Gruenhagen	Guth
Klimesh	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 15:

Bennett	Bisignano	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Sherry Bates as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 763 of the Senate Journal.

Senator Rozenboom moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 48:

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

Nays, 2:

Bennett	Celsi
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Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Robert Cramer as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 764 of the Senate Journal.

Senator Rozenboom moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Nancy Dunkel as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 764 of the Senate Journal.

Senator Rozenboom moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen
Guth	Jochum	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Petersen	Quirnbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.

Trone Garriott
Westrich
Zumbach

Wahls
Whitver

Webster
Winckler

Weiner
Zaun

Nays, 1:

Celsi

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of James Risewick as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 764 of the Senate Journal.

Senator Rozenboom moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 48:

Alons

Brown

De Witt

Driscoll

Giddens

Jochum

Kraayenbrink

Quirmbach

Salmon

Sweeney

Wahls

Whitver

Bisignano

Costello

Dickey

Edler

Green

Klimesh

Lofgren

Reichman

Schultz

Taylor, J.

Webster

Winckler

Boulton

Cournoyer

Donahue

Evans

Gruenhagen

Knox

McClintock

Rowley

Shipley

Taylor, T.

Weiner

Zaun

Bousselot

Dawson

Dotzler

Garrett

Guth

Koelker

Petersen

Rozenboom

Sinclair

Trone Garriott

Westrich

Zumbach

Nays, 2:

Bennett

Celsi

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Beth Townsend as Director of Workforce Development, placed on the Individual Confirmation Calendar on April 11, 2023, found on page 763 of the Senate Journal.

Senator Dickey moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 42:

Alons	Bisignano	Boulton	Bousselot
Brown	Costello	Cournoyer	Dawson
De Witt	Dickey	Dotzler	Driscoll
Edler	Evans	Garrett	Giddens
Green	Gruenhagen	Guth	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Quirnbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Wahls	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 8:

Bennett	Celsi	Donahue	Jochum
Petersen	Trone Garriott	Weiner	Winckler

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Whitver called up the following eligible appointees on the En Bloc Confirmation Calendar:

Frank Miller, Accountancy Examining Board

Bg. Stephen E. Osborn, State of Iowa Adjutant General

Suzanne Heckenlaible, Commission on Aging

Kevin Boyle, Agricultural Development Board

Andrea Chase, Alcoholic Beverages Commission

Jeffrey Anderzhon, Architectural Examining Board
Paloma Chapman, Architectural Examining Board
Bethany Jordan, Architectural Examining Board
Thomas Wertzberger, Architectural Examining Board

Dr. Bradley Floy, Board of Athletic Training
Dr. Andrew Peterson, Board of Athletic Training
Emily Reese, Board of Athletic Training
Dr. Lisa Woodroffe, Board of Athletic Training

Stephanie Boyle, Iowa Autism Council
Bill Carlson, Iowa Autism Council
Michelle Grant, Iowa Autism Council
Rhonda Kortenkamp, Iowa Autism Council

Nolan Byrnes, Board of Behavioral Science
Lauren Wood, Board of Behavioral Science

Rebecca Fusselman, Bioscience Development Corporation (Appt.)
Rebecca Fusselman, Bioscience Development Corporation (Reappt.)

Amy Salger, Commission for the Blind

Nathan Whipple, Boiler and Pressure Vessel Board

Nicole Nicholson, Child Advocacy Board

Mary Neubauer, Children's Behavioral Health System State Board
Kristie Oliver, Children's Behavioral Health System State Board
Dr. Cindy Yelick, Children's Behavioral Health System State Board

Dr. Dennis Vonnahme, Board of Chiropractic
Dr. Lauri Wondra, Board of Chiropractic

James Halverson, City Development Board
Laura Skogman, City Development Board
Thomas Treharne, City Development Board

Donald DeKock, Iowa State Civil Rights Commission
Dr. Argrow(Kit) Evans-Ford, Iowa State Civil Rights Commission
Daniel Kennedy, Iowa State Civil Rights Commission

Rev. Pastor Eugene Kiruhura, Commission on Community Action
Agencies

Trent Keller, Board of Corrections
Webster Kranto, Board of Corrections
John Nelson, Board of Corrections
Alexa Perez, Board of Corrections

Ashley Haack, Board of Cosmetology Arts and Sciences
Cynthia Hummel, Board of Cosmetology Arts and Sciences
Vivian Huynh, Board of Cosmetology Arts and Sciences

Melvyn Houser, County Finance Committee
Mark Maxwell, County Finance Committee
Amanda Waske, County Finance Committee
Adam Wedmore, County Finance Committee

Omar Jordan, Credit Union Review Board
Megan Tjernagel, Credit Union Review Board

Chris Kramer, Director of the Department of Cultural Affairs

Cassie Alexander, Commission of Deaf Services

Dr. Jonathan DeJong, Board of Dentistry
Carly Ross, Board of Dentistry
Jillian Travis, Board of Dentistry

Dr. Philip Pitzen, Board of Dietetics
Alexis Stoneking, Board of Dietetics

Patrick Coughlin, Drug Policy Advisory Council
Kelly Cunningham-Haan, Drug Policy Advisory Council
Nicole George, Drug Policy Advisory Council
Rex Mueller, Drug Policy Advisory Council

Dale Woolery, Drug Policy Coordinator

Melissa Ballard, Economic Development Authority
Dr. Bobbi Bentz, Economic Development Authority
Lisa Shimkat, Economic Development Authority
Thomas Townsend, Economic Development Authority

Mary Meisterling, State Board of Education

Timothy Bower, Board of Educational Examiners
Dr. Davis Eidahl, Board of Educational Examiners
Rhonda McRina, Board of Educational Examiners

Amanda Cooling, Electrical Examining Board
Luiza Fritz, Electrical Examining Board
Jeremy Price, Electrical Examining Board

Chris Shay, Elevator Safety Board
Scott Smith, Elevator Safety Board

James Sweeney, Engineering and Land Surveying Examining Board

Marcy Bergman, Enhance Iowa Board
Nate Kaeding, Enhance Iowa Board
Mike Olson, Enhance Iowa Board
Steve Roesner, Enhance Iowa Board

Ashley Aust, Iowa Finance Authority Board of Directors
Michel Nelson, Iowa Finance Authority Board of Directors
Gilbert Thomas, Iowa Finance Authority Board of Directors

Paul Assman, Flood Mitigation Board
Vicki Stoller, Flood Mitigation Board

Andrew Denkinger, Iowa Great Places Board
Sara Kurovski, Iowa Great Places Board
Tammy McCoy, Iowa Great Places Board

Michael Stopulos, Healthy and Well Kids in Iowa (HAWK-I) Board

Helen Royer, Board of Hearing Aid Specialists

Eldora (Kay) Fisk, Council on Human Services
Kimberly Kudej, Council on Human Services
John Willey, Council on Human Services

Larry Johnson, Director of the Department of Inspections and Appeals

Jennifer Moseley, Interior Design Examining Board

Nancy Henderson, State Judicial Nominating Commission

Ashley Hoegh, State Judicial Nominating Commission

Garrett Piklapp, State Judicial Nominating Commission

Brett Roberts, State Judicial Nominating Commission

Wayne Stuedemann, Commission on Judicial Qualifications

Shad Clayton, Justice Advisory Board (Appt.)

Shad Clayton, Justice Advisory Board (Reappt.)

John Haila, Justice Advisory Board

Timothy Lane, Justice Advisory Board

Eileen Meier, Justice Advisory Board

Cody Samec, Justice Advisory Board

Dee Sandquist, Justice Advisory Board

Monique Scarlett, Justice Advisory Board

Curtis Stemsrud, Landscape Architectural Examining Board

Gene Beinke, Iowa Law Enforcement Academy Council

Chief Timothy Carmody, Iowa Law Enforcement Academy Council

David Lorenzen, Iowa Law Enforcement Academy Council

Sgt. Elizabeth Quinn, Iowa Law Enforcement Academy Council

Brady Carney, Director of Law Enforcement Academy

Josh Cook, Iowa Lottery Authority Board of Directors

Mary Rathje, Iowa Lottery Authority Board of Directors

Amanda Lundstedt, Board of Massage Therapy

Jacob Schrader, Board of Massage Therapy

Matt Sillanpaa, Board of Massage Therapy

Diane Brecht, Mental Health and Disability Services Commission

Linda Dettmann, Mental Health and Disability Services Commission

June Klein-Bacon, Mental Health and Disability Services Commission

Kathy Norris, Mental Health and Disability Services Commission

Jack Seward, Jr., Mental Health and Disability Services Commission

John Parrish, Board of Mortuary Science

Martin Rieken, Board of Mortuary Science

Calvin Harlan, Commission of Native American Affairs

Amy Beltz, Board of Nursing

Casey Kenneavy, Board of Nursing

Ryan Stuck, Board of Nursing

Kimberly Hermesen, Board of Nursing Home Administrators

Fr. Michael Schueller, Board of Nursing Home Administrators

Dr. Brian Kirschling, Board of Optometry

Dr. Caitlyn Stakeley, Board of Optometry

David Jenkins, Board of Parole - Alternate

Connie Connolly, Board of Pharmacy

Robert Egeland, Board of Pharmacy

Dr. Steven Cassabaum, Board of Physical and Occupational Therapy

Laura Green, Board of Physical and Occupational Therapy

Jeremy Kuhn, Board of Physical and Occupational Therapy

Curt Baker, Plumbing and Mechanical Systems Board

Kiya Boozell, Plumbing and Mechanical Systems Board

Brandon Charlton, Plumbing and Mechanical Systems Board

Shon Smith, Plumbing and Mechanical Systems Board

Ryan Hughes, Board of Podiatry

Dr. Mica Murdoch, Board of Podiatry

Dr. Laura Fuller, Board of Psychology

Ruth Kunkle, Board of Psychology

Jeffery Wright, State Public Defender

Stephan Bayens, Commissioner of Public Safety

Jordan Maus, Real Estate Appraiser Examining Board

Jeff Shannon, Real Estate Appraiser Examining Board

Wendy Carminhato, Real Estate Commission

James Clingman, Real Estate Commission

Alicia Porter, Real Estate Commission

Tanner Westberg, Real Estate Commission

Lisa Coffelt, Renewable Fuel Infrastructure Board

Dr. Craig Hansel, School Budget Review Committee

Ellen Hayes, Board of Sign Language Interpreters and Translitterators

Tina Jarvis, Board of Sign Language Interpreters and Translitterators

Teresa Daubitz, Board of Social Work

Joan Deluhery-Wagemester, Board of Social Work

Tony Raymer, Board of Social Work

Steven Olson, Chairperson of the Iowa Telecommunications and Technology Commission

Carmine Boal, Iowa Telecommunications and Technology Commission

Brett Mason, Iowa Telecommunications and Technology Commission

Denise Sturm, Iowa Telecommunications and Technology Commission

Sam Erickson, Title Guaranty Division Board

Jason Froehlich, Title Guaranty Division Board

Richard Arnold, State Transportation Commission

Darlene McMartin, Commission of Veterans Affairs

Gregory Paulline, Commission of Veterans Affairs

Robert Suesakul, Commission of Veterans Affairs

Todd Jacobus, Executive Director of the Iowa Department of Veterans Affairs

Dr. Thomas Burkgren, Iowa Board of Veterinary Medicine

Amy Ryan, Commission on the Status of Women

Kelly Barrick, Iowa Workforce Development Board

Nick Glew, Iowa Workforce Development Board

John Hasken, Iowa Workforce Development Board

Scott Naumann, Iowa Workforce Development Board

Tiffany O'Donnell, Iowa Workforce Development Board

Andy Roberts, Iowa Workforce Development Board

LuAnn Scholbrock, Iowa Workforce Development Board

Senator Whitver moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

The Senate stood at ease at 3:59 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 6:21 p.m., President Sinclair presiding.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 130.

Senate File 130

On motion of Senator Koelker, **Senate File 130**, a bill for an act relating to the application for a certificate of franchise authority applicable to the provision of video services and including effective date provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Koelker offered amendment S-3124, filed by her on April 12, 2023, to page 1 of the bill, and moved its adoption.

Amendment S-3124 was adopted by a voice vote.

Senator Koelker asked and received unanimous consent that **House File 250** be substituted for **Senate File 130**.

House File 250

On motion of Senator Koelker, **House File 250**, a bill for an act relating to the application for a certificate of franchise authority applicable to the provision of video services and including effective date provisions, was taken up for consideration.

Senator Koelker 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. 250), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Koelker asked and received unanimous consent that **Senate File 130** be **withdrawn** from further consideration of the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 315

Senator Whitver called up for consideration **Senate File 315**, a bill for an act 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, amended by the House in House amendment S-3125, filed April 13, 2023.

Senator Schultz moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Schultz moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 315), the vote was:

Yeas, 37:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Green	Gruenhagen	Guth
Klimesh	Knox	Koelker	Kraayenbrink

Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 13:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Petersen
Quirmbach	Trone Garriott	Wahls	Weiner
Winckler			

Absent, none.

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 File 315** and **House File 250** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 133 and 190.

Senate File 133

On motion of Senator Rowley, **Senate File 133**, a bill for an act relating to the requirements for a prescribing psychologist or a psychologist with a conditional prescription certificate, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Rowley asked and received unanimous consent that **House File 183** be **substituted** for **Senate File 133**.

House File 183

On motion of Senator Rowley, **House File 183**, a bill for an act relating to the requirements for a prescribing psychologist or a psychologist with a conditional prescription certificate, 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. 183), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 133** be **withdrawn** from further consideration of the Senate.

Senate File 190

On motion of Senator De Witt, **Senate File 190**, a bill for an act relating to group capital calculation filings by certain insurance holding company systems, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator De Witt asked and received unanimous consent that **House File 320** be **substituted** for **Senate File 190**.

House File 320

On motion of Senator De Witt, **House File 320**, a bill for an act relating to group capital calculation filings by certain insurance holding company systems, was taken up for consideration.

Senator De Witt 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. 320), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator De Witt asked and received unanimous consent that **Senate File 190** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 183** and **320** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 191 and 194.

Senate File 191

On motion of Senator Koelker, **Senate File 191**, a bill for an act concerning alcoholic beverage control relating to alternating proprietorship arrangements for beer manufacturers, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Koelker offered amendment S–3136, filed by her from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3136 was adopted by a voice vote.

Senator Koelker asked and received unanimous consent that **House File 478** be **substituted** for **Senate File 191**.

House File 478

On motion of Senator Koelker, **House File 478**, a bill for an act concerning alcoholic beverage control relating to alternating proprietorship arrangements for beer manufacturers, was taken up for consideration.

Senator Koelker offered amendment S-3137, filed by her from the floor to page 2 of the bill, and moved its adoption.

Amendment S-3137 was adopted by a voice vote.

Senator Koelker 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. 478), the vote was:

Yeas, 49:

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

Nays, 1:

Costello

Absent, none.

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

WITHDRAWN

Senator Koelker asked and received unanimous consent that **Senate File 191** be **withdrawn** from further consideration of the Senate.

Senate File 194

On motion of Senator Cournoyer, **Senate File 194**, a bill for an act relating to the administration of injections by licensed optometrists, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Cournoyer asked and received unanimous consent that **House File 347** be **substituted** for **Senate File 194**.

House File 347

On motion of Senator Cournoyer, **House File 347**, a bill for an act relating to the administration of injections by licensed optometrists, was taken up for consideration.

Senator Cournoyer 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. 347), the vote was:

Yeas, 48:

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

Nays, 2:

Dickey	Weiner
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Absent, none.

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

WITHDRAWN

Senator Cournoyer asked and received unanimous consent that **Senate File 194** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 347** and **478** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 228

Senator Bousset called up for consideration **Senate File 228**, a bill for an act relating to tort liability, including employer liability and damages in civil actions involving commercial motor vehicles, amended by the House in House amendment S-3108, filed March 29, 2023, placed on the Unfinished Business Calendar on March 30, 2023.

Senator Wahls asked and received unanimous consent that action on amendment S-3108 and **Senate File 228** be **deferred**.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 203, 229, 230, and 358.

Senate File 203

On motion of Senator Cournoyer, **Senate File 203**, a bill for an act relating to ransomware and providing penalties, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Cournoyer asked and received unanimous consent that **House File 143** be **substituted** for **Senate File 203**.

House File 143

On motion of Senator Cournoyer, **House File 143**, a bill for an act relating to ransomware and providing penalties, was taken up for consideration.

Senator Cournoyer 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. 143), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Cournoyer asked and received unanimous consent that **Senate File 203** be **withdrawn** from further consideration of the Senate.

Senate File 229

On motion of Senator Garrett, **Senate File 229**, a bill for an act relating to continuous sexual abuse of a child, and making penalties applicable, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Garrett asked and received unanimous consent that **House File 176** be **substituted** for **Senate File 229**.

House File 176

On motion of Senator Garrett, **House File 176**, a bill for an act relating to continuous sexual abuse of a child, and making penalties applicable, was taken up for consideration.

Senator Garrett 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. 176), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Garrett asked and received unanimous consent that **Senate File 229** be **withdrawn** from further consideration of the Senate.

Senate File 230

On motion of Senator Garrett, **Senate File 230**, a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle, and providing penalties, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Garrett offered amendment S–3133, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S–3133 was adopted by a voice vote.

Senator Garrett asked and received unanimous consent that **House File 358** be **substituted** for **Senate File 230**.

House File 358

On motion of Senator Garrett, **House File 358**, a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle, and providing penalties, was taken up for consideration.

Senator Garrett offered amendment S–3134, filed by him from the floor to page 2 and amending the title page of the bill, and moved its adoption.

Amendment S–3134 was adopted by a voice vote.

Senator Garrett 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. 358), the vote was:

Yeas, 43:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Guth
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz

Shipley
Trone Garriott
Whitver

Sinclair
Wahls
Zaun

Sweeney
Webster
Zumbach

Taylor, J.
Westrich

Nays, 7:

Donahue
Taylor, T.

Dotzler
Weiner

Petersen
Winckler

Quirmbach

Absent, none.

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

WITHDRAWN

Senator Garrett asked and received unanimous consent that **Senate File 230** be **withdrawn** from further consideration of the Senate.

Senate File 358

On motion of Senator Shipley, **Senate File 358**, a bill for an act relating to taking certain animals that are deemed a nuisance, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Shipley offered amendment S-3132, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-3132 was adopted by a voice vote.

Senator Shipley asked and received unanimous consent that **House File 317** be **substituted** for **Senate File 358**.

House File 317

On motion of Senator Shipley, **House File 317**, a bill for an act relating to taking certain animals that are deemed a nuisance, was taken up for consideration.

Senator Shipley 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. 317), the vote was:

Yeas, 48:

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

Nays, 2:

Bennett Donahue

Absent, none.

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

WITHDRAWN

Senator Shipley asked and received unanimous consent that **Senate File 358** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 143, 176, 317, and 358** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 401, 497, 504, and 508.

Senate File 401

On motion of Senator Dawson, **Senate File 401**, a bill for an act relating to sales of mixed drinks or cocktails for consumption off the premises and including effective date provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Dawson asked and received unanimous consent that **House File 433** be **substituted** for **Senate File 401**.

House File 433

On motion of Senator Dawson, **House File 433**, a bill for an act relating to sales of mixed drinks or cocktails for consumption off the premises and including effective date provisions, 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. 433), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 401** be **withdrawn** from further consideration of the Senate.

Senate File 497

On motion of Senator Boussetot, **Senate File 497**, a bill for an act relating to the issuance and suspension of motor vehicle registrations and certificates of title, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Boussetot asked and received unanimous consent that **House File 593** be **substituted** for **Senate File 497**.

House File 593

On motion of Senator Boussetot, **House File 593**, a bill for an act relating to the issuance and suspension of motor vehicle registrations and certificates of title, was taken up for consideration.

Senator Boussetot 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. 593), the vote was:

Yeas, 50:

Alons	Bennett	Bisignano	Boulton
Boussetot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman

Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Bousselot asked and received unanimous consent that **Senate File 497** be **withdrawn** from further consideration of the Senate.

Senate File 504

On motion of Senator Bousselot, **Senate File 504**, a bill for an act relating to certain place-of-business requirements for licensed motor vehicle dealers who conduct sales via the internet and deliver vehicles to buyers, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Bousselot offered amendment S-3128, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3128 was adopted by a voice vote.

Senator Bousselot asked and received unanimous consent that **House File 592** be **substituted** for **Senate File 504**.

House File 592

On motion of Senator Bousselot, **House File 592**, a bill for an act relating to certain place-of-business requirements for licensed motor vehicle dealers who conduct sales via the internet and deliver vehicles to buyers, was taken up for consideration.

Senator Boussetot 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. 592), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Boussetot asked and received unanimous consent that **Senate File 504** be **withdrawn** from further consideration of the Senate.

Senate File 508

On motion of Senator Reichman, **Senate File 508**, a bill for an act relating to controlled substances including the manufacture, delivery, or possession of a controlled substance including fentanyl; the manufacture of a controlled substance in the presence of a minor; conspiracy to manufacture for delivery or delivery or intent or conspiracy to deliver a controlled substance to a minor; receipt, provision, and administration of opioid antagonists, including by secondary distributors; providing for immunity; and providing penalties, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Reichman offered amendment S-3129, filed by him from the floor to pages 2, 6, and 7 of the bill, and moved its adoption.

Amendment S-3129 was adopted by a voice vote.

Senator Reichman asked and received unanimous consent that **House File 595** be substituted for **Senate File 508**.

House File 595

On motion of Senator Reichman, **House File 595**, a bill for an act relating to controlled substances including the manufacture, delivery, or possession of a controlled substance including fentanyl; the manufacture of a controlled substance in the presence of a minor; conspiracy to manufacture for delivery or delivery or intent or conspiracy to deliver a controlled substance to a minor; receipt, provision, and administration of opioid antagonists, including by secondary distributors; providing for immunity; and providing penalties, was taken up for consideration.

Senator Reichman 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. 595), the vote was:

Yeas, 41:

Alons	Bisignano	Boulton	Bousselot
Brown	Costello	Cournoyer	Dawson
De Witt	Dickey	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Quirnbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Trone Garriott	Wahls
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 9:

Bennett
Jochum
Winckler

Celsi
Petersen

Donahue
Taylor, T.

Dotzler
Weiner

Absent, none.

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

WITHDRAWN

Senator Reichman asked and received unanimous consent that **Senate File 508** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 433, 592, 593, and 595** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 158, 474, 603, and 656.

House File 158

On motion of Senator Cournoyer, **House File 158**, a bill for an act relating to alcohol beverage control concerning product placement and inducements by manufacturers and wholesalers of alcoholic liquor, wine, or beer, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer offered amendment S-3131, filed by her from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3131 was adopted by a voice vote.

Senator Cournoyer 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. 158), the vote was:

Yeas, 48:

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

Nays, 2:

Costello	Guth
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Absent, none.

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

House File 474

On motion of Senator Rowley, **House File 474**, a bill for an act relating to placement of custody of a newborn infant under the newborn safe haven Act, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Petersen offered amendment S-3144, filed by her from the floor to pages 1, 5-7, and 9 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3144 be adopted?” (H.F. 474), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Absent, none.

Amendment S–3144 lost.

Senator Rowley offered amendment S–3130, filed by him from the floor to pages 3 and 8 of the bill, and moved its adoption.

Amendment S–3130 was adopted by a voice vote.

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. 474), the vote was:

Yeas, 50:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman
Rowley	Rozenboom	Salmon	Schultz

Shipley	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, none.

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

House File 603

On motion of Senator Kraayenbrink, **House File 603**, a bill for an act relating to purchasing of tires from the state by certain volunteer emergency services providers, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Kraayenbrink offered amendment S–3110, filed by the committee on State Government on March 30, 2023, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S–3110 was adopted by a voice vote.

Senator Kraayenbrink 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. 603), the vote was:

Yeas, 50:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.

Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, none.

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

House File 656

On motion of Senator Boussetot, **House File 656**, a bill for an act establishing the dentist and dental hygienist compact, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Boussetot 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. 656), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 **House Files 158, 474, 603, and 656** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 135.

House File 135

On motion of Senator Rozenboom, **House File 135**, a bill for an act relating to the responsibilities of the state board of regents and the institutions of higher education governed by the state board of regents, including requiring the board to publish certain information related to the average income and student debt of institution graduates and requiring the institutions to provide the board with information related to the average income and student debt of institution graduates and to adopt procedures that require institutions to provide information related to the average income and student debt of institution graduates to undergraduates, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Rozenboom offered amendment S–3116, filed by him on April 4, 2023, to pages 1 and 2 of the bill, and moved its adoption.

Amendment S–3116 was adopted by a voice vote.

Senator Rozenboom 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. 135), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen

Guth	Jochum	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Petersen	Quirnbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, 1:

Celsi

Absent, none.

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 **House File 135** be **immediately messaged** to the House.

The Senate stood at ease at 8:19 p.m. until the fall of the gavel for a Democratic party caucus.

The Senate resumed session at 8:50 p.m., President Sinclair presiding.

QUORUM CALL

Senator Whitver requested a nonrecord roll call to determine that a quorum was present.

The Chair declared a quorum present.

BUSINESS PENDING

Senate File 228

The Senate resumed consideration of **Senate File 228**, a bill for an act relating to tort liability, including employer liability and damages in civil actions involving commercial motor vehicles, and House amendment S-3108, previously deferred.

Senator Bousselot moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Bousselot moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 228), the vote was:

Yeas, 31:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	McClintock	Reichman
Rowley	Rozenboom	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Whitver	Zaun	Zumbach	

Nays, 19:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Lofgren	Petersen	Quirmbach
Salmon	Taylor, T.	Trone Garriott	Wahls
Weiner	Westrich	Winckler	

Absent, none.

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

HOUSE AMENDMENT CONSIDERED

Senate File 391

Senator Whitver called up for consideration **Senate File 391**, a bill for an act 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, amended by the House in House amendment S–3065, filed March 13, 2023, placed on the Unfinished Business Calendar on March 30, 2023.

Senator Kraayenbrink offered amendment S–3135, filed by him from the floor to page 1 of House amendment S–3065, and moved its adoption.

Amendment S–3135 was adopted by a voice vote.

President Pro Tempore Zaun took the chair at 9:41 p.m.

President Sinclair took the chair at 9:54 p.m.

Senator Kraayenbrink moved that the Senate concur in the House amendment, as amended.

A record roll call was requested.

On the question “Shall the motion to concur be adopted?” (S.F. 391), the vote was:

Yeas, 34:

Alons
Cournoyer
Driscoll
Green
Koelker
Reichman
Schultz
Taylor, J.
Zaun

Bousselot
Dawson
Edler
Gruenhagen
Kraayenbrink
Rowley
Shipley
Webster
Zumbach

Brown
De Witt
Evans
Guth
Lofgren
Rozenboom
Sinclair
Westrich

Costello
Dickey
Garrett
Klimesh
McClintock
Salmon
Sweeney
Whitver

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, none.

The motion prevailed and the Senate **concurred** in the House amendment, as amended.

Senator Kraayenbrink moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 391), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, none.

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 228 and 391** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 542.

Senate File 542

On motion of Senator Dickey, **Senate File 542**, a bill for an act relating to youth employment and making penalties applicable, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Dickey offered amendment S–3138, filed by him from the floor to pages 1, 3–5, 8–10, 12–13, and amending the title page of the bill.

Senator Boulton offered amendment S–3145, filed by him from the floor to page 1 of amendment S–3138, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3145 to amendment S–3138 be adopted?” (S.F. 542), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, none.

Amendment S–3145 to amendment S–3138 lost.

Senator Boulton offered amendment S-3146, filed by him from the floor to page 1 of amendment S-3138, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3146 to amendment S-3138 be adopted?" (S.F. 542), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, none.

Amendment S-3146 to amendment S-3138 lost.

Senator Dotzler offered amendment S-3147, filed by him from the floor to page 2 of amendment S-3138.

The Senate stood at ease at 10:21 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 11:39 p.m., President Sinclair presiding.

Senator Dotzler asked and received unanimous consent that action on amendment S-3147 to amendment S-3138; amendment S-3138; and **Senate File 542** be **deferred**.

The Senate stood at ease at 11:48 p.m. until the fall of the gavel.

The Senate resumed session at 11:56 p.m., President Sinclair presiding.

BUSINESS PENDING

Senate File 542

The Senate resumed consideration of **Senate File 542**, a bill for an act relating to youth employment and making penalties applicable, and amendment S-3147 to amendment S-3138, previously deferred.

The Senate stood at ease at 11:56 p.m. until the fall of the gavel.

The Senate resumed session at 3:36 a.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Quirmbach, until he arrives, on request of Senator Wahls.

Senator Dotzler deferred amendment S-3147 to amendment S-3138.

Senator Dotzler withdrew amendment S-3148, filed by him from the floor to page 2 of amendment S-3138.

The Chair ruled amendment S-3149, filed by Senator Petersen from the floor, to pages 1 and 2 of amendment S-3138 out of order.

Senator Dickey offered amendment S-3150, filed by him from the floor to page 2 of amendment S-3138, and moved its adoption.

Amendment S-3150 to amendment S-3138 was adopted by a voice vote.

The Senate resumed consideration of amendment S-3147 to amendment S-3138.

The Chair ruled amendment S-3147 out of order.

Senator Dickey moved the adoption of amendment S-3138, as amended.

Amendment S-3138, as amended, was adopted by a voice vote.

Senator Dickey offered amendment S-3151, filed by him from the floor to pages 8 and 9 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3151 be adopted?" (S.F. 542), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Quirmbach

Amendment S-3151 was adopted.

Senator Dickey 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. 542), the vote was:

Yeas, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Petersen	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Absent, 1:

Quirmbach

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 542** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 4:56 a.m., Tuesday, April 18, 2023, until 9:00 a.m., Tuesday, April 18, 2023.

APPENDIX

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:

IOWA LOTTERY AUTHORITY

Iowa Lottery Authority Quarterly Report, pursuant to Iowa Code section 99G.7. Report received on April 17, 2023.

DEPARTMENT OF PUBLIC HEALTH

Preserving Sight and Preventing Blindness Program, pursuant to 2022 Iowa Acts, HF 2578, section 3. Report received on April 17, 2023.

STUDY BILL RECEIVED

SSB 1218 Ways and Means

Relating to local government property taxes, financial authority, operations, and budgets, modifying certain transit funding, property tax credits and exemptions, and appropriations, requiring certain information related to property taxation to be provided to property owners and taxpayers, modifying provisions relating to fees for driver's licenses and nonoperator's identification cards, modifying provisions relating to certain writing fees, making penalties applicable, and including effective date, retroactive applicability, and applicability provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 1218

WAYS AND MEANS: Dawson, Chair; Jochum and Koelker

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on April 17, 2023, to investigate the appointment and reappointment of the following appointees:

AGRICULTURE

As a member of the Iowa Board of Veterinary Medicine

Sterling Meyer – Costello, Chair; McClintock and T. Taylor

APPROPRIATIONS

As Director of the Department of Management:

Kraig Paulsen – Kraayenbrink, Chair; Edler and Petersen

COMMERCE

As Consumer Advocate:

Lanny L. Zieman – Koelker, Chair; Bisignano and Westrich

As a member of the Investment Board of the Iowa Public Employees' Retirement System:

Matthew Watters – Rowley, Chair; Jochum and Webster

As Chair of the Utilities Board:

Erik Helland – Schultz, Chair; Klimesh and Petersen

As a member of the Utilities Board:

Erik Helland – Schultz, Chair; Klimesh and Petersen

EDUCATION

As members of the Early Childhood Iowa State Board:

Angela Anderson – Gruenhagen, Chair; Giddens and Westrich
Aaron Johnson – Gruenhagen, Chair; Celsi and Westrich
Paige Smothers – Gruenhagen, Chair; Celsi and Westrich

HEALTH AND HUMAN SERVICES

As a member of the Commission for the Blind:

Michael Hoenig – Rowley, Chair; Guth and Petersen

As a member of the Commission on Community Action Agencies:

Amanda Peterson – Alons, Chair; Evans and Trone Garriott

As a member of the Commission of Deaf Services:

Joseph Featherstone – Salmon, Chair; Alons and Donahue

As members of the Mental Health and Disability Services Commission:

Mike Fidgeon – Sweeney, Chair; Evans and Trone Garriott

Terri Steinke – Salmon, Chair; Sweeney and Trone Garriott

As a member of the Board of Social Work:

Barron Geiger – Guth, Chair; Evans and Jochum

As a member of the Commission on Tobacco Use Prevention and Control:

Teresa Aoki – Rowley, Chair; Alons and Trone Garriott

JUDICIARY

As Director of the Iowa State Civil Rights Commission:

Kristen Stiffler – Zaun, Chair; Evans and Quirmbach

NATURAL RESOURCES AND ENVIRONMENT

As members of the Environmental Protection Commission:

Rebecca Dostal – Sweeney, Chair; Evans and Knox

Amy Echard – Shipley, Chair; Bennett and De Witt

Roger Zylstra – Rozenboom, Chair; Green and Trone Garriott

As members of the Natural Resource Commission:

Kenny (KR) Buck – Evans, Chair; Celsi and Green

Tom Prickett – Shipley, Chair; Bennett and De Witt

STATE GOVERNMENT

As a member of the Accountancy Examining Board:

Lindsay Knoop – Westrich, Chair; Giddens and Webster

As a member of the Electrical Examining Board:

Michelle Payne – Westrich, Chair; Giddens and Webster

As a member of the Engineering and Land Surveying Examining Board:

Todde Folkerts – Westrich, Chair; Giddens and Webster

As a member of the Iowa Ethics and Campaign Disclosure Board:

Jonathan Roos – Salmon, Chair; Bisignano and Koelker

As a member of the Landscape Architectural Examining Board:

Maryam Maddahzad – Salmon, Chair; Celsi and Koelker

As a member of the Board of Nursing Home Administrators:

Zachary Byrnes – Salmon, Chair; Jochum and Koelker

As a member of the Board of Physician Assistants:

Dr. Mona Alqulali – McClintock, Chair; Brown and Weiner

As members of the State Racing and Gaming Commission:

Daryl Olsen – McClintock, Chair; Bisignano and Brown
Alan Ostergren – Bousselot, Chair; Schultz and Weiner

As a member of the Board of Respiratory Care and Polysomnography:

Melissa Walsh – Salmon, Chair; Boulton and Westrich

VETERANS AFFAIRS

As a member of the Commission of Veterans Affairs:

Joella Perry – McClintock, Chair; Alons and Dotzler

WAYS AND MEANS

As Chair of the Property Assessment Appeal Board:

Karen Oberman – Rowley, Chair; Bousselot and Winckler

As Director of Revenue:

Mary Mosiman – Dawson, Chair; Jochum and Koelker

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Dr. Jeremy Kidd to Health Facilities Council be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

SARAH TRONE GARRIOTT

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Dr. Robert Donnelly to Board of Medicine be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

JANET PETERSEN

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Dr. Chad Stadsfold to Board of Medicine be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

JANET PETERSEN

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Nicholas Davis as Chairperson of the Board of Parole be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

JANICE WEINER

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Nicholas Davis to Board of Parole be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

JANICE WEINER

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Sherill Whisenand to Board of Pharmacy be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

JANET PETERSEN

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Kenneth Lloyd to Commission of Veterans Affairs be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

JEFF REICHMAN

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Todd Jacobus as Commandant of Iowa Veterans Home be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

JEFF EDLER

WITHDRAWAL OF GOVERNOR’S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate:

I am withdrawing the name of Kenneth Lloyd for confirmation as a member of the Commission of Veterans Affairs from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR’S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on April 17, 2023:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Veterans Affairs, formerly held by Kenneth Lloyd. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
KIM REYNOLDS
Governor

APPOINTMENTS

The following appointee was submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

UTILITIES BOARD (Sec. 474.1)
Sarah Martz, Ames

05/01/2023 – 04/30/2027

The appointment was referred to the committee on **Commerce**.

AMENDMENTS FILED

S-3127	S.F.	549	House
S-3128	S.F.	504	Mike Bousselot
S-3129	S.F.	508	Jeff Reichman
S-3130	H.F.	474	David D. Rowley
S-3131	H.F.	158	Chris Cournoyer
S-3132	S.F.	358	Tom Shipley
S-3133	S.F.	230	Julian B. Garrett
S-3134	H.F.	358	Julian B. Garrett
S-3135	S.F.	391	Tim Kraayenbrink
S-3136	S.F.	191	Carrie Koelker
S-3137	H.F.	478	Carrie Koelker
S-3138	S.F.	542	Adrian Dickey
S-3139	HF.	349	Mike Bousselot
S-3140	H.F.	617	Waylon Brown
S-3141	S.F.	567	Mark Costello
S-3142	H.F.	634	Rocky De Witt
S-3143	S.F.	553	Dawn Driscoll
S-3144	H.F.	474	Janet Petersen
S-3145	S.F.	542	Nate Boulton
S-3146	S.F.	542	Nate Boulton
S-3147	S.F.	542	William A. Dotzler, Jr.
S-3148	S.F.	542	William A. Dotzler, Jr.
S-3149	S.F.	542	Janet Petersen
S-3150	S.F.	542	Adrian Dickey
S-3151	S.F.	542	Adrian Dickey

JOURNAL OF THE SENATE

ONE HUNDREDTH CALENDAR DAY
FIFTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 18, 2023

The Senate met in regular session at 9:05 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Monday, April 17, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:08 a.m. until 9:00 a.m., Wednesday, April 19, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Tuesday, April 18, 2023, 9:30 a.m.

Members Present: Driscoll, Chair; Rozenboom, Vice Chair; Alons, Boulton, Costello, Dotzler, Edler, Giddens, Green, Gruenhagen, McClintock, Shipley, Sweeney, and Zumbach.

Members Absent: Bisignano, Ranking Member; and T. Taylor (both excused).

Committee Business: Governor Appointment Sterling Meyer to Iowa Board of Veterinary Medicine moved and approved to En Bloc calendar.

Adjourned: 9:35 a.m.

APPROPRIATIONS

Convened: Tuesday, April 18, 2023, 10:00 a.m.

Members Present: Kraayenbrink, Chair; Zumbach, Vice Chair; Petersen, Ranking Member; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, Rowley, J. Taylor, and Winckler.

Members Absent: T. Taylor (excused).

Committee Business: Governor Appointment: Kraig Paulsen.

Adjourned: 10:10 a.m.

EDUCATION

Convened: Tuesday, April 18, 2023, 10:30 a.m.

Members Present: Rozenboom, Chair; J. Taylor, Vice Chair; Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun.

Members Absent: Quirmbach, Ranking Member; Celsi, and Kraayenbrink (all excused).

Committee Business: Moved and approved three Governor Appointees to En Bloc calendar: Angela Anderson, Aaron Johnson, and Paige Smothers to Early Childhood Iowa State Board.

Adjourned: 10:35 a.m.

HEALTH AND HUMAN SERVICES

Convened: Tuesday, April 18, 2023, 11:00 a.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Donahue, Evans, Garrett, Guth, Jochum, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: None.

Committee Business: Consideration and approval of Governor Appointees.

Adjourned: 11:05 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, April 18, 2023, 10:20 a.m.

Members Present: Sweeney, Chair; Shipley, Vice Chair; Celsi, Cournoyer, De Witt, Driscoll, Evans, Green, Rozenboom, and Trone Garriott.

Members Absent: Knox, Ranking Member; Bennett, and Zumbach (all excused).

Committee Business: Governor Appointments.

Adjourned: 10:25 a.m.

VETERANS AFFAIRS

Convened: Tuesday, April 18, 2023, 9:45 a.m.

Members Present: Reichman, Chair; Salmon, Vice Chair; Dotzler, Ranking Member; Alons, Costello, Dawson, Edler, Lofgren, McClintock, Weiner, and Winckler.

Members Absent: Bennett (excused).

Committee Business: Appoint Joella Perry.

Adjourned: 9:50 a.m.

WAYS AND MEANS

Convened: Tuesday, April 18, 2023, 1:55 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: None.

Committee Business: Distribution of subcommittee assignment. Governor Appointments: Mary Mosiman – Director of Revenue and Karen Oberman – Chair of Property Tax Assessment Appeal Board. Bills: SSB 1218 Property Tax Omnibus – Dawson SSB 1207 Constitutional Amendment (with amendment) Dawson SF 352 Emergency Management Budget (with amendment) – Klimesh.

Adjourned: 3:10 p.m.

INTRODUCTION OF BILL

Senate File 569, by committee on Ways and Means, a bill for an act relating to local government property taxes, financial authority, operations, and budgets, modifying certain transit funding, property tax credits and exemptions, and appropriations, requiring certain information related to property taxation to be provided to property owners and taxpayers, modifying provisions relating to fees for driver's licenses and nonoperator's identification cards, modifying provisions relating to certain writing fees, making penalties applicable, and including effective date, retroactive applicability, and applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

STUDY BILL RECEIVED

SSB 1219 Appropriations

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.

SUBCOMMITTEE ASSIGNMENTS

House File 351

WAYS AND MEANS: Koelker, Chair; Dawson and Petersen

House File 353

WAYS AND MEANS: Sweeney, Chair; Brown and T. Taylor

House File 663

WAYS AND MEANS: Zaun, Chair; Dawson and Winckler

House File 672

WAYS AND MEANS: Cournoyer, Chair; Brown and Winckler

House File 674

WAYS AND MEANS: Dawson, Chair; Jochum and Koelker

House File 677

WAYS AND MEANS: Koelker, Chair; Dotzler and Driscoll

House File 680

WAYS AND MEANS: Dawson, Chair; Jochum and Koelker

House File 709

APPROPRIATIONS: Kraayenbrink, Chair; Petersen and Zumbach

SSB 1219

APPROPRIATIONS: Koelker, Chair; Kraayenbrink and Petersen

FINAL COMMITTEE REPORT OF BILL ACTION**WAYS AND MEANS**

Bill Title: SENATE FILE 569 (SSB 1218), a bill for an act relating to local government property taxes, financial authority, operations, and budgets, modifying certain transit funding, property tax credits and exemptions, and appropriations, requiring certain information related to property taxation to be provided to property owners and taxpayers, modifying provisions relating to fees for driver's licenses and nonoperator's identification cards, modifying provisions relating to certain writing fees, making penalties applicable, and including effective date, retroactive applicability, and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Dawson, Koelker, Boussetot, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, Schultz, Sweeney, and Zaun. Nays, 6: Jochum, Dotzler, Petersen, Quirmbach, T. Taylor, and Winckler. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS REFERRED TO COMMITTEE

The following bills were referred to the following committees:

House File 352	Ways and Means
House File 683	Ways and Means
House File 700	Appropriations
House File 701	Ways and Means
House File 707	Appropriations
House File 708	Appropriations
House File 709	Appropriations
House File 710	Ways and Means
House File 711	Appropriations
House File 713	Ways and Means

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

AGRICULTURE

Sterling Meyer – Iowa Board of Veterinary Medicine

EDUCATION

Angela Anderson – Early Childhood Iowa State Board
Aaron Johnson – Early Childhood Iowa State Board
Paige Smothers – Early Childhood Iowa State Board

HEALTH AND HUMAN SERVICES

Michael Hoenig – Commission for the Blind

Amanda Peterson – Commission on Community Action Agencies

Joseph Featherstone – Commission of Deaf Services

Mike Fidgeon – Mental Health and Disability Services Commission
Terri Steinke – Mental Health and Disability Services Commission

Barron Geiger – Board of Social Work

Teresa Aoki – Commission on Tobacco Use Prevention and Control

NATURAL RESOURCES AND ENVIRONMENT

Rebecca Dostal – Environmental Protection Commission
Amy Echard – Environmental Protection Commission
Roger Zylstra – Environmental Protection Commission

Tom Prickett – Natural Resource Commission

VETERANS AFFAIRS

Joella Perry – Commission of Veterans Affairs

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

APPROPRIATIONS

Kraig Paulsen – Director of the Department of Management

NATURAL RESOURCES AND ENVIRONMENT

Kenny (KR) Buck – Natural Resource Commission

WAYS AND MEANS

Karen Oberman – Chair of the Property Assessment Appeal Board

Mary Mosiman – Director of Revenue

AMENDMENT FILED

S-3152 S.F. 321 Adrian Dickey

JOURNAL OF THE SENATE

ONE HUNDRED FIRST CALENDAR DAY
FIFTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 19, 2023

The Senate met in regular session at 9:08 a.m., President Sinclair presiding.

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrot.

The Journal of Tuesday, April 18, 2023, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced to the Senate chamber Kristen Stiffler, the Governor's appointee to be Director of the Iowa State Civil Rights Commission. She was the guest of Senator Zaun and the committee on Judiciary.

The Senate stood at ease at 9:12 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:54 a.m., Senator Brown presiding.

QUORUM CALL

Senator Whitver requested a nonrecord roll call to determine that a quorum was present.

The Chair declared a quorum present.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Winckler, until she arrives, on request of Senator Wahls.

President Sinclair took the chair at 12:00 p.m.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Whitver called up the appointment of Kenny (KR) Buck as a member of the Natural Resource Commission, placed on the Individual Confirmation Calendar on April 18, 2023, found on page 845 of the Senate Journal.

Senator Evans moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

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

Nays, 1:

Celsi

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Mary Mosiman as a Director of Revenue, placed on the Individual Confirmation Calendar on April 18, 2023, found on page 845 of the Senate Journal.

Senator Dawson moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Nicholas Davis as a member and Chair of the Board of Parole, placed on the Individual Confirmation Calendar on April 17, 2023, found on page 836 of the Senate Journal.

Senator Bousselot moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 35:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Quirmbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 14:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Taylor, T.	Trone Garriott
Wahls	Weiner		

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Karen Oberman as Chair of the Property Assessment Appeal Board, placed on the Individual Confirmation Calendar on April 18, 2023, found on page 845 of the Senate Journal.

Senator Rowley moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman
Rowley	Rozenboom	Salmon	Schultz

Shipley	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Todd Jacobus as Commandant of the Iowa Veterans Home, placed on the Individual Confirmation Calendar on April 17, 2023, found on page 837 of the Senate Journal.

Senator Reichman moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Dr. Jeremy Kidd as a member of the Health Facilities Council, placed on the Individual Confirmation Calendar on April 17, 2023, found on page 836 of the Senate Journal.

Senator Edler moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 35:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Green	Gruenhagen	Guth
Klimesh	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 14:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner		

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Kraig Paulsen as a Director of the Department of Management, placed on the Individual Confirmation Calendar on April 18, 2023, found on page 845 of the Senate Journal.

Senator Kraayenbrink moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

President Pro Tempore Zaun took the chair at 12:34 p.m.

Senator Whitver called up the appointment of Dr. Robert Donnelly as a member of the Board of Medicine, placed on the Individual Confirmation Calendar on April 17, 2023, found on page 836 of the Senate Journal.

Senator Guth moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon

Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Dr. Chad Stadsvold as a member of the Board of Medicine, placed on the Individual Confirmation Calendar on April 17, 2023, found on page 836 of the Senate Journal.

Senator Guth moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Sherill Whisenand as a member of the Board of Pharmacy, placed on the Individual Confirmation Calendar on April 17, 2023, found on page 836 of the Senate Journal.

Senator Guth moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Winckler

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

SPECIAL GUEST

Senator Whitver introduced to the Senate chamber the Honorable Mike Breitbach, former member of the Senate from Clayton County, Strawberry Point, Iowa.

The Senate rose and expressed its welcome.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Whitver called up the following eligible appointees on the En Bloc Confirmation Calendar:

Michael Hoenig, Commission for the Blind

Angela Anderson, Early Childhood Iowa State Board

Aaron Johnson, Early Childhood Iowa State Board

Paige Smothers, Early Childhood Iowa State Board

Amanda Peterson, Commission on Community Action Agencies

Joseph Featherstone, Commission of Deaf Services

Rebecca Dostal, Environmental Protection Commission

Amy Echard, Environmental Protection Commission

Roger Zylstra, Environmental Protection Commission

Mike Fidgeon, Mental Health and Disability Services Commission

Terri Steinke, Mental Health and Disability Services Commission

Tom Prickett, Natural Resource Commission

Barron Geiger, Board of Social Work

Teresa Aoki, Commission on Tobacco Use Prevention and Control

Joella Perry, Commission of Veterans Affairs

Sterling Meyer, Iowa Board of Veterinary Medicine

Senator Whitver moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Winckler

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

The Senate stood at ease at 12:53 p.m. until the fall of the gavel.

The Senate resumed session at 1:31 p.m., President Sinclair presiding.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 569.

Senate File 569

On motion of Senator Dawson, **Senate File 569**, a bill for an act relating to local government property taxes, financial authority, operations, and budgets, modifying certain transit funding, property tax credits and exemptions, and appropriations, requiring certain information related to property taxation to be provided to property owners and taxpayers, modifying provisions relating to fees for driver's licenses and nonoperator's identification cards, modifying provisions relating to certain writing fees, making penalties applicable, and including effective date, retroactive applicability, and applicability provisions, was taken up for consideration.

Senator Dawson offered amendment S-3153, filed by him from the floor to pages 2, 18, 42, 44-46, and 48-50 of the bill, and moved its adoption.

Amendment S-3153 was adopted by a voice vote.

Senator Dawson offered amendment S-3161, filed by him from the floor to pages 8, 9, and 20 of the bill, and moved its adoption.

Amendment S-3161 was adopted by a voice vote.

Senator Bisignano offered amendment S-3162, filed by Senator Bisignano, et al., from the floor to pages 21-23 of the bill, and moved its adoption.

A nonrecord roll call was requested.

Amendment S-3162 lost.

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?" (S.F. 569), the vote was:

Yeas, 48:

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

Nays, 1:

Quirmbach

Absent, 1:

Winckler

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 File 569** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 2:22 p.m. until the conclusion of a meeting of the committee on State Government.

RECONVENED

The Senate reconvened at 5:38 p.m., President Sinclair presiding.

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 April 19, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 250, a bill for an act relating to disbursements from the computer science professional development incentive fund and including applicability provisions.

Senate File 329, a bill for an act relating to leaves of absences for civil employees performing state active duty, national guard duty, federal active duty, civil air patrol duty, or national disaster medical system duty.

Senate File 362, a bill for an act relating to conforming statute of limitations provisions related to the fraud in assisted reproduction Act.

Senate File 418, a bill for an act relating to the investment of certain public funds in certain companies, concerning companies that are owned or controlled by Chinese military or government services and public fund review requirements.

ALSO: That the House has on April 19, 2023, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 318, a bill for an act relating to apprenticeships and establishing an Iowa office of apprenticeship and Iowa apprenticeship council. (S-3164)

ALSO: That the House has on April 19, 2023, **concurred** in the Senate amendment and **passed** the following bills in which the concurrence of the House was asked:

House File 158, a bill for an act relating to alcohol beverage control concerning product placement and inducements by manufacturers and wholesalers of alcoholic liquor, wine, or beer.

House File 358, a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle, providing for temporary restricted licenses, and providing penalties.

House File 474, a bill for an act relating to placement of custody of a newborn infant under the newborn safe haven Act.

House File 478, a bill for an act concerning alcoholic beverage control relating to brewpubs and alternating proprietorship arrangements for beer manufacturers.

ALSO: That the House has on April 19, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 681, a bill for an act exempting from the sales and use tax the sales price of tangible personal property or specified digital products sold and services furnished to a county or district fair.

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

House File 687, a bill for an act relating to police officers and fire fighters concerning civil service entrance evaluations and benefits for members of the municipal fire and police retirement system.

Read first time and attached to **Senate File 505**.

House File 703, a bill for an act relating to the Hoover presidential library tax credit available against the individual and corporate income taxes, the franchise tax, the insurance premiums tax, and the moneys and credits tax.

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

House File 714, a bill for an act relating to merchant line franchise petition requirements and including retroactive applicability provisions.

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

House File 717, a bill for an act relating to the assessment and valuation of property rented or leased to certain low-income individuals and families and including effective date and retroactive applicability provisions.

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

House File 718, a bill for an act relating to local government funding by modifying school district funding provisions, property tax calculation provisions, local government budgeting and bonding procedures, making transfers, and including effective date and applicability provisions.

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

HOUSE AMENDMENT CONSIDERED

Senate File 496

Senator Whitver called up for consideration **Senate File 496**, a bill for an act 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, 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 and the governing boards of charter schools and innovation zone schools, competent private instruction, and special education, amended by the House in House amendment S-3117, filed April 5, 2023.

Senator Rozenboom offered amendment S-3160, filed by him from the floor to pages 1-38 and amending the title page of House amendment S-3117, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3160 to House amendment S-3117 be adopted?" (S.F. 496), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon

Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	

Absent, 1:

Winckler

Amendment S-3160 to House amendment S-3117 was adopted.

Senator Rozenboom moved that the Senate concur in the House amendment, as amended.

A record roll call was requested.

On the question "Shall the motion to concur be adopted?" (S.F. 496), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, none.

The motion prevailed and the Senate **concurred** in the House amendment, as amended.

Senator Rozenboom moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 496), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 496** be **immediately messaged** to the House.

The Senate stood at ease at 7:06 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 7:21 p.m., President Sinclair presiding.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 387.

Senate File 387

On motion of Senator Cournoyer, **Senate File 387**, a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Cournoyer offered amendment S–3156, filed by her from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S–3156 was adopted by a voice vote.

Senator Cournoyer asked and received unanimous consent that **House File 652** be **substituted** for **Senate File 387**.

House File 652

On motion of Senator Cournoyer, **House File 652**, a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions, was taken up for consideration.

Senator Cournoyer offered amendment S–3165, filed by her from the floor to pages 1–10 and 13 of the bill, and moved its adoption.

Amendment S–3165 was adopted by a voice vote.

Senator Cournoyer 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. 652), the vote was:

Yeas, 49:

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

Nays, 1:

Lofgren

Absent, none.

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

WITHDRAWN

Senator Cournoyer asked and received unanimous consent that **Senate File 387** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 652** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 634 and 648.

House File 634

On motion of Senator De Witt, **House File 634**, a bill for an act relating to persons certified to conduct time-of-transfer inspections of private sewage disposal systems, and providing penalties, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator De Witt offered amendment S-3142, filed by him on April 17, 2023, to page 1 of the bill, and moved its adoption.

Amendment S-3142 was adopted by a voice vote.

Senator De Witt 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. 634), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

House File 648

On motion of Senator Webster, **House File 648**, a bill for an act providing for the expungement of information regarding investment advisers and investment adviser representatives authorized to do business in this state, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Webster offered amendment S–3154, filed by him from the floor to pages 1–2 of the bill, and moved its adoption.

Amendment S–3154 was adopted by a voice vote.

Senator Webster 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. 648), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 **House Files 634 and 648** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 536 and House File 583.

Senate File 536

On motion of Senator Koelker, **Senate File 536**, a bill for an act relating to real estate licensee liability, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Koelker asked and received unanimous consent that **House File 607** be **substituted** for **Senate File 536**.

House File 607

On motion of Senator Koelker, **House File 607**, a bill for an act relating to real estate licensee liability, was taken up for consideration.

Senator Koelker 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. 607), the vote was:

Yeas, 50:

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

McClintock	Petersen	Quirmbach	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Koelker asked and received unanimous consent that **Senate File 536** be **withdrawn** from further consideration of the Senate.

House File 583

On motion of Senator Zumbach, **House File 583**, a bill for an act relating to the transfer of certain motor vehicles by operation of law, including associated odometer disclosure statements, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Zumbach offered amendment S-3105, filed by the committee on Transportation on March 22, 2023, to page 2 and amending the title page of the bill, and moved its adoption.

Amendment S-3105 was adopted by a voice vote.

Senator Zumbach 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. 583), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

CONSIDERATION OF RESOLUTION (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Joint Resolution 3.

House Joint Resolution 3

On motion of Senator Koelker, **House Joint Resolution 3**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

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

House Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession. BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: Section 1. The following amendment to the Constitution of the State of Iowa is proposed: Section 17 of Article IV of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof: Sec. 17. **Lieutenant governor or lieutenant governor-elect to become or act as governor or governor-elect.** If there is a temporary disability of the governor, the lieutenant governor shall act as governor until the disability is removed, or the governor dies, resigns, or is removed from office. In case of the death, resignation, or removal from office of the governor, the lieutenant governor shall become governor for the remainder of the term, which shall create a vacancy in the office of lieutenant governor. This section shall also apply, as appropriate, to the governor-elect and the lieutenant governor-elect. Sec. 2. **SUBMISSION TO ELECTORATE.** The foregoing proposed amendment, having been adopted and agreed to by the 89th General Assembly, Second Session, thereafter duly published, and now adopted and agreed to by the 90th General Assembly in this joint resolution, shall be submitted to the people of the state of Iowa at the general election in November of the year 2024 in the manner required by the Constitution of the State of Iowa and the laws of the state of Iowa.

On the question “Shall the resolution be adopted?” (H.J.R. 3), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Joint Resolution 3** and **House Files 583** and **607** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 193

Senator Whitver called up for consideration **Senate File 193**, a bill for an act relating to the removal of human remains by a person other than a funeral director, amended by the House in House amendment S-3126, filed April 13, 2023.

Senator Salmon moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Salmon moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 193), the vote was:

Yeas, 50:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh

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

Nays, none.

Absent, none.

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

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 125, 156, and 211.

Senate File 125

On motion of Senator Alons, **Senate File 125**, a bill for an act relating to controlled substances, including amending certain controlled substances schedules and precursor substances reporting requirements, making penalties applicable, and including effective date provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Alons asked and received unanimous consent that **House File 128** be **substituted** for **Senate File 125**.

House File 128

On motion of Senator Alons, **House File 128**, a bill for an act relating to controlled substances, including amending certain controlled substances schedules and precursor substances reporting requirements, making penalties applicable, and including effective date provisions, 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. 128), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 125** be **withdrawn** from further consideration of the Senate.

Senate File 156

On motion of Senator Zumbach, **Senate File 156**, a bill for an act relating to restricted commercial driver’s licenses for certain persons employed in designated farm-related service industries, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Zumbach asked and received unanimous consent that **House File 335** be **substituted** for **Senate File 156**.

House File 335

On motion of Senator Zumbach, **House File 335**, a bill for an act relating to restricted commercial driver's licenses for certain persons employed in designated farm-related service industries, was taken up for consideration.

Senator Zumbach 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. 335), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Zumbach asked and received unanimous consent that **Senate File 156** be **withdrawn** from further consideration of the Senate.

Senate File 211

On motion of Senator Edler, **Senate File 211**, a bill for an act relating to the referral of a patient for diagnostic imaging by a physical therapist, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Edler asked and received unanimous consent that **House File 174** be **substituted** for **Senate File 211**.

House File 174

On motion of Senator Edler, **House File 174**, a bill for an act relating to the referral of a patient for diagnostic imaging by a physical therapist, was taken up for consideration.

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. 174), the vote was:

Yeas, 48:

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

Nays, 2:

Bisignano	Weiner
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Absent, none.

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

WITHDRAWN

Senator Edler asked and received unanimous consent that **Senate File 211** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 193** and **House Files 128, 174, and 335** be **immediately messaged** to the House.

The Senate stood at ease at 8:06 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 8:18 p.m., President Sinclair presiding.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 286, 321, 325, and 364.

Senate File 286

On motion of Senator Zaun, **Senate File 286**, a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions, placed on the Unfinished Business Calendar on March 30, 2023, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Zaun offered amendment S-3025, filed by the committee on Judiciary on February 14, 2023, to page 11 of the bill, and moved its adoption.

Amendment S-3025 was adopted by a voice vote.

Senator Zaun asked and received unanimous consent that **House File 567** be **substituted** for **Senate File 286**.

House File 567

On motion of Senator Zaun, **House File 567**, a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Zaun 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. 567), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Zaun asked and received unanimous consent that **Senate File 286** be **withdrawn** from further consideration of the Senate.

Senate File 321

On motion of Senator Dickey, **Senate File 321**, a bill for an act relating to boiler inspections, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Dickey offered amendment S–3152, filed by him on April 18, 2023, to pages 1 and 2 of the bill, and moved its adoption.

Amendment S–3152 was adopted by a voice vote.

Senator Dickey asked and received unanimous consent that **House File 461** be **substituted** for **Senate File 321**.

House File 461

On motion of Senator Dickey, **House File 461**, a bill for an act relating to boiler inspections, was taken up for consideration.

Senator Dickey 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. 461), the vote was:

Yeas, 44:

Alons	Boulton	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Donahue	Dotzler	Driscoll
Edler	Evans	Garrett	Giddens
Green	Gruenhagen	Guth	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Quirnbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Zaun	Zumbach

Nays, 6:

Bennett	Bisignano	Celsi	Jochum
Petersen	Winckler		

Absent, none.

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

WITHDRAWN

Senator Dickey asked and received unanimous consent that **Senate File 321** be **withdrawn** from further consideration of the Senate.

Senate File 325

On motion of Senator Costello, **Senate File 325**, a bill for an act relating to a state-funded psychiatry residency and fellowship program, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Costello asked and received unanimous consent that **House File 274** be **substituted** for **Senate File 325**.

House File 274

On motion of Senator Costello, **House File 274**, a bill for an act relating to a state-funded psychiatry residency and fellowship program, was taken up for consideration.

Senator Costello 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. 274), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Costello asked and received unanimous consent that **Senate File 325** be **withdrawn** from further consideration of the Senate.

Senate File 364

On motion of Senator De Witt, **Senate File 364**, a bill for an act 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 and retroactive applicability provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator De Witt asked and received unanimous consent that **House File 573** be **substituted** for **Senate File 364**.

House File 573

On motion of Senator De Witt, **House File 573**, a bill for an act 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 and retroactive applicability provisions, was taken up for consideration.

Senator De Witt 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. 573), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator De Witt asked and received unanimous consent that **Senate File 364** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 274, 461, 567, and 573** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 417, 420, 495, 534, and 535.

Senate File 417

On motion of Senator Webster, **Senate File 417**, a bill for an act relating to unfair residential real estate service agreements, providing penalties, and making penalties applicable, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Webster offered amendment S-3122, filed by him on April 11, 2023, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-3122 was adopted by a voice vote.

Senator Webster asked and received unanimous consent that **House File 475** be **substituted** for **Senate File 417**.

House File 475

On motion of Senator Webster, **House File 475**, a bill for an act relating to unfair residential real estate service agreements, providing penalties, and making penalties applicable, was taken up for consideration.

Senator Webster 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. 475), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Webster asked and received unanimous consent that **Senate File 417** be **withdrawn** from further consideration of the Senate.

Senate File 420

On motion of Senator Rowley, **Senate File 420**, a bill for an act relating to investments of funds by life insurers, and including applicability provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Rowley asked and received unanimous consent that **House File 271** be **substituted** for **Senate File 420**.

House File 271

On motion of Senator Rowley, **House File 271**, a bill for an act relating to investments of funds by life insurers, and including applicability 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. 271), the vote was:

Yeas, 50:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman

Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, none.

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 420** be **withdrawn** from further consideration of the Senate.

Senate File 495

On motion of Senator Bousselot, **Senate File 495**, a bill for an act relating to affirmative defenses for entities using cybersecurity programs, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Bousselot offered amendment S–3155, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S–3155 was adopted by a voice vote.

Senator Bousselot asked and received unanimous consent that **House File 553** be **substituted** for **Senate File 495**.

House File 553

On motion of Senator Bousselot, **House File 553**, a bill for an act relating to affirmative defenses for entities using cybersecurity programs, was taken up for consideration.

Senator Bousselot 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. 553), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Bousselot asked and received unanimous consent that **Senate File 495** be **withdrawn** from further consideration of the Senate.

Senate File 534

On motion of Senator Rowley, **Senate File 534**, a bill for an act relating to specified loans provided by a mortgage banker, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Rowley asked and received unanimous consent that **House File 609** be **substituted** for **Senate File 534**.

House File 609

On motion of Senator Rowley, **House File 609**, a bill for an act relating to specified loans provided by a mortgage banker, 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. 609), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 534** be **withdrawn** from further consideration of the Senate.

Senate File 535

On motion of Senator Bousselot, **Senate File 535**, a bill for an act relating to the regulation of specified gas and electric utilities, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Bousselot asked and received unanimous consent that **House File 599** be **substituted** for **Senate File 535**.

House File 599

On motion of Senator Bousselot, **House File 599**, a bill for an act relating to the regulation of specified gas and electric utilities, was taken up for consideration.

Senator Bousselot 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. 599), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Bousselot asked and received unanimous consent that **Senate File 535** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 271, 475, 553, 599, and 609** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 136, and 584.

House File 136

On motion of Senator Rowley, **House File 136**, a bill for an act relating to matters under the purview of the banking division of the department of commerce, including permissible investments, notice requirements, and requirements for a person obtaining control of a state bank, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, 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. 136), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

House File 584

On motion of Senator Guth, **House File 584**, a bill for an act relating to individual licensees who provide child foster care, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Guth 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. 584), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 5.

Senate Concurrent Resolution 5

On motion of Senator Klimesh, **Senate Concurrent Resolution 5**, a concurrent resolution urging the members of Congress to amend federal law to increase the maximum gross weight allowed for motor vehicles operated on the interstate road system in Iowa and bordering states, was taken up for consideration.

Senator Klimesh asked and received unanimous consent that **House Concurrent Resolution 9** be **substituted** for **Senate Concurrent Resolution 5**.

House Concurrent Resolution 9

On motion of Senator Klimesh, **House Concurrent Resolution 9**, a concurrent resolution urging the members of Congress to amend federal law to increase the maximum gross weight allowed for motor vehicles operated on the interstate road system in Iowa and bordering states, was taken up for consideration.

Senator Klimesh moved the adoption of House Concurrent Resolution 9, which motion prevailed by a voice vote.

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

On the question “Shall the resolution be adopted?” (H.C.R. 9), the vote was:

Yeas, 49:

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

Nays, 1:

Dickey

Absent, none.

The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

WITHDRAWN

Senator Klimesh asked and received unanimous consent that **Senate Concurrent Resolution 5** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Concurrent Resolution 9** and **House Files 136** and **584** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:16 p.m. until 9:00 a.m., Thursday, April 20, 2023.

APPENDIX

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 14, by Committee on Ways and Means, a joint resolution proposing amendments to the Constitution of the State of Iowa relating to requirements for certain state tax law changes and creating a taxpayer relief fund.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate Resolution 11, by Sweeney, Cournoyer, Rozenboom, Green, Dickey, Koelker, Rowley, Klimesh, Schultz, Shipley, Webster, McClintock, Petersen, Westrich, Evans, Kraayenbrink, Dotzler, Boulton, Winckler, Donahue, Giddens, Reichman, J. Taylor, Weiner, Celsi, Bisignano, Sinclair, Brown, Wahls, Bennett, Salmon, Alons, Dawson, and Lofgren, a resolution honoring Caitlin Clark and the University of Iowa Women's Basketball Program for their historic season.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Wednesday, April 19, 2023, 3:00 p.m.

Members Present: Brown, Chair; Bousselot, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich.

Members Absent: None.

Committee Business: Governor appointees.

Adjourned: 3:15 p.m.

JUDICIARY

Convened: Wednesday, April 19, 2023, 3:35 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Bousselot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: Governor Appointment: Director of the Iowa State Civil Rights Commission, Kristen Stiffler.

Adjourned: 3:45 p.m.

STATE GOVERNMENT

Convened: Wednesday, April 19, 2023, 4:05 p.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: None.

Committee Business: Consideration of Gubernatorial Appointees: Lindsay Knoop for Accountancy Examining Board, Michelle Payne for Electrical Examining Board, Todde Folkerts for Engineering and Land Surveying Examining Board, Jonathan Roos for Iowa Ethics and Campaign Disclosure Board, Maryam Maddahzad for Landscape Architectural Examining Board, Zachary Byrnes for Board of Nursing Home Administrators, Mona Alqulali for Board of Physician Assistants, Daryl Olsen for State Racing and Gaming Commission, Alan Ostergren for State Racing and Gaming Commission, and Melissa Walsh for Board of Respiratory Care and Polysomnography.

Adjourned: 4:10 p.m.

SUBCOMMITTEE ASSIGNMENTS

House File 700

APPROPRIATIONS: Kraayenbrink, Chair; Giddens and Zumbach

House File 707

APPROPRIATIONS: Costello, Chair; Celsi and Edler

House File 708

APPROPRIATIONS: Costello, Chair; Donahue and Edler

House File 711

APPROPRIATIONS: Zumbach, Chair; Dotzler and Kraayenbrink

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE JOINT RESOLUTION 14 (SSB 1207), a joint resolution proposing amendments to the Constitution of the State of Iowa relating to requirements for certain state tax law changes and creating a taxpayer relief fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Dawson, Koelker, Bousselot, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, Schultz, Sweeney, and Zaun. Nays, 6: Jochum, Dotzler, Petersen, Quirmbach, T. Taylor, and Winckler. Excused, none.

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 Joint Resolution 14, and they were attached to the committee report.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on April 19, 2023, to investigate the appointment and reappointment of the following appointee:

COMMERCE

As a member of the Utilities Board:

Sarah Martz – Brown, Chair; Giddens and Schultz

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Lindsay Knoop – Accountancy Examining Board

Michelle Payne – Electrical Examining Board

Todde Folkerts – Engineering and Land Surveying Examining Board

Jonathan Roos – Iowa Ethics and Campaign Disclosure Board

Maryam Maddahzad – Landscape Architectural Examining Board

Zachary Byrnes – Board of Nursing Home Administrators

Daryl Olsen – State Racing and Gaming Commission
 Alan Ostergren – State Racing and Gaming Commission

Melissa Walsh – Board of Respiratory Care and Polysomnography

GOVERNOR’S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

COMMERCE

Lanny L. Zieman – Consumer Advocate

Matthew Watters – Investment Board of the Iowa Public Employees’ Retirement System

Erik Helland – Chair of the Utilities Board

Erik Helland – Utilities Board
 Sarah Martz – Utilities Board

JUDICIARY

Kristen Stiffler – Director of the Iowa State Civil Rights Commission

STATE GOVERNMENT

Dr. Mona Alqulali – Board of Physician Assistants

EXPLANATION OF VOTE

MADAM PRESIDENT: I was necessarily absent from the Senate chamber on Wednesday, April 19, 2023, when the vote was taken on Senate File 569. Had I been present, I would have voted AYE.

CINDY WINCKLER

AMENDMENTS FILED

S-3153	S.F.	569	Dan Dawson
S-3154	H.F.	648	Scott Webster
S-3155	S.F.	495	Mike Bousset
S-3156	S.F.	387	Chris Cournoyer
S-3157	H.F.	666	Kerry Gruenhagen
S-3158	S.F.	311	Kerry Gruenhagen

S-3159	H.F.	424	Dawn Driscoll
S-3160	S.F.	496	Ken Rozenboom
S-3161	S.F.	569	Dan Dawson
S-3162	S.F.	569	Tony Bisignano
			Izaah Knox
			Nate Boulton
			Molly Donahue
			Sarah Trone Garriott
			Claire A. Celsi
			Janet Petersen
S-3163	S.F.	541	Dan Zumbach
S-3164	S.F.	318	House
S-3165	H.F.	652	Chris Cournoyer
S-3166	H.F.	636	Jesse Green

JOURNAL OF THE SENATE

ONE HUNDRED SECOND CALENDAR DAY
SIXTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 20, 2023

The Senate met in regular session at 9:06 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Wednesday, April 19, 2023, was approved.

The Senate stood at ease at 9:10 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:06 a.m., President Sinclair presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Whitver called up the appointment of Lanny Zieman as Consumer Advocate, placed on the Individual Confirmation Calendar on April 19, 2023, found on page 896 of the Senate Journal.

Senator Koelker moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

The Senate stood at ease at 11:12 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 11:24 a.m., President Sinclair presiding.

Senator Whitver called up the appointment of Kristen Stiffler as Director of the Iowa State Civil Rights Commission, placed on the Individual Confirmation Calendar on April 19, 2023, found on page 896 of the Senate Journal.

Senator Zaun moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 35:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Green	Gruenhagen	Guth

Klimesh	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 15:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Matthew Watters as a member of the Investment Board of the Iowa Public Employees' Retirement System, placed on the Individual Confirmation Calendar on April 19, 2023, found on page 896 of the Senate Journal.

Senator Rowley moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Erik Helland as a member and Chair of the Utilities Board, placed on the Individual Confirmation Calendar on April 19, 2023, found on page 896 of the Senate Journal.

Senator Schultz moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 39:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Taylor, T.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 11:

Bennett	Boulton	Celsi	Donahue
Jochum	Petersen	Quirnbach	Trone Garriott
Wahls	Weiner	Winckler	

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Sarah Martz as a member of the Utilities Board, placed on the Individual Confirmation Calendar on April 19, 2023, found on page 896 of the Senate Journal.

Senator Brown moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Alan Ostergren as a member of the State Racing and Gaming Commission, placed on the Individual Confirmation Calendar on April 20, 2023, found on page 920 of the Senate Journal.

Senator Bousselot moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 35:

Alons	Bisignano	Bousselot	Brown
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Green	Gruenhagen	Guth
Klimesh	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 15:

Bennett	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Dr. Daryl Olsen as a member of the State Racing and Gaming Commission, placed on the Individual Confirmation Calendar on April 20, 2023, found on page 919 of the Senate Journal.

Senator McClintock moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:50 a.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 1:44 p.m., President Sinclair presiding.

QUORUM CALL

Senator Dickey requested a nonrecord roll call to determine that a quorum was present.

The Chair declared a quorum present.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weiner, until she arrives, on request of Senator Wahls.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 517.

Senate File 517

On motion of Senator Rowley, **Senate File 517**, a bill for an act relating to the addition of biological parent information of an adult adopted person through reestablishment of an original certificate of birth, and providing fees, placed on the Unfinished Business Calendar on March 30, 2023, 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?” (S.F. 517), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Weiner

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 File 517** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 546.

Senate File 546

On motion of Senator Cournoyer, **Senate File 546**, a bill for an act relating to the publication of certain public notices by designated public entities, providing for fees, and including effective date provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Cournoyer withdrew amendment S–3115, filed by her on April 4, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Cournoyer offered amendment S–3169, filed by her from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3169 was adopted by a voice vote.

Senator Cournoyer 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. 546), the vote was:

Yeas, 37:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Driscoll	Edler	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 12:

Celsi	Dotzler	Evans	Giddens
Jochum	Knox	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Winckler

Absent, 1:

Weiner

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 546** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 419, House File 138, and House File 424.

Senate File 419

On motion of Senator Klimesh, **Senate File 419**, a bill for an act relating to contract pharmacies and covered entities that participate in the 340B drug program, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Klimesh asked and received unanimous consent that **House File 423** be **substituted** for **Senate File 419**.

House File 423

On motion of Senator Klimesh, **House File 423**, a bill for an act relating to contract pharmacies and covered entities that participate in the 340B drug program, was taken up for consideration.

Senator Klimesh 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. 423), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Weiner

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

WITHDRAWN

Senator Klimesh asked and received unanimous consent that **Senate File 419** be **withdrawn** from further consideration of the Senate.

House File 138

On motion of Senator McClintock, **House File 138**, a bill for an act providing for membership in a protection occupation under the Iowa public employees' retirement system and including effective date and retroactive applicability provisions, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator McClintock 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. 138), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Weiner

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

House File 424

On motion of Senator Driscoll, **House File 424**, a bill for an act providing for the collaborative practice of physician assistants by allowing for the practice of physician assistants without supervision by a physician, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Driscoll offered amendment S-3159, filed by her on April 19, 2023, to pages 2, 4-8, and amending the title page of the bill.

Senator Driscoll offered amendment S-3167, filed by her from the floor to page 1 of amendment S-3159, and moved its adoption.

Amendment S-3167 to amendment S-3159 was adopted by a voice vote.

Senator Driscoll moved the adoption of amendment S-3159, as amended.

Amendment S-3159, as amended, was adopted by a voice vote.

Senator Driscoll 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. 424), the vote was:

Yeas, 48:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler

Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	McClintock
Petersen	Quirnbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, 1:

Lofgren

Absent, 1:

Weiner

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 138, 423, and 424** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 617.

House File 617

On motion of Senator Brown, **House File 617**, a bill for an act relating to Iowa utilities board review of specified provisions and utility ratemaking procedures, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Brown offered amendment S–3140, filed by him on April 17, 2023, striking and replacing everything after the enacting clause of the bill.

Senator Brown offered amendment S–3168, filed by him from the floor to page 1 of amendment S–3140, and moved its adoption.

Amendment S–3168 to amendment S–3140 was adopted by a voice vote.

Senator Brown moved the adoption of amendment S–3140, as amended.

Amendment S–3140, as amended, was adopted by a voice vote.

Senator Brown 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. 617), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Weiner

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

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 565.

Senate File 565

On motion of Senator Dawson, **Senate File 565**, a bill for an act 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, was taken up for consideration.

Senator Dawson offered amendment S-3170, filed by him from the floor to page 38 of the bill, and moved its adoption.

Amendment S-3170 was adopted by a voice vote.

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?" (S.F. 565), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Weiner

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

HOUSE AMENDMENT CONSIDERED

Senate File 318

Senator Whitver called up for consideration **Senate File 318**, a bill for an act relating to apprenticeships and establishing an Iowa office of apprenticeship and Iowa apprenticeship council, amended by the House in House amendment S–3164, filed April 19, 2023.

Senator T. Taylor offered amendment S–3171, filed by him from the floor to pages 1–7 of House amendment S–3164, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3171 to House amendment S–3164 be adopted?” (S.F. 318), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Weiner

Amendment S-3171 to House amendment S-3164 lost.

Senator Dickey moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Dickey moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 318), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Winckler	

Absent, 1:

Weiner

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 318 and 565** and **House File 617** be **immediately messaged** to the House.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Knox and T. Taylor, until they return, on request of Senator Wahls.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Whitver called up the following eligible appointees on the En Bloc Confirmation Calendar:

Lindsay Knoop, Accountancy Examining Board

Michelle Payne, Electrical Examining Board

Todde Folkerts, Engineering and Land Surveying Examining Board

Jonathan Roos, Iowa Ethics and Campaign Disclosure Board

Maryam Maddahzad, Landscape Architectural Examining Board

Zachary Byrnes, Board of Nursing Home Administrators

Melissa Walsh, Board of Respiratory Care and Polysomnography

Senator Whitver moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 47:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh

Koelker	Kraayenbrink	Lofgren	McClintock
Petersen	Quirnbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Trone Garriott
Wahls	Webster	Westrich	Whitver
Winckler	Zaun	Zumbach	

Nays, none.

Absent, 3:

Knox	Taylor, T.	Weiner
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The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 2:52 p.m. until 1:00 p.m., Monday, April 24, 2023.

APPENDIX

COMMUNICATIONS 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

Iowa Commission on Volunteer Service Quarterly Report, pursuant to Iowa Code section 15H.2. Report received on April 20, 2023.

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Thursday, April 20, 2023, 1:00 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Boussetlot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirnbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: None.

Committee Business: Distribution of subcommittee assignment Bills: SF 408 – IEDA technical bill (with amendment) – Senator Dawson SSB 1162 – IEDA M.E.G.A program (with amendment) – Senator Dawson SSB 1208 – Tax education support modifications (with amendment) Senator Cournoyer SSB 1216 – Anaerobic digesters (with amendment) Senator Driscoll HF 541 – Sanitary districts – Senator Rowley HF 590 – Flood mitigation – Senator Klimesh SSB 1217 – Merchant line (with amendment) – Senator Schultz.

Adjourned: 1:40 p.m.

INTRODUCTION OF BILLS

Senate File 570, by committee on Ways and Means, a bill for an act relating to emergency management services and emergency medical services and including applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 571, by committee on Ways and Means, a bill for an act providing for the transportation of biogas using a gathering line system constructed within a secondary road right-of-way, providing fees, and including effective date provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

STUDY BILL RECEIVED

SSB 1220 Ways and Means

Relating to property law, including manufactured or mobile home retailer licenses, rent, rental agreements, notice requirements, and possession of property.

SUBCOMMITTEE ASSIGNMENTS

House File 352

WAYS AND MEANS: Schultz, Chair; Quirmbach and Zaun

House File 681

WAYS AND MEANS: Koelker, Chair; Dawson and Jochum

House File 683

WAYS AND MEANS: Driscoll, Chair; Jochum and Schultz

House File 701

WAYS AND MEANS: Dickey, Chair; Cournoyer and T. Taylor

House File 703

WAYS AND MEANS: Zaun, Chair; Dawson and Jochum

House File 710

WAYS AND MEANS: Cournoyer, Chair; Dotzler and Koelker

House File 713

WAYS AND MEANS: Brown, Chair; Dotzler and Zaun

House File 717

WAYS AND MEANS: Dawson, Chair; Jochum and Koelker

House File 718

WAYS AND MEANS: Dawson, Chair; Driscoll and Winckler

SSB 1220

WAYS AND MEANS: Koelker, Chair; Dawson and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION**WAYS AND MEANS**

Bill Title: *SENATE FILE 570 (formerly SF 352), a bill for an act relating to emergency management services and emergency medical services and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Boussetlot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

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 570, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 571 (SSB 1216), a bill for an act providing for the transportation of biogas using a gathering line system constructed within a secondary road right-of-way, providing fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 541, a bill for an act relating to the tax certification deadline for sanitary districts and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 590, a bill for an act relating to moneys credited to the flood mitigation fund from fees collected for flying our colors registration plates.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Dr. Daryl Olsen to State Racing and Gaming Commission be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

TONY BISIGNANO

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Alan Ostergren to State Racing and Gaming Commission be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

TONY BISIGNANO

AMENDMENTS FILED

S-3167	H.F.	424	Dawn Driscoll
S-3168	H.F.	617	Waylon Brown
S-3169	S.F.	546	Chris Cournoyer
S-3170	S.F.	565	Dan Dawson
S-3171	S.F.	318	Todd Taylor

JOURNAL OF THE SENATE

ONE HUNDRED SIXTH CALENDAR DAY
SIXTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 24, 2023

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

Prayer was offered by the Honorable Sarah Trone Garriott, member of the Senate from Dallas County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Thursday, April 20, 2023, 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 April 20, 2023, **concurred** in the Senate amendment to the House amendment, **and passed** the following bills in which the concurrence of the House was asked:

Senate File 391, a bill for an act 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.

Senate File 496, a bill for an act 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, 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 and the governing boards of charter schools and innovation zone schools, competent private instruction, and special education.

ALSO: That the House has on April 20, 2023, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 478, a bill for an act 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. (S-3172)

The Senate stood at ease at 1:06 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:42 p.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Rowley, until he arrives, on request of Senator Whitver.

HOUSE AMENDMENT CONSIDERED

Senate File 84

Senator Whitver called up for consideration **Senate File 84**, a bill for an act relating to sexual exploitation of a minor and providing penalties, amended by the House in House amendment S-3118, filed April 5, 2023.

Senator Dawson moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Dawson moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 84), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

HOUSE AMENDMENT CONSIDERED

Senate File 527

Senator Whitver called up for consideration **Senate File 527**, a bill for an act relating to vehicles of excessive size and weight, including highways and streets upon which movement of such vehicles is permitted and warning lights on such vehicles, amended by the House in House amendment S-3123, filed April 12, 2023.

Senator Zumbach moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Zumbach moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 527), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

HOUSE AMENDMENT CONSIDERED

Senate File 549

Senator Whitver called up for consideration **Senate File 549**, a bill for an act relating to captive insurance companies, and including applicability provisions, amended by the House in House amendment S-3127, filed April 17, 2023.

Senator Bousselot moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Bousselot moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 549), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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 84, 527, and 549** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 385, 528, and 541.

Senate File 385

On motion of Senator Zaun, **Senate File 385**, a bill for an act relating to a Brady-Giglio list maintained by a prosecuting agency, and confidential information, and including effective date provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Zaun offered amendment S-3173, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3173 was adopted by a voice vote.

Senator Zaun asked and received unanimous consent that **House File 631** be **substituted** for **Senate File 385**.

House File 631

On motion of Senator Zaun, **House File 631**, a bill for an act relating to a Brady-Giglio list maintained by a prosecuting agency, and confidential information, and including effective date provisions, was taken up for consideration.

Senator Zaun 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. 631), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Zaun asked and received unanimous consent that **Senate File 385** be **withdrawn** from further consideration of the Senate.

Senate File 528

On motion of Senator Sweeney, **Senate File 528**, a bill for an act relating to persons eligible to hunt with a crossbow, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Sweeney 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. 528), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

Senate File 541

On motion of Senator Zumbach, **Senate File 541**, a bill for an act providing for veterinary medicine, including the care of animals under the supervision of a licensed veterinarian, providing penalties, and including effective date provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Zumbach offered amendment S–3163, filed by him on April 19, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3163 was adopted by a voice vote.

Senator Zumbach asked and received unanimous consent that **House File 670** be substituted for **Senate File 541**.

House File 670

On motion of Senator Zumbach, **House File 670**, a bill for an act providing for veterinary medicine, including the care of animals under the supervision of a licensed veterinarian, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Zumbach 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. 670), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Zumbach asked and received unanimous consent that **Senate File 541** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 528** and **House Files 631** and **670** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 93, 256, and 425.

House File 93

On motion of Senator Garrett, **House File 93**, a bill for an act prohibiting specified provisions in agreements between employers and certain mental health professionals and including effective date provisions, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Garrett 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. 93), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

House File 256

On motion of Senator Salmon, **House File 256**, a bill for an act relating to the minimum age of applicants for licenses from the board of educational examiners, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Salmon 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. 256), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

House File 425

On motion of Senator Sweeney, **House File 425**, a bill for an act relating to the release of custody of a newborn infant under the newborn safe haven Act, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Sweeney 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. 425), the vote was:

Yeas, 47:

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

Nays, 2:

Bennett	Celsi
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Absent, 1:

Rowley

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 **House Files 93, 256, and 425** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 554.

Senate File 554

On motion of Senator Klimesh, **Senate File 554**, a bill for an act relating to pharmacy benefits manager reverse auctions and group insurance for public employees, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Klimesh offered amendment S-3120, filed by him on April 11, 2023, to page 6 of the bill.

Senator Klimesh offered amendment S-3174, filed by him from the floor to page 1 and amending the title provisions of amendment S-3120, and moved its adoption.

Amendment S-3174 to amendment S-3120 was adopted by a voice vote.

Senator Klimesh moved the adoption of amendment S-3120, as amended.

Amendment S-3120, as amended, was adopted by a voice vote.

Senator Klimesh 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. 554), the vote was:

Yeas, 48:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Petersen	Quirnbach	Reichman	Rozenboom

Salmon
Sweeney
Wahls
Whitver

Schultz
Taylor, J.
Webster
Winckler

Shipley
Taylor, T.
Weiner
Zaun

Sinclair
Trone Garriott
Westrich
Zumbach

Nays, 1:

Knox

Absent, 1:

Rowley

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 554** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 127.

Senate File 127

On motion of Senator Costello, **Senate File 127**, a bill for an act establishing the professional counselors licensure compact, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Costello offered amendment S–3106, filed by him on March 23, 2023, to pages 2 and 12 of the bill, and moved its adoption.

Amendment S–3106 was adopted by a voice vote.

Senator Costello asked and received unanimous consent that **House File 671** be **substituted** for **Senate File 127**.

House File 671

On motion of Senator Costello, **House File 671**, a bill for an act establishing the professional counselors licensure compact, was taken up for consideration.

Senator Costello 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. 671), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Costello asked and received unanimous consent that **Senate File 127** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 671** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 327 and House Files 614 and 635.

Senate File 327

On motion of Senator Costello, **Senate File 327**, a bill for an act relating to health care employment agencies, health care employment agency workers, and health care entities, providing for the use of annual registration fees, and including retroactive applicability provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Costello asked and received unanimous consent that **House File 357** be **substituted** for **Senate File 327**.

House File 357

On motion of Senator Costello, **House File 357**, a bill for an act relating to health care employment agencies, health care employment agency workers, and health care entities, providing for the use of annual registration fees, and including retroactive applicability provisions, was taken up for consideration.

Senator Costello 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. 357), the vote was:

Yeas, 49:

Alons
Bousselot
Cournoyer
Donahue

Bennett
Brown
Dawson
Dotzler

Bisignano
Celsi
De Witt
Driscoll

Boulton
Costello
Dickey
Edler

Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Costello asked and received unanimous consent that **Senate File 327** be **withdrawn** from further consideration of the Senate.

House File 614

On motion of Senator Evans, **House File 614**, a bill for an act relating to licenses issued by the board of educational examiners to applicants from other states or countries, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Evans 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. 614), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green

Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Rowley

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

House File 635

On motion of Senator Koelker, **House File 635**, a bill for an act relating to the requirements for a license to practice podiatry, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Koelker 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. 635), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 568.

Senate File 568

On motion of Senator Klimesh, **Senate File 568**, a bill for an act concerning the rulemaking process for executive branch agencies and related matters and including effective date provisions, was taken up for consideration.

Senator Klimesh offered amendment S-3175, filed by him from the floor to pages 1 and 4-6 and amending the title page of the bill, and moved its adoption.

Amendment S-3175 was adopted by a voice vote.

Senator Klimesh asked and received unanimous consent that **House File 688** be **substituted** for **Senate File 568**.

House File 688

On motion of Senator Klimesh, **House File 688**, a bill for an act concerning the rulemaking process for executive branch agencies and related matters and including effective date provisions, was taken up for consideration.

Senator Klimesh 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. 688), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Klimesh asked and received unanimous consent that **Senate File 568** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 357, 614, 635, and 688** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Brown, the Senate adjourned at 5:07 p.m. until 9:00 a.m., Tuesday, April 25, 2023.

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:

DEPARTMENT OF HUMAN SERVICES

Nursing Facilities Private Room Supplementation Report, pursuant to Iowa Code section 249A.4. Report received on April 24, 2023.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Monday, April 24, 2023, 11:30 a.m.

Members Present: Kraayenbrink, Chair; Zumbach, Vice Chair; Petersen, Ranking Member; Alons, Celsi, Costello, Donahue, Garrett, Giddens, Green, Koelker, Lofgren, Reichman, J. Taylor, T. Taylor, and Winckler.

Members Absent: Dotzler, Edler, Guth, and Rowley (all excused).

Committee Business: HF 709 and SSB 1219.

Adjourned: 11:45 a.m.

INTRODUCTION OF BILLS

Senate File 572, by committee on Ways and Means, a bill for an act relating to certain education programs and tax credits and including effective date, applicability, and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 573, by committee on Ways and Means, a bill for an act relating to merchant line franchise petition requirements and levee and drainage districts, and including retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 574, by committee on Ways and Means, a bill for an act establishing the major economic growth attraction program to be administered by the economic development authority, and providing penalties.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 575, by committee on Ways and Means, a bill for an act 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.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 576, by committee on Appropriations, a bill for an act 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.

Read first time under Rule 28 and **placed on Appropriations calendar.**

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 576 (SSB 1219), a bill for an act 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Kraayenbrink, Zumbach, Petersen, Alons, Celsi, Costello, Donahue, Garrett, Giddens, Green, Koelker, Lofgren, Reichman, J. Taylor, T. Taylor, and Winckler. Nays, none. Excused, 4: Dotzler, Edler, Guth, and Rowley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 576, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 709, a bill for an act appropriating federal moneys made available from federal block grants and other nonstate sources following state government realignment, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3176.

Final Vote: Yeas, 16: Kraayenbrink, Zumbach, Petersen, Alons, Celsi, Costello, Donahue, Garrett, Giddens, Green, Koelker, Lofgren, Reichman, J. Taylor, T. Taylor, and Winckler. Nays, none. Excused, 4: Dotzler, Edler, Guth, and Rowley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 572 (SSB 1208), a bill for an act relating to certain education programs and tax credits and including effective date, applicability, and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Boussetlot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

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 572, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 573 (SSB 1217), a bill for an act relating to merchant line franchise petition requirements and levee and drainage districts, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

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 573, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 574 (SSB 1162), a bill for an act establishing the major economic growth attraction program to be administered by the economic development authority, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

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 574, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 575 (formerly SF 408), a bill for an act 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

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 575, and they were attached to the committee report.

AMENDMENTS FILED

S-3172	S.F.	478	House
S-3173	S.F.	385	Brad Zaun
S-3174	S.F.	554	Mike Klimesh
S-3175	S.F.	568	Mike Klimesh
S-3176	H.F.	709	Appropriations
S-3177	H.F.	636	Adrian Dickey

JOURNAL OF THE SENATE

ONE HUNDRED SEVENTH CALENDAR DAY
SIXTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 25, 2023

The Senate met in regular session at 9:10 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Jeff Reichman, member of the Senate from Lee County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Monday, April 24, 2023, was approved.

The Senate stood at ease at 9:14 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:15 a.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Rowley, until he arrives, on request of Senator Whitver.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 515 and 523; and House File 421.

Senate File 515

On motion of Senator Reichman, **Senate File 515**, a bill for an act relating to remote presence for purposes of notarial acts and executing wills and codicils, and including retroactive applicability provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Reichman asked and received unanimous consent that **House File 397** be **substituted** for **Senate File 515**.

House File 397

On motion of Senator Reichman, **House File 397**, a bill for an act relating to remote presence for purposes of notarial acts and executing wills and codicils, and including retroactive applicability provisions, was taken up for consideration.

Senator Reichman 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. 397), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Reichman asked and received unanimous consent that **Senate File 515** be **withdrawn** from further consideration of the Senate.

Senate File 523

On motion of Senator Dawson, **Senate File 523**, a bill for an act relating to criminal law including defense subpoenas, depositions, conditional guilty pleas, prosecution witnesses who are minors, and juror qualifications, providing penalties, and including effective date provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Dawson offered amendment S-3179, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3179 was adopted by a voice vote.

Senator Dawson asked and received unanimous consent that **House File 644** be **substituted** for **Senate File 523**.

House File 644

On motion of Senator Dawson, **House File 644**, a bill for an act relating to criminal law including defense subpoenas, depositions, conditional guilty pleas, prosecution witnesses who are minors, and juror qualifications, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Dawson offered amendment S–3178, filed by him from the floor to pages 1–2 and amending the title page of the bill, and moved its adoption.

Amendment S–3178 was adopted by a voice vote.

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. 644), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Dawson asked and received unanimous consent that **Senate File 523** be **withdrawn** from further consideration of the Senate.

House File 421

On motion of Senator J. Taylor, **House File 421**, a bill for an act relating to the Iowa tuition grants program administered by the college student aid commission and including effective date and retroactive applicability provisions, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator J. Taylor 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. 421), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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 **House Files 397, 421, and 644** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 318 and 111.

House File 318

On motion of Senator Rowley, **House File 318**, a bill for an act relating to certain filing deadlines for property tax credits available to certain elderly, disabled, and low-income persons and credits for manufactured or mobile home taxes and including effective date and applicability provisions, with report of committee recommending passage, 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. 318), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

House File 111

On motion of Senator Sweeney, **House File 111**, a bill for an act relating to an exception to the real estate transfer tax for deeds that transfer distributions of assets to beneficiaries of a trust, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Sweeney offered amendment S-3086, filed by the committee on Ways and Means on March 16, 2023, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-3086 was adopted by a voice vote.

Senator Sweeney 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. 111), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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 **House Files 111 and 318** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 568 and 630.

House File 568

On motion of Senator Reichman, **House File 568**, a bill for an act relating to criminal history and intelligence data, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Reichman 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. 568), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

House File 630

On motion of Senator Zaun, **House File 630**, a bill for an act relating to human trafficking and providing penalties, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Zaun 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. 630), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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 **House Files 568 and 630** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 10:51 a.m. until 2:00 p.m.

RECONVENED

The Senate reconvened at 3:42 p.m., President Sinclair presiding.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 518.

Senate File 518

On motion of Senator Bousset, **Senate File 518**, a bill for an act relating to access by certain entities to specific records and documents maintained by a unit owners association, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Bousset asked and received unanimous consent that **House File 432** be **substituted** for **Senate File 518**.

House File 432

On motion of Senator Bousset, **House File 432**, a bill for an act relating to access by certain entities to specific records and documents maintained by a unit owners association, was taken up for consideration.

Senator Bousset offered amendment S-3182, filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment S-3182 was adopted by a voice vote.

Senator Boussetot 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. 432), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Boussetot asked and received unanimous consent that **Senate File 518** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 558.

Senate File 558

On motion of Senator Zumbach, **Senate File 558**, a bill for an act relating to and making appropriations involving state government entities associated with agriculture, natural resources, and environmental protection, was taken up for consideration.

Senator Zumbach offered amendment S–3180, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3180 be adopted?” (S.F. 558), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Rowley

Amendment S–3180 was adopted.

Senator Zumbach 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. 558), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Rowley

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 File 558** and **House File 432** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 576 and House File 709.

Senate File 576

On motion of Senator Koelker, **Senate File 576**, a bill for an act 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, was taken up for consideration.

Senator Koelker 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. 576), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

House File 709

On motion of Senator Kraayenbrink, **House File 709**, a bill for an act appropriating federal moneys made available from federal block grants and other nonstate sources following state government realignment, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Kraayenbrink offered amendment S-3176, filed by the committee on Appropriations on April 24, 2023, to pages 7, 8, and 10 of the bill, and moved its adoption.

Amendment S-3176 was adopted by a voice vote.

Senator Kraayenbrink 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. 709), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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 File 576** and **House File 709** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 4:14 p.m. until 9:00 a.m., Wednesday, April 26, 2023.

APPENDIX

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Tuesday, April 25, 2023, 11:30 a.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Bousset, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: Rowley (excused).

Committee Business: Distribution of subcommittee assignments Bills HF 703 Hoover Presidential Library – Sen. Zaun HF 352 Pass through entities – Sen. Schultz HF 661 Farmer markets – Sen. Schultz.

Adjourned: 4:30 p.m.

SUBCOMMITTEE ASSIGNMENT

House File 700
(Reassigned)

APPROPRIATIONS: Zumbach, Chair; Giddens and Kraayenbrink

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 352, a bill for an act relating to an entity-level taxation election for pass-through entities and allowing a partner or shareholder to claim a credit against the individual and corporate income taxes and the franchise tax, and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, 1: Quirmbach. Excused, 1: Rowley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 661, a bill for an act providing for the issuance of annual statewide licenses for certain establishments offering food for sale, including license fees, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Dawson, Koelker, Bousselot, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Schultz, Sweeney, and Zaun. Nays, 6: Jochum, Dotzler, Petersen, Quirmbach, T. Taylor, and Winckler. Excused, 1: Rowley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 703, a bill for an act relating to the Hoover presidential library tax credit available against the individual and corporate income taxes, the franchise tax, the insurance premiums tax, and the moneys and credits tax.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Rowley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WITHDRAWAL OF
GOVERNOR’S APPOINTEES

The following letters from the Governor were received in the office of the Secretary of the Senate:

I am withdrawing the name of Maria Smith for confirmation as a member of the Justice Advisory Board from further consideration by the Senate.

I am withdrawing the name of Shannon Bryer for confirmation as a member of the Board of Sign Language Interpreters and Transliterators from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR’S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate on April 25, 2023:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Justice Advisory Board, formerly held by Maria Smith. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Transliterators, formerly held by Shannon Bryer. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
KIM REYNOLDS
Governor

AMENDMENTS FILED

S-3178	H.F.	644	Dan Dawson
S-3179	S.F.	523	Dan Dawson
S-3180	S.F.	558	Dan Zumbach
S-3181	H.F.	685	Mark Costello
S-3182	H.F.	432	Mike Bousselot
S-3183	S.F.	557	Tim Kraayenbrink

JOURNAL OF THE SENATE

ONE HUNDRED EIGHTH CALENDAR DAY
SIXTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 26, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Dan Zumbach, member of the Senate from Delaware County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Tuesday, April 25, 2023, was approved.

RECESS

On motion of Senator Brown, the Senate recessed at 9:05 a.m. until 10:30 a.m.

RECONVENED

The Senate reconvened at 1:28 p.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Rowley, until he arrives, on request of Senator Whitver.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 142, 471, and 511.

Senate File 142

On motion of Senator Reichman, **Senate File 142**, a bill for an act relating to criminal charges for domestic abuse assault, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Reichman asked and received unanimous consent that **House File 112** be **substituted** for **Senate File 142**.

House File 112

On motion of Senator Reichman, **House File 112**, a bill for an act relating to criminal charges for domestic abuse assault, was taken up for consideration.

Senator Reichman 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. 112), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Reichman asked and received unanimous consent that **Senate File 142** be **withdrawn** from further consideration of the Senate.

Senate File 471

On motion of Senator Edler, **Senate File 471**, a bill for an act relating to mental health and disability services provided by the state and judicial procedures relating to child in need of assistance proceedings, adoptions, and the confinement of persons found incompetent to stand trial, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Edler asked and received unanimous consent that **House File 471** be **substituted** for **Senate File 471**.

House File 471

On motion of Senator Edler, **House File 471**, a bill for an act relating to mental health and disability services provided by the state and judicial procedures relating to child in need of assistance proceedings, adoptions, and the confinement of persons found incompetent to stand trial, was taken up for consideration.

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. 471), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Edler asked and received unanimous consent that **Senate File 471** be **withdrawn** from further consideration of the Senate.

Senate File 511

On motion of Senator Shipley, **Senate File 511**, a bill for an act relating to access to criminal history data in child in need of assistance proceedings, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Shipley withdrew amendment S–3077, filed by him on March 15, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Shipley offered amendment S–3186, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-3186 was adopted by a voice vote.

Senator Shipley asked and received unanimous consent that **House File 564** be **substituted** for **Senate File 511**.

House File 564

On motion of Senator Shipley, **House File 564**, a bill for an act relating to access to criminal history data in child in need of assistance proceedings, was taken up for consideration.

Senator Shipley 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. 564), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Shipley asked and received unanimous consent that **Senate File 511** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 112, 471, and 564** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 314, 319, and 466.

House File 314

On motion of Senator Klimesh, **House File 314**, a bill for an act relating to methods of determining compensation for elected county officers, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Klimesh offered amendment S-3114, filed by him on April 3, 2023, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-3114 was adopted by a voice vote.

Senator Klimesh 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. 314), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

House File 319

On motion of Senator Edler, **House File 319**, a bill for an act relating to physical examinations of personnel working in licensed or registered child care facilities, 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–3113, filed by the committee on Health and Human Services on March 30, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3113 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. 319), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Guth
Klimesh	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Jochum	Knox
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 1:

Rowley

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

House File 466

On motion of Senator Evans, **House File 466**, a bill for an act relating to televised testimony in involuntary commitment hearings for persons with substance-related disorders and persons with mental illness, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Evans 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. 466), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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 **House Files 314, 319, and 466** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 604.

House File 604

On motion of Senator Evans, **House File 604**, a bill for an act relating to education, including authorizing the ombudsman to investigate complaints received by individuals who hold a license, certificate, authorization, or statement of recognition issued by the board of educational examiners, modifying the responsibilities of school districts and charter schools, and authorizing teachers employed by school districts or charter schools to remove disruptive students from the classroom, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Evans offered amendment S-3185, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Evans offered amendment S-3187, filed by him from the floor to pages 4 and 5 of amendment S-3185, and moved its adoption.

Amendment S-3187 to amendment S-3185 was adopted by a voice vote.

Senator Evans moved the adoption of amendment S-3185, as amended.

Amendment S-3185, as amended, was adopted by a voice vote.

Senator Evans 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. 604), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman

Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Rowley

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

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 557.

Senate File 557

On motion of Senator Kraayenbrink, **Senate File 557**, a bill for an act 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, was taken up for consideration.

Senator Kraayenbrink offered amendment S-3183, filed by him on April 25, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3183 be adopted?” (S.F. 557),

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Rowley

Amendment S–3183 was adopted.

Senator Kraayenbrink 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. 557), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Rowley

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 557** and **House File 604** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 566, 567, and 573; and House File 352.

Senate File 566

On motion of Senator Gruenhagen, **Senate File 566**, a bill for an act relating to money transmission services, was taken up for consideration.

Senator Gruenhagen asked and received unanimous consent that **House File 675** be **substituted** for **Senate File 566**.

House File 675

On motion of Senator Gruenhagen, **House File 675**, a bill for an act relating to money transmission services, 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. 675), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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 566** be **withdrawn** from further consideration of the Senate.

Senate File 567

On motion of Senator Costello, **Senate File 567**, a bill for an act relating to health care services and financing including nursing facility licensing and financing and the Medicaid program including third-party recovery and taxation of Medicaid managed care organization premiums, and providing for licensee discipline, was taken up for consideration.

Senator Costello offered amendment S-3141, filed by him on April 17, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3141 was adopted by a voice vote.

Senator Costello asked and received unanimous consent that **House File 685** be substituted for **Senate File 567**.

House File 685

On motion of Senator Costello, **House File 685**, a bill for an act relating to health care services and financing including nursing facility licensing and financing and the Medicaid program including third-party recovery and taxation of Medicaid managed care organization premiums, and providing for licensee discipline, was taken up for consideration.

Senator Petersen offered amendment S-3189, filed by her from the floor to page 17 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3189 be adopted?" (H.F. 685), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Rowley

Amendment S-3189 lost.

Senator Costello offered amendment S-3181, filed by him on April 25, 2023, to page 20 and amending the title page of the bill, and moved its adoption.

Amendment S-3181 was adopted by a voice vote.

Senator Costello 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. 685), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Costello asked and received unanimous consent that **Senate File 567** be **withdrawn** from further consideration of the Senate.

Senate File 573

On motion of Senator Schultz, **Senate File 573**, a bill for an act relating to merchant line franchise petition requirements and levee and drainage districts, and including retroactive applicability provisions, was taken up for consideration.

Senator Schultz offered amendment S–3188, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3188 was adopted by a voice vote.

Senator Schultz asked and received unanimous consent that **House File 714** be **substituted** for **Senate File 573**.

House File 714

On motion of Senator Schultz, **House File 714**, a bill for an act relating to merchant line franchise petition requirements and levee and drainage districts, and including retroactive applicability provisions, was taken up for consideration.

Senator Sweeney offered amendment S–3184, filed by her from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S–3184 was adopted by a voice vote.

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?” (H.F. 714), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh

Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirmbach	Reichman
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Rowley

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

WITHDRAWN

Senator Schultz asked and received unanimous consent that **Senate File 573** be **withdrawn** from further consideration of the Senate.

House File 352

On motion of Senator Schultz, **House File 352**, a bill for an act relating to an entity-level taxation election for pass-through entities and allowing a partner or shareholder to claim a credit against the individual and corporate income taxes and the franchise tax, and including effective date and retroactive applicability provisions, 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?” (H.F. 352), the vote was:

Yeas, 46:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen

Guth	Jochum	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock
Petersen	Reichman	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Taylor, T.	Trone Garriott	Wahls
Webster	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, 3:

Dotzler	Quirmbach	Weiner
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Absent, 1:

Rowley

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 **House Files 352, 675, 685, and 714** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 478

Senator Whitver called up for consideration **Senate File 478**, a bill for an act 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, amended by the House in House amendment S–3172, filed April 24, 2023.

Senator Quirmbach offered amendment S–3193, filed by him from the floor to pages 1–4 and amending the title provisions of House amendment S–3172, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3193 to House amendment S–3172 be adopted?” (S.F. 478), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock
Reichman	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Rowley

Amendment S–3193 to House amendment S–3172 lost.

Senator Bousselot moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Bousselot moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 478), the vote was:

Yeas, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	McClintock

Reichman
Shipley
Webster
Zumbach

Rozenboom
Sinclair
Westrich

Salmon
Sweeney
Whitver

Schultz
Taylor, J.
Zaun

Nays, 16:

Bennett
Donahue
Knox
Trone Garriott

Bisignano
Dotzler
Petersen
Wahls

Boulton
Giddens
Quirmbach
Weiner

Celsi
Jochum
Taylor, T.
Winckler

Absent, 1:

Rowley

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 File 478** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 4:40 p.m. until 9:00 a.m., Thursday, April 27, 2023.

APPENDIX

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:

IOWA FINANCE AUTHORITY

Wastewater and Drinking Water Treatment Financial Assistance Program Itemized Expenditures, pursuant to Iowa Code section 16.134. Report received on April 26, 2023.

Water Quality Financing Program Fund Itemized Expenditures, pursuant to Iowa Code section 16.153. Report received on April 26, 2023.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, April 26, 2023, 10:40 a.m.

Members Present: Kraayenbrink, Chair; Zumbach, Vice Chair; Petersen, Ranking Member; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, T. Taylor, and Winckler.

Members Absent: Rowley and J. Taylor (both excused).

Committee Business: HF's 700, 707, 708, and 711.

Adjourned: 11:20 a.m.

ETHICS

Convened: Wednesday, April 26, 2023, 9:30 a.m.

Members Present: Shipley, Chair; Costello, Vice Chair; Winckler, Ranking Member; Evans, Jochum, and T. Taylor.

Members Absent: None.

Committee Business: Consideration of Ethics complaints.

Adjourned: 9:50 a.m.

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: HOUSE FILE 700, a bill for an act establishing a dairy innovation fund and program to be administered by the department of agriculture and land stewardship.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Kraayenbrink, Zumbach, Petersen, Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, T. Taylor, and Winckler. Nays, none. Excused, 2: Rowley and J. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 707, a bill for an act relating to state child care assistance eligibility requirements and child care provider reimbursement rates.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3190.

Final Vote: Yeas, 18: Kraayenbrink, Zumbach, Petersen, Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, T. Taylor, and Winckler. Nays, none. Excused, 2: Rowley and J. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 708, a bill for an act relating to Medicaid reimbursement for services to individuals who meet the nursing home level of care and are required to register as sex offenders.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3191.

Final Vote: Yeas, 18: Kraayenbrink, Zumbach, Petersen, Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, T. Taylor, and Winckler. Nays, none. Excused, 2: Rowley and J. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 711, a bill for an act relating to levee and drainage districts, by providing for the repair or reconstruction of levees, requesting the establishment of a legislative interim committee to consider levee and drainage district laws, making appropriations, and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3192.

Final Vote: Yeas, 18: Kraayenbrink, Zumbach, Petersen, Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, T. Taylor, and Winckler. Nays, none. Excused, 2: Rowley and J. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

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 for her approval on this 26th day of April, 2023.

Senate Files 135 and 193.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-3184	H.F.	714	Annette Sweeney
S-3185	H.F.	604	Lynn Evans
S-3186	S.F.	511	Tom Shipley
S-3187	H.F.	604	Lynn Evans
S-3188	S.F.	573	Jason Schultz
S-3189	H.F.	685	Janet Petersen
S-3190	H.F.	707	Appropriations
S-3191	H.F.	708	Appropriations
S-3192	H.F.	711	Appropriations
S-3193	S.F.	478	Herman C. Quirmbach
S-3194	S.F.	561	Mark Costello

JOURNAL OF THE SENATE

ONE HUNDRED NINTH CALENDAR DAY
SIXTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 27, 2023

The Senate met in regular session at 9:04 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Wednesday, April 26, 2023, was approved.

SPECIAL PRESENTATION TO SENATE PAGES

The Senate Pages were invited to the well of the Senate for a special presentation and were thanked by Senators Wahls and Whitver and President Sinclair for their service to the Senate.

A Certificate of Excellence for serving with honor and distinction as a Senate Page during the 2023 Regular Ninetieth General Assembly and a gift were presented to each of the following pages:

Adrien Ibsen	Josephine Kelly
Anjali Kumar	Madeline Parrott
Kira Strashko	Gavin Walters

The Senate rose and expressed its appreciation.

The Senate stood at ease at 9:11 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:17 a.m., President Sinclair presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Rowley and McClintock, 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 602.

House File 602

On motion of Senator J. Taylor, **House File 602**, a bill for an act relating to the inclusion of the telephone and text numbers for the your life Iowa program on public school student identification cards and including applicability provisions, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator J. Taylor offered amendment S–3196, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S–3196 was adopted by a voice vote.

Senator J. Taylor 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. 602), the vote was:

Yeas, 48:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green

Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
Petersen	Quirnbach	Reichman	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

McClintock Rowley

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 602** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 575 and House File 541.

Senate File 575

On motion of Senator Dawson, **Senate File 575**, a bill for an act 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, was taken up for consideration.

Senator Dawson offered amendment S-3197, filed by him from the floor to pages 5 and 7 of the bill, and moved its adoption.

Amendment S-3197 was adopted by a voice vote.

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?" (S.F. 575), the vote was:

Yeas, 47:

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

Nays, 1:

Celsi

Absent, 2:

McClintock Rowley

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

House File 541

On motion of Senator Green, **House File 541**, a bill for an act relating to the tax certification deadline for sanitary districts and including applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Green 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. 541), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

McClintock Rowley

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 File 575** and **House File 541** be **immediately messaged** to the House.

The Senate stood at ease at 10:43 a.m. until the fall of the gavel.

The Senate resumed session at 12:51 p.m., President Sinclair presiding.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 561.

Senate File 561

On motion of Senator Costello, **Senate File 561**, a bill for an act relating to appropriations for veterans and health and human services and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions, was taken up for consideration.

Senator Costello offered amendment S–3194, filed by him on April 26, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Petersen offered amendment S–3198, filed by her from the floor to pages 28 and 32 of amendment S–3194, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3198 to amendment S–3194 be adopted?” (S.F. 561), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 2:

McClintock	Rowley
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Amendment S–3198 to amendment S–3194 lost.

Senator Celsi offered amendment S–3199, filed by her from the floor to page 29 of amendment S–3194, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3199 to amendment S–3194 be adopted?” (S.F. 561), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler
Zaun			

Nays, 31:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zumbach	

Absent, 2:

McClintock	Rowley
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Amendment S–3199 to amendment S–3194 lost.

Senator Costello offered amendment S–3204, filed by him from the floor to pages 32, 33, 46, 50, 53, 57, 62, 71, and 72 of amendment S–3194, and moved its adoption.

Amendment S–3204 to amendment S–3194 was adopted by a voice vote.

With the adoption of amendment S–3204 to amendment S–3194, the Chair ruled amendment S–3200, filed by Senators Boulton and Weiner from the floor to pages 67 and 78 of amendment S–3194, out of order.

Senator Boulton offered amendment S–3203, filed by Senators Boulton and Weiner from the floor to pages 62 and 78 of amendment S–3194, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3203 to amendment S–3194 be adopted?” (S.F. 561), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 2:

McClintock	Rowley
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Amendment S–3203 to amendment S–3194 lost.

Senator Costello moved the adoption of amendment S–3194, as amended.

Amendment S–3194, as amended, was adopted by a voice vote.

Senator Dawson took the chair at 1:40 p.m.

Senator Costello 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. 561), the vote was:

Yeas, 32:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Koelker	Kraayenbrink	Lofgren	Reichman

Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 2:

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 561** be **immediately messaged** to the House.

President Sinclair took the chair at 2:05 p.m.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 544.

Senate File 544

On motion of Senator Zaun, **Senate File 544**, a bill for an act providing for business organizations, including limited liability companies, providing penalties, and including effective date provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Zaun offered amendment S-3195, filed by him from the floor to pages 3, 21, 27, 45, 77, 79, 94, 142, and 158 of the bill, and moved its adoption.

Amendment S-3195 was adopted by a voice vote.

Senator Zaun asked and received unanimous consent that **House File 655** be **substituted** for **Senate File 544**.

House File 655

On motion of Senator Zaun, **House File 655**, a bill for an act providing for business organizations, including limited liability companies, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Zaun 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. 655), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

WITHDRAWN

Senator Zaun asked and received unanimous consent that **Senate File 544** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 655** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Brown, the Senate adjourned at 2:18 p.m. until 1:00 p.m., Monday, May 1, 2023.

APPENDIX

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 REVENUE

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on April 27, 2023.

DEPARTMENT OF VETERAN AFFAIRS

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on April 27, 2023.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Unemployment Compensation Trust Fund Report, pursuant to Iowa Code section 96.35. Report received on April 27, 2023.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 27, 2023, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 135 – Relating to registered interior design and providing penalties.

Senate File 193 – Relating to the removal of human remains by a removal technician.

AMENDMENTS FILED

S-3195	S.F.	544	Brad Zaun
S-3196	H.F.	602	Jeff Taylor
S-3197	S.F.	575	Dan Dawson
S-3198	S.F.	561	Janet Petersen
S-3199	S.F.	561	Claire A. Celsi
S-3200	S.F.	561	Nate Boulton Janice Weiner
S-3201	H.F.	661	Tony Bisignano
S-3202	S.F.	571	Dennis Guth
S-3203	S.F.	561	Nate Boulton Janice Weiner
S-3204	S.F.	561	Mark Costello

JOURNAL OF THE SENATE

ONE HUNDRED THIRTEENTH CALENDAR DAY
SIXTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, May 1, 2023

The Senate met in regular session at 1:02 p.m., President Sinclair presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Thursday, April 27, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:07 p.m. until 9:00 a.m., Tuesday, May 2, 2023.

APPENDIX

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 (INSURANCE DIVISION)

Interstate Insurance Product Regulation Compact, pursuant to Iowa Code section 505A.1. Report received on April 28, 2023.

DEPARTMENT OF REVENUE

Central Collections Unit (CCU) Quarterly Debt Collection Report, pursuant to Iowa Code section 421.17. Report received on April 28, 2023.

OFFICE OF THE SECRETARY OF THE STATE

Verification of Voters Report, pursuant to 2021 Iowa Acts, SF 413, section 20. Report received on April 28, 2023.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on May 1, 2023.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on May 1, 2023.

Labor Services Report, pursuant to Iowa Code section 91.4. Report received on May 1, 2023.

Occupational Safety and Health Report, pursuant to Iowa Code section 88.19. Report received on May 1, 2023.

Worker's Compensation Report, pursuant to Iowa Code section 86.9. Report received on May 1, 2023.

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Monday, May 1, 2023, 4:05 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Boussetlot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, Winckler, and Zaun.

Members Absent: Brown and T. Taylor (both excused).

Committee Business: HF 718 with amendment and HF 710 with amendment.

Adjourned: 4:25 p.m.

STUDY BILLS RECEIVED

SSB 1221 Appropriations

Relating to and making appropriations to state departments and agencies following state government realignment from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters.

SSB 1222 Appropriations

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.

SUBCOMMITTEE ASSIGNMENTS

SSB 1221

APPROPRIATIONS: Koelker, Chair; Kraayenbrink and Petersen

SSB 1222

APPROPRIATIONS: Kraayenbrink, Chair; Petersen and Zumbach

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 710, a bill for an act relating to certain tax receipts on internet fantasy sports contests and sports wagering, providing for tax credits, making appropriations, and including applicability, retroactive applicability, and effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3206.

Final Vote: Yeas, 16: Dawson, Koelker, Jochum, Boussetlot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, Winckler, and Zaun. Nays, none. Excused, 2: Brown and T. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 718, a bill for an act relating to local government funding by modifying school district funding provisions, property tax calculation provisions, local government budgeting and bonding procedures, making transfers, and including effective date and applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3205.

Final Vote: Yeas, 15: Dawson, Koelker, Jochum, Boussetlot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Rowley, Schultz, Sweeney, Winckler, and Zaun. Nays, none. Present, 1: Quirmbach. Excused, 2: Brown and T. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

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 for her approval on this 28th day of April, 2023.

Senate Files 197, 359, 473, and 490.

W. CHARLES SMITHSON
Secretary of the Senate

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 28, 2023, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 197 – Relating to licensure requirements for professional land surveyors, and including effective date and applicability provisions.

Senate File 359 – Relating to the charging procedure for scheduled violations for exceeding weight limits on an axle or vehicle.

Senate File 473 – Relating to livestock health, by providing for the livestock health advisory council and livestock disease research fund.

Senate File 490 – Relating to persons authorized to receive a copy of a written accident report filed by a law enforcement officer.

AMENDMENTS FILED

S-3205	H.F.	718	Ways and Means
S-3206	H.F.	710	Ways and Means

JOURNAL OF THE SENATE

ONE HUNDRED FOURTEENTH CALENDAR DAY
SIXTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, May 2, 2023

The Senate met in regular session at 9:03 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adrien Ibsen.

The Journal of Monday, May 1, 2023, 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 May 1, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 513, a bill for an act 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.

Senate File 517, a bill for an act relating to the addition of biological parent information of an adult adopted person through reestablishment of an original certificate of birth, and providing fees.

Senate File 565, a bill for an act 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.

ALSO: That the House has on May 1, 2023, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 575, a bill for an act 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. (S-3209)

ALSO: That the House has on May 1, 2023, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 111, a bill for an act relating to an exception to the real estate transfer tax for deeds that transfer distributions of assets to beneficiaries of a trust.

House File 135, a bill for an act relating to the responsibilities of the state board of regents and the institutions of higher education governed by the state board of regents, including requiring the board to publish certain information related to the average income and student debt of institution graduates and requiring the institutions to provide the board with information related to the average income and student debt of institution graduates and to adopt procedures that require institutions to provide information related to the average income and student debt of institution graduates to undergraduates.

House File 424, a bill for an act providing for the collaborative practice of physician assistants by allowing for the practice of physician assistants without supervision by a physician.

House File 432, a bill for an act relating to access by certain entities to specific records and documents maintained by a unit owners association.

House File 583, a bill for an act relating to the transfer of certain motor vehicles by operation of law, including associated odometer disclosure statements.

House File 603, a bill for an act relating to purchasing of tires from the state by certain volunteer emergency services providers.

House File 604, a bill for an act relating to education, including authorizing the ombudsman to investigate complaints received by individuals who hold a license, certificate, authorization, or statement of recognition issued by the board of educational examiners, modifying the responsibilities of school districts and charter schools, and authorizing teachers employed by school districts or charter schools to remove disruptive students from the classroom.

House File 617, a bill for an act relating to Iowa utilities board review of specified provisions and utility ratemaking procedures.

House File 634, a bill for an act relating to persons certified to conduct time-of-transfer inspections of private sewage disposal systems, and providing penalties.

House File 644, a bill for an act relating to criminal law including defense subpoenas, depositions, conditional guilty pleas, prosecution witnesses who are minors, and juror qualifications, and including effective date provisions.

House File 652, a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

House File 685, a bill for an act relating to the Medicaid program including third-party recovery and taxation of Medicaid managed care organization premiums.

House File 709, a bill for an act appropriating federal moneys made available from federal block grants and other nonstate sources following state government realignment, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

House File 714, a bill for an act relating to construction projects transporting electricity and water and including retroactive applicability provisions.

ALSO: That the House has on May 1, 2023, **amended** the Senate amendment, **concurred** in the Senate amendment **as amended, and passed** the following bill in which the concurrence of the Senate is asked:

House File 648, a bill for an act providing for the expungement of information regarding investment advisers and investment adviser representatives authorized to do business in this state. (S-3208)

ALSO: That the House has on May 1, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

House File 664, a bill for an act exempting certain leases or rentals between affiliates from the sales and use tax and from the fee for new vehicle registration, and including effective date and retroactive applicability provisions.

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

House File 699, a bill for an act relating to juvenile justice delinquency prevention programs and services, and including effective date provisions.

Read first time and attached to **Senate File 285**.

House File 716, a bill for an act relating to elections, including primary elections, political party caucuses, updates to the statewide voter registration system, and costs of preparing lists of voters.

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

House File 719, a bill for an act relating to unfair or deceptive acts or practices in the rental of vehicles and making penalties applicable.

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

The Senate stood at ease at 9:14 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:27 a.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Brown, until he arrives, on request of Senator Whitver.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 718.

House File 718

On motion of Senator Dawson, **House File 718**, a bill for an act relating to local government funding by modifying school district funding provisions, property tax calculation provisions, local government budgeting and bonding procedures, making transfers, and including effective date and applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Dawson offered amendment S–3205, filed by the committee on Ways and Means on May 1, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3205 was adopted by a voice vote.

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. 718), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Celsi	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen
Guth	Jochum	Klimesh	Knox
Koelker	Kraayenbrink	Lofgren	McClintock

Petersen	Quirmbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Brown

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 718** be **immediately messaged** to the House.

The Senate stood at ease at 10:46 a.m. until the fall of the gavel.

The Senate resumed session at 11:07 a.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Guth, until he returns, on request of Senator Whitver.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 707, 708, and 711.

House File 707

On motion of Senator Costello, **House File 707**, a bill for an act relating to state child care assistance eligibility requirements and child care provider reimbursement rates, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Costello offered amendment S–3190, filed by the committee on Appropriations on April 26, 2023, to pages 1 and 2 of the bill, and moved its adoption.

Amendment S–3190 was adopted by a voice vote.

Senator Costello 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. 707), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

House File 708

On motion of Senator Costello, **House File 708**, a bill for an act relating to Medicaid reimbursement for services to individuals who meet the nursing home level of care and are required to register as sex offenders, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Costello offered amendment S–3191, filed by the committee on Appropriations on April 26, 2023, to page 1 of the bill, and moved its adoption.

Amendment S–3191 was adopted by a voice vote.

Senator Costello 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. 708), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

House File 711

On motion of Senator Zumbach, **House File 711**, a bill for an act relating to levee and drainage districts, by providing for the repair or reconstruction of levees, requesting the establishment of a legislative interim committee to consider levee and drainage district laws, making appropriations, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Zumbach offered amendment S-3192, filed by the committee on Appropriations on April 26, 2023, to pages 1 and 5-6 and amending the title page of the bill, and moved its adoption.

Amendment S-3192 was adopted by a voice vote.

Senator Zumbach 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. 711), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Brown Guth

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 707, 708, and 711** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:47 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 3:04 p.m., President Sinclair presiding.

CONSIDERATION OF BILLS
(Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 563 and 559.

Senate File 563

On motion of Senator Garrett, **Senate File 563**, a bill for 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, was taken up for consideration.

Senator Garrett offered amendment S-3214, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3214 was adopted by a voice vote.

Senator Garrett 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. 563), the vote was:

Yeas, 32:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Klimesh	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 2:

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

Senate File 559

On motion of Senator Lofgren, **Senate File 559**, a bill for an act making appropriations 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 providing for properly related matters, was taken up for consideration.

Senator Lofgren offered amendment S–3207, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3207 was adopted by a voice vote.

Senator Lofgren 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. 559), the vote was:

Yeas, 48:

Alons	Bennett	Bisignano	Boulton
Bousselot	Celsi	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirmbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair

Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Brown Guth

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 559 and 563** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 562.

Senate File 562

On motion of Senator Garrett, **Senate File 562**, a bill for an act 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, was taken up for consideration.

Senator Garrett offered amendment S–3213, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator T. Taylor offered amendment S–3216, filed by him from the floor to page 1 of amendment S–3213, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3216 to amendment S–3213 be adopted?” (S.F. 562), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 32:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Klimesh	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 2:

Brown	Guth
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Amendment S–3216 to amendment S–3213 lost.

Senator T. Taylor offered amendment S–3217, filed by him from the floor to pages 14 and 15 of amendment S–3213, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3217 to amendment S–3213 be adopted?” (S.F. 562), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Costello	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 31:

Alons	Bousselot	Cournoyer	Dawson
De Witt	Dickey	Donahue	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Klimesh	Koelker	Kraayenbrink

Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Webster	Westrich
Whitver	Zaun	Zumbach	

Absent, 2:

Brown	Guth
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Amendment S—3217 to amendment S—3213 lost.

Senator Garrett moved the adoption of amendment S—3213.

Amendment S—3213 was adopted by a voice vote.

Senator Garrett 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. 562), the vote was:

Yeas, 32:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Klimesh	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 2:

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 562** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 147, 311, 353, and 422.

Senate File 147

On motion of Senator Rowley, **Senate File 147**, a bill for an act relating to paternity in certain actions before the juvenile court, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Rowley asked and received unanimous consent that **House File 216** be **substituted** for **Senate File 147**.

House File 216

On motion of Senator Rowley, **House File 216**, a bill for an act relating to paternity in certain actions before the juvenile court, 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. 216), the vote was:

Yeas, 48:

Alons	Bennett	Bisignano	Boulton
Bousselot	Celsi	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirmbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair

Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Brown Guth

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 147** be **withdrawn** from further consideration of the Senate.

Senate File 311

On motion of Senator Gruenhagen, **Senate File 311**, a bill for an act providing for programs and regulations administered and enforced by the department of agriculture and land stewardship, providing fees, providing for the allocation of moneys, and making penalties applicable, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Gruenhagen offered amendment S-3158, filed by him on April 19, 2023, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3158 was adopted by a voice vote.

Senator Gruenhagen asked and received unanimous consent that **House File 666** be **substituted** for **Senate File 311**.

House File 666

On motion of Senator Gruenhagen, **House File 666**, a bill for an act providing for programs and regulations administered and enforced by the department of agriculture and land stewardship, providing fees, providing for the allocation of moneys, and making penalties applicable, was taken up for consideration.

Senator Gruenhagen withdrew amendment S–3157, filed by him on April 19, 2023, to pages 1 and 11 of the bill.

Senator Gruenhagen offered amendment S–3215, filed by him from the floor to pages 1, 5, 11, and 12 of the bill, and moved its adoption.

Amendment S–3215 was adopted by a voice vote.

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. 666), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Brown	Guth
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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 311** be **withdrawn** from further consideration of the Senate.

Senate File 353

On motion of Senator Lofgren, **Senate File 353**, a bill for an act relating to certain deadlines relating to the informal review and protest of property assessments in counties declared to be a disaster area or that are the subject of a disaster emergency proclamation, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Lofgren offered amendment S–3211, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3211 was adopted by a voice vote.

Senator Lofgren asked and received unanimous consent that **House File 270** be **substituted** for **Senate File 353**.

House File 270

On motion of Senator Lofgren, **House File 270**, a bill for an act relating to certain deadlines relating to the informal review and protest of property assessments in counties declared to be a disaster area or that are the subject of a disaster emergency proclamation, was taken up for consideration.

Senator Lofgren offered amendment S–3212, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3212 was adopted by a voice vote.

Senator Lofgren 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. 270), the vote was:

Yeas, 48:

Alons
Bousselot
Dawson

Bennett
Celsi
De Witt

Bisignano
Costello
Dickey

Boulton
Cournoyer
Donahue

Dotzler	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirmbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Brown Guth

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

WITHDRAWN

Senator Lofgren asked and received unanimous consent that **Senate File 353** be **withdrawn** from further consideration of the Senate.

Senate File 422

On motion of Senator De Witt, **Senate File 422**, a bill for an act relating to communication methods regarding the disposition of unclaimed property and including applicability provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator De Witt asked and received unanimous consent that **House File 247** be **substituted** for **Senate File 422**.

House File 247

On motion of Senator De Witt, **House File 247**, a bill for an act relating to communication methods regarding the disposition of unclaimed property and including applicability provisions, was taken up for consideration.

Senator De Witt 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. 247), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

WITHDRAWN

Senator De Witt asked and received unanimous consent that **Senate File 422** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 216, 247, 270, and 666** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 185, 398, 400, and 430.

House File 185

On motion of Senator Sweeney, **House File 185**, a bill for an act relating to businesses' eligibility for the butchery innovation and revitalization program, and including applicability provisions, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Sweeney 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. 185), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

House File 398

On motion of Senator Reichman, **House File 398**, a bill for an act relating to adoption proceedings by providing for representation of adoptive parents and guardians ad litem by local public defenders for children in certain adoption proceedings and modifying filing requirements for adoption petitions and notice requirements for adoption hearings of adults, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Reichman 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. 398), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

House File 400

On motion of Senator Garrett, **House File 400**, a bill for an act relating to the vacation of certain termination of parental rights orders, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Garrett 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. 400), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

House File 430

On motion of Senator Cournoyer, **House File 430**, a bill for an act relating to education, including requirements related to mandatory reporters, a process for investigating complaints against school employees, and the responsibilities of the department of education, school districts, charter schools, accredited nonpublic schools, and the board of educational examiners, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer offered amendment S–3210, filed by her from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3210 was adopted by a voice vote.

Senator Cournoyer 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. 430), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 185, 398, 400, and 430** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 700.

House File 700

On motion of Senator Zumbach, **House File 700**, a bill for an act establishing a dairy innovation fund and program to be administered by the department of agriculture and land stewardship, with report of committee recommending passage, was taken up for consideration.

Senator Zumbach 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. 700), the vote was:

Yeas, 47:

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

Nays, 1:

Celsi

Absent, 2:

Brown

Guth

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

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 258.

House File 258

On motion of Senator Klimesh, **House File 258**, a bill for an act relating to commercial driver's licenses and commercial learner's permits, including compliance with federal regulations, and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Senator Klimesh 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. 258), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Brown

Guth

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 **House Files 258 and 700** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 4:59 p.m. until 9:00 a.m., Wednesday, May 3, 2023.

APPENDIX

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Tuesday, May 2, 2023, 5:25 p.m.

Members Present: Kraayenbrink, Chair; Zumbach, Vice Chair; Petersen, Ranking Member; Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Koelker, Lofgren, Reichman, Rowley, J. Taylor, T. Taylor, and Winckler.

Members Absent: Guth (excused).

Committee Business: SSB 1221 and SSB 1222.

Adjourned: 5:50 p.m.

INTRODUCTION OF BILLS

Senate File 577, by committee on Appropriations, a bill for an act 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.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 578, by committee on Appropriations, a bill for an act 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.

Read first time under Rule 28 and **placed on Appropriations calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 716

WAYS AND MEANS: Schultz, Chair; Cournoyer and Quirmbach

House File 719

WAYS AND MEANS: Cournoyer, Chair; Rowley and T. Taylor

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 577 (SSB 1221), a bill for an act relating to and making appropriations to state departments and agencies following state government realignment from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Kraayenbrink, Zumbach, Alons, Costello, Edler, Garrett, Green, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 7: Petersen, Celsi, Donahue, Dotzler, Giddens, T. Taylor, and Winckler. Excused, 1: Guth.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 578 (SSB 1222), a bill for an act 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Kraayenbrink, Zumbach, Alons, Costello, Edler, Garrett, Green, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 7: Petersen, Celsi, Donahue, Dotzler, Giddens, T. Taylor, and Winckler. Excused, 1: Guth.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 578, and they were attached to the committee report.

EXPLANATION OF VOTE

MADAM PRESIDENT: I was present in the Senate Chamber on Tuesday, May 2, 2023, when the vote was taken on amendment S-3217 for Senate File 562. I was present and I voted "Yea." My vote yea represented an inadvertent and accidental use of the green button (Yea), when in fact I had intended to utilize the red button (Nay) in the vote. The President of the Senate had closed the voting system prior to my being able to change my vote. Let it herein be noted that I was not in favor of final passage of amendment S-3217 to Senate File 562.

MARK COSTELLO

AMENDMENTS FILED

S-3207	S.F.	559	Mark Lofgren
S-3208	H.F.	648	House
S-3209	S.F.	575	House
S-3210	H.F.	430	Chris Cournoyer
S-3211	S.F.	353	Mark Lofgren
S-3212	H.F.	270	Mark Lofgren
S-3213	S.F.	562	Julian B. Garrett
S-3214	S.F.	563	Julian B. Garrett
S-3215	H.F.	666	Kerry Gruenhagen
S-3216	S.F.	562	Todd Taylor
S-3217	S.F.	562	Todd Taylor
S-3218	H.F.	265	Scott Webster

JOURNAL OF THE SENATE

ONE HUNDRED FIFTEENTH CALENDAR DAY
SIXTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, May 3, 2023

The Senate met in regular session at 9:06 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Sarah Trone Garriott, member of the Senate from Dallas County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Tuesday, May 2, 2023, 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 May 2, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 557, a bill for an act 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.

Senate File 558, a bill for an act relating to and making appropriations involving state government entities associated with agriculture, natural resources, and environmental protection.

Senate File 576, a bill for an act 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.

ALSO: That the House has on May 2, 2023, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 542, a bill for an act relating to youth employment, providing for a minor driver's license interim study committee, and making penalties applicable. (S-3220)

Senate File 561, a bill for an act 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. (S-3221)

ALSO: That the House has on May 2, 2023, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 602, a bill for an act relating to the inclusion of the telephone and text numbers for the your life Iowa program on public school student identification cards and including applicability provisions.

House File 718, a bill for an act relating to local government funding by modifying school district funding provisions, property tax calculation provisions, local government budgeting and bonding procedures, making transfers, and including effective date and applicability provisions.

The Senate stood at ease at 9:16 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:58 a.m., President Sinclair presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Brown and Guth, until they arrive, on request of Senator Whitver.

HOUSE AMENDMENT CONSIDERED

Senate File 561

Senator Whitver called up for consideration **Senate File 561**, a bill for an act 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, amended by the House in House amendment S-3221, filed May 3, 2023.

Senator Costello moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Costello moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 561), the vote was:

Yeas, 32:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Klimesh	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 2:

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

CONFIRMATION OF GOVERNOR’S APPOINTMENT (Individual Confirmation Calendar)

Senator Whitver called up the appointment of Dr. Mona Alqulali as a member of the Board of Physician Assistants, placed on the Individual Confirmation Calendar on April 19, 2023, found on page 896 of the Senate Journal.

Senator McClintock moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 48:

Alons	Bennett	Bisignano	Boulton
Bousselot	Celsi	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen
Jochum	Klimesh	Knox	Koelker

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

Nays, none.

Absent, 2:

Brown Guth

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 328.

Senate File 328

On motion of Senator Shipley, **Senate File 328**, a bill for an act relating to the modification of a bridge order issued pursuant to a previous child in need of assistance case, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Shipley asked and received unanimous consent that **House File 359** be **substituted** for **Senate File 328**.

House File 359

On motion of Senator Shipley, **House File 359**, a bill for an act relating to the modification of a bridge order issued pursuant to a previous child in need of assistance case, was taken up for consideration.

Senator Shipley 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. 359), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Brown Guth

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

WITHDRAWN

Senator Shipley asked and received unanimous consent that **Senate File 328** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 561** and **House File 359** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 510 and House Files 232 and 265.

Senate File 510

On motion of Senator Koelker, **Senate File 510**, a bill for an act relating to the election of directors for county and state mutual insurance associations, and including effective date provisions, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Koelker asked and received unanimous consent that **House File 465** be **substituted** for **Senate File 510**.

House File 465

On motion of Senator Koelker, **House File 465**, a bill for an act relating to the election of directors for county and state mutual insurance associations, and including effective date provisions, was taken up for consideration.

Senator Koelker 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. 465), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

WITHDRAWN

Senator Koelker asked and received unanimous consent that **Senate File 510** be **withdrawn** from further consideration of the Senate.

House File 232

On motion of Senator J. Taylor, **House File 232**, a bill for an act relating to probate proceedings, including fiduciary and trustee duties, and including applicability provisions, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator J. Taylor offered amendment S-3107, filed by him on March 23, 2023, to page 3 of the bill, and moved its adoption.

Amendment S-3107 was adopted by a voice vote.

Senator J. Taylor 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. 232), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Brown

Guth

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

House File 265

On motion of Senator Webster, **House File 265**, a bill for an act relating to midwife licensure, providing for fees, and making penalties applicable, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Webster offered amendment S–3218, filed by him on May 2, 2023, to pages 1–3 and 5–8 of the bill, and moved its adoption.

Amendment S–3218 was adopted by a voice vote.

Senator Webster 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. 265), the vote was:

Yeas, 46:

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

Nays, 2:

Dickey

Quirmbach

Absent, 2:

Brown

Guth

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 **House Files 232, 265, and 465** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 332.

House File 332

On motion of Senator Koelker, **House File 332**, a bill for an act relating to the disposition of real property belonging to the state by the director of the department of administrative services, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending passage, was taken up for consideration.

Senator Koelker 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. 332), the vote was:

Yeas, 48:

Alons
Bousselot
Dawson
Dotzler
Garrett
Jochum

Bennett
Celsi
De Witt
Driscoll
Giddens
Klimesh

Bisignano
Costello
Dickey
Edler
Green
Knox

Boulton
Cournoyer
Donahue
Evans
Gruenhagen
Koelker

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

Nays, none.

Absent, 2:

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

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 661 and 703.

House File 661

On motion of Senator Schultz, **House File 661**, a bill for an act providing for the issuance of annual statewide licenses for certain establishments offering food for sale, including license fees, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Bisignano offered amendment S-3201, filed by him on April 27, 2023, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3201 be adopted?” (H.F. 661), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 31:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Klimesh	Koelker	Kraayenbrink
Lofgren	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Absent, 2:

Brown Guth

Amendment S-3201 lost.

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?" (H.F. 661), the vote was:

Yeas, 33:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Giddens
Green	Gruenhagen	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Jochum	Knox
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 2:

Brown Guth

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

House File 703

On motion of Senator Zaun, **House File 703**, a bill for an act relating to the Hoover presidential library tax credit available against the individual and corporate income taxes, the franchise tax, the insurance premiums tax, and the moneys and credits tax, with report of committee recommending passage, was taken up for consideration.

Senator Zaun 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. 703), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 285.

Senate File 285

On motion of Senator Reichman, **Senate File 285**, a bill for an act relating to juvenile justice delinquency prevention programs and services, and including effective date provisions, was taken up for consideration.

Senator Reichman asked and received unanimous consent that action on **Senate File 285** be **deferred**.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 332, 661, and 703** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:12 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 3:04 p.m., President Sinclair presiding.

CONSIDERATION OF BILLS
(Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 577, 560, and 578.

Senate File 577

On motion of Senator Koelker, **Senate File 577**, a bill for an act 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, was taken up for consideration.

Senator Koelker offered amendment S-3223, filed by her from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Koelker offered amendment S-3225, filed by her from the floor to pages 6 and 9 of amendment S-3223, and moved its adoption.

Amendment S-3225 to amendment S-3223 was adopted by a voice vote.

Senator Koelker offered amendment S-3226, filed by her from the floor to pages 6 and 14 of amendment S-3223, and moved its adoption.

Amendment S-3226 to amendment S-3223 was adopted by a voice vote.

Senator Koelker moved the adoption of amendment S-3223, as amended.

Amendment S-3223, as amended, was adopted by a voice vote.

Senator Koelker 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. 577), the vote was:

Yeas, 42:

Alons	Bisignano	Boulton	Bousselot
Costello	Cournoyer	Dawson	De Witt
Dickey	Donahue	Dotzler	Driscoll
Edler	Evans	Garrett	Giddens
Green	Gruenhagen	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Quirnbach	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Trone Garriott
Webster	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, 6:

Bennett
Wahls

Celsi
Weiner

Petersen

Taylor, T.

Absent, 2:

Brown

Guth

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

Senate File 560

On motion of Senator J. Taylor, **Senate File 560**, a bill for an act 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, was taken up for consideration.

Senator J. Taylor offered amendment S-3222, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator J. Taylor offered amendment S-3224, filed by him from the floor to page 35 of amendment S-3222, and moved its adoption.

Amendment S-3224 to amendment S-3222 was adopted by a voice vote.

Senator J. Taylor moved the adoption of amendment S-3222, as amended.

Amendment S-3222, as amended, was adopted by a voice vote.

Senator J. Taylor 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. 560), the vote was:

Yeas, 32:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Klimesh	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 2:

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Driscoll, until she returns, on request of Senator Whitver.

Senate File 578

On motion of Senator Kraayenbrink, **Senate File 578**, a bill for an act 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, was taken up for consideration.

Senator Kraayenbrink 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. 578), the vote was:

Yeas, 31:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Edler
Evans	Garrett	Green	Gruenhagen
Klimesh	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 3:

Brown	Driscoll	Guth
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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 560, 577, and 578** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 574.

Senate File 574

On motion of Senator Dawson, **Senate File 574**, a bill for an act establishing the major economic growth attraction program to be administered by the economic development authority, and providing penalties, 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?" (S.F. 574), the vote was:

Yeas, 45:

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

Nays, 2:

Celsi	Petersen
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Absent, 3:

Brown	Driscoll	Guth
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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 File 574** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 710.

House File 710

On motion of Senator Cournoyer, **House File 710**, a bill for an act relating to certain tax receipts on internet fantasy sports contests and sports wagering, providing for tax credits, making appropriations, and including applicability, retroactive applicability, and effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Cournoyer offered amendment S–3206, filed by the committee on Ways and Means on May 1, 2023, to pages 1–4 and amending the title page of the bill, and moved its adoption.

Amendment S–3206 was adopted by a voice vote.

Senator Cournoyer 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. 710), the vote was:

Yeas, 47:

Alons	Bennett	Bisignano	Boulton
Bousselot	Celsi	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Jochum
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Petersen	Quirmbach
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney

Taylor, J.
Webster
Winckler

Taylor, T.
Weiner
Zaun

Trone Garriott
Westrich
Zumbach

Wahls
Whitver

Nays, none.

Absent, 3:

Brown

Driscoll

Guth

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 710** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 189.

Senate File 189

On motion of Senator Bousselot, **Senate File 189**, a bill for an act relating to allowable forms of payment for amusement concessions at an amusement park and an arcade, placed on the Unfinished Business Calendar on March 30, 2023, was taken up for consideration.

Senator Bousselot offered amendment S-3078, filed by him on March 15, 2023, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3078 was adopted by a voice vote.

Senator Bousselot asked and received unanimous consent that **House File 269** be **substituted** for **Senate File 189**.

House File 269

On motion of Senator Boussetlot, **House File 269**, a bill for an act relating to allowable forms of payment for amusement concessions at an amusement park and an arcade, was taken up for consideration.

Senator Boussetlot 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. 269), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

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

WITHDRAWN

Senator Boussetlot asked and received unanimous consent that **Senate File 189** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 269** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 605.

House File 605

On motion of Senator Webster, **House File 605**, a bill for an act relating to energy benchmarking requirements for private properties, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Webster asked and received unanimous consent to withdraw amendment S-3109, filed by the committee on State Government on March 30, 2023, to page 1 and amending the title page of the bill.

Senator Webster 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. 605), the vote was:

Yeas, 31:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Edler
Evans	Garrett	Green	Gruenhagen
Klimesh	Koelker	Kraayenbrink	Lofgren
McClintock	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Webster	Westrich
Whitver	Zaun	Zumbach	

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 3:

Brown

Driscoll

Guth

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 605** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 575

Senator Whitver called up for consideration **Senate File 575**, a bill for an act 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, amended by the House in House amendment S-3209, filed May 2, 2023.

Senator Dawson moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Dawson moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 575), the vote was:

Yeas, 47:

Alons	Bennett	Bisignano	Boulton
Bousselot	Celsi	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Jochum

Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Petersen	Quirmbach
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Taylor, T.	Trone Garriott	Wahls
Webster	Weiner	Westrich	Whitver
Winckler	Zaun	Zumbach	

Nays, none.

Absent, 3:

Brown	Driscoll	Guth
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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 File 575** be **immediately messaged** to the House.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 648

Senator Whitver called up for consideration **House File 648**, a bill for an act providing for the expungement of information regarding investment advisers and investment adviser representatives authorized to do business in this state, amended by the Senate and further amended by the House in House amendment S-3208 to Senate amendment H-1272, filed May 2, 2023.

Senator Webster moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Webster moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 648), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Brown	Driscoll	Guth
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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 **House File 648** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 542

Senator Whitver called up for consideration **Senate File 542**, a bill for an act relating to youth employment, providing for a minor driver’s license interim study committee, and making penalties applicable, amended by the House in House amendment S–3220, filed May 3, 2023.

Senator Dickey moved that the Senate concur in the House amendment.

A record roll call was requested.

On the question “Shall the motion to concur be adopted?” (S.F. 542), the vote was:

Yeas, 46:

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

Nays, 1:

Bisignano

Absent, 3:

Brown	Driscoll	Guth
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The motion prevailed and the Senate **concurred** in the House amendment.

Senator Dickey moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 542), the vote was:

Yeas, 29:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Edler
Evans	Garrett	Green	Gruenhagen
Klimesh	Koelker	Kraayenbrink	Lofgren
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 18:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	McClintock	Petersen	Quirmbach
Taylor, J.	Taylor, T.	Trone Garriott	Wahls
Weiner	Winckler		

Absent, 3:

Brown	Driscoll	Guth
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 542** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Cournoyer, the Senate adjourned at 5:51 p.m. until 9:00 a.m., Thursday, May 4, 2023.

APPENDIX

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:

IOWA FINANCE AUTHORITY

Disaster Recovery Housing Assistance Program Fund Report, pursuant to Iowa Code section 16.57B. Report received on May 3, 2023.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD

Progress and Activities Report, pursuant to Iowa Code section 455G.4. Report received on May 3, 2023.

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Wednesday, May 3, 2023, 11:50 a.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Boussetot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirnbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: Brown (excused).

Committee Business: Bills: HF 660 Knoxville (with amendment) – Senator Schultz, HF 716 Election/Voter registration – Senator Schultz, HF 206 Propane assessments – Senator Koelker, HF 677 Native alcohol licenses – Senator Koelker, HF 672 Teacher licensure – Senator Cournoyer, HF 719 Credit holds – Senator Cournoyer, and SF 489 Traffic cameras – Senator Klimesh.

Adjourned: 12:20 p.m.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 6, by Alons, Guth, Salmon, Westrich, Green, Evans, Lofgren, J. Taylor, and Rowley, a concurrent resolution urging the Iowa Utilities Board to deny the use of eminent domain in relation to carbon capture pipeline projects.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

SUBCOMMITTEE ASSIGNMENT

House File 664

WAYS AND MEANS: Dawson, Chair; Jochum and Koelker

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 206, a bill for an act relating to the assessment of property containing certain aboveground storage tanks and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Brown.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 660, a bill for an act relating to sales tax rebates for a raceway facility.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3227.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Brown.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 672, a bill for an act relating to certain specified employees of school districts, accredited nonpublic schools, and charter schools, including renewal requirements associated with licenses issued by the board of educational examiners to practitioners with master's or doctoral degrees, fees associated with the review of certain specified records, and background checks for employees of school districts, accredited nonpublic schools, and charter schools.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Brown.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 677, a bill for an act relating to native winery and native brewery retail alcohol licenses.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Brown.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 716, a bill for an act relating to elections, including primary elections, political party caucuses, updates to the statewide voter registration system, and costs of preparing lists of voters.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Dawson, Koelker, Bousselot, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, Schultz, Sweeney, and Zaun. Nays, 6: Jochum, Dotzler, Petersen, Quirmbach, T. Taylor, and Winckler. Excused, 1: Brown.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 719, a bill for an act relating to unfair or deceptive acts or practices in the rental of vehicles and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, 1: Brown.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

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 for her approval on this 3rd day of May, 2023.

Senate Files 183, 250, 329, 362, 399, 418, 519, and 527.

W. CHARLES SMITHSON
Secretary of the Senate

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 3, 2023, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 183 – Relating to the maximum employment age for certain city public safety positions, and including effective date provisions.

Senate File 250 – Relating to disbursements from the computer science professional development incentive fund and including applicability provisions.

Senate File 329 – Relating to leaves of absences for civil employees performing state active duty, national guard duty, federal active duty, civil air patrol duty, or national disaster medical system duty.

Senate File 362 – Relating to conforming statute of limitations provisions related to the fraud in assisted reproduction Act.

Senate File 399 – Relating to the registration and regulation of spray pads, swimming pools, and spas owned or operated by local or state government, commercial interests, or certain private entities, making penalties applicable, and including effective date provisions.

Senate File 418 – Relating to the investment of certain public funds in certain companies, concerning companies that are owned or controlled by Chinese military or government services and public fund review requirements.

Senate File 519 – Relating to electronic registration renewal of off-road utility vehicles.

Senate File 527 – Relating to vehicles of excessive size and weight, including highways and streets upon which movement of such vehicles is permitted and warning lights on such vehicles.

AMENDMENTS FILED

S-3219	S.F.	476	Chris Cournoyer
S-3220	S.F.	542	House
S-3221	S.F.	561	House
S-3222	S.F.	560	Jeff Taylor
S-3223	S.F.	577	Carrie Koelker
S-3224	S.F.	560	Jeff Taylor
S-3225	S.F.	577	Carrie Koelker
S-3226	S.F.	577	Carrie Koelker
S-3227	H.F.	660	Ways and Means

JOURNAL OF THE SENATE

ONE HUNDRED SIXTEENTH CALENDAR DAY
SIXTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, May 4, 2023

The Senate met in regular session at 9:05 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Amy Sinclair, member of the Senate from Wayne County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Anjali Kumar.

The Journal of Wednesday, May 3, 2023, was approved.

HOUSE MESSAGES RECEIVED

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 May 3, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 528, a bill for an act relating to persons eligible to hunt with a crossbow.

Senate File 560, a bill for an act 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.

Senate File 562, a bill for an act 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.

Senate File 563, a bill for 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.

Senate File 578, a bill for an act 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.

ALSO: That the House has on May 3, 2023, **concurred** in the Senate amendment and **passed** the following bills in which the concurrence of the House was asked:

House File 232, a bill for an act relating to probate proceedings, including fiduciary and trustee duties, and including applicability provisions.

House File 265, a bill for an act relating to midwife licensure, providing for fees, and making penalties applicable.

House File 270, a bill for an act relating to certain deadlines relating to the informal review and protest of property assessments in counties declared to be a disaster area.

House File 430, a bill for an act relating to education, including requirements related to mandatory reporters, a process for investigating complaints against school employees, and the responsibilities of the department of education, school districts, charter schools, accredited nonpublic schools, and the board of educational examiners.

House File 666, a bill for an act providing for programs and regulations administered and enforced by the department of agriculture and land stewardship, providing fees, providing for the allocation of moneys, making penalties applicable, and including effective date provisions.

House File 707, a bill for an act relating to state child care assistance eligibility requirements and child care provider reimbursement rates.

House File 708, a bill for an act relating to Medicaid reimbursement for services to individuals who meet the nursing home level of care and are required to register as sex offenders.

House File 711, a bill for an act relating to levee and drainage districts, by providing for the repair or reconstruction of levees, requesting the establishment of a legislative interim committee to consider levee and drainage district laws, making appropriations, and including effective date provisions.

The Senate stood at ease at 9:10 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:31 a.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Brown, until he arrives, on request of Senator Whitver.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 660.

House File 660

On motion of Senator Schultz, **House File 660**, a bill for an act relating to sales tax rebates for a raceway facility, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Dawson offered amendment S-3228, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3228 was adopted by a voice vote.

Senator Schultz offered amendment S-3227, filed by the committee on Ways and Means on May 3, 2023, to pages 1-2 of the bill, and moved its adoption.

Amendment S-3227 was adopted by a voice vote.

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?" (H.F. 660), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Brown

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 660** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 716.

House File 716

On motion of Senator Schultz, **House File 716**, a bill for an act relating to elections, including primary elections, political party caucuses, updates to the statewide voter registration system, and costs of preparing lists of voters, 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?” (H.F. 716), the vote was:

Yeas, 33:

Alons	Bousselot	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Absent, 1:

Brown

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 **House File 716** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 590.

House File 590

On motion of Senator Klimesh, **House File 590**, a bill for an act relating to moneys credited to the flood mitigation fund from fees collected for flying our colors registration plates, with report of committee recommending passage, was taken up for consideration.

Senator Klimesh 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. 590), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Brown

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 **House File 590** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 672.

House File 672

On motion of Senator Cournoyer, **House File 672**, a bill for an act relating to certain specified employees of school districts, accredited nonpublic schools, and charter schools, including renewal requirements associated with licenses issued by the board of educational examiners to practitioners with master's or doctoral degrees, fees associated with the review of certain specified records, and background checks for employees of school districts, accredited nonpublic schools, and charter schools, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer 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. 672), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Brown

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 **House File 672** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 677.

House File 677

On motion of Senator Koelker, **House File 677**, a bill for an act relating to native winery and native brewery retail alcohol licenses, with report of committee recommending passage, was taken up for consideration.

Senator Koelker 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. 677), the vote was:

Yeas, 47:

Alons	Bennett	Bisignano	Boulton
Bousselot	Cournoyer	Dawson	De Witt
Dickey	Donahue	Dotzler	Driscoll
Edler	Evans	Garrett	Giddens
Green	Gruenhagen	Guth	Jochum
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Petersen	Quirmbach
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney

Taylor, J.
Webster
Winckler

Taylor, T.
Weiner
Zaun

Trone Garriott
Westrich
Zumbach

Wahls
Whitver

Nays, 2:

Celsi

Costello

Absent, 1:

Brown

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 **House File 677** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 219

Senator Whitver called up for consideration **Senate File 219**, a bill for an act relating to educational requirements for a permit to perform tattooing, amended by the House in House amendment S-3119, filed April 5, 2023.

Senator Alons moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Alons moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 219), the vote was:

Yeas, 38:

Alons	Bennett	Bisignano	Bousselot
Costello	Cournoyer	Dawson	De Witt
Dickey	Driscoll	Edler	Evans
Garrett	Giddens	Green	Gruenhagen
Guth	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Wahls	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 11:

Boulton	Celsi	Donahue	Dotzler
Jochum	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Weiner	Winckler	

Absent, 1:

Brown

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 File 219** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 719.

House File 719

On motion of Senator Cournoyer, **House File 719**, a bill for an act relating to unfair or deceptive acts or practices in the rental of vehicles and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer 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. 719), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Brown

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 **House File 719** be **immediately messaged** to the House.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 7, by Rules and Administration, a concurrent resolution to provide for adjournment sine die.

Read first time under Rule 28 and **placed on calendar**.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 7.

Senate Concurrent Resolution 7

On motion of Senator Whitver, **Senate Concurrent Resolution 7**, A concurrent resolution to provide for adjournment sine die, was taken up for consideration.

Senator Whitver moved the adoption of Senate Concurrent Resolution 7, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Concurrent Resolution 7** be **immediately messaged** to the House.

FINAL ADJOURNMENT

By virtue of Senate Concurrent Resolution 7, duly adopted, the day of May 4, 2023, having arrived, President Sinclair declared the 2023 Regular Session of the Ninetieth General Assembly adjourned sine die.

APPENDIX

HOUSE MESSAGES RECEIVED

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 May 4, 2023, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 660, a bill for an act relating to sales tax rebates for a raceway facility.

House File 710, a bill for an act relating to certain tax receipts on internet fantasy sports contests and sports wagering, providing for tax credits, making appropriations, and including applicability, retroactive applicability, and effective date provisions.

ALSO: That the House has on May 4, 2023, **passed** the following bills in which the concurrence of the House was asked:

Senate File 559, a bill for an act 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.

Senate File 577, a bill for an act 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.

ALSO: That the House has on May 4, 2023, **adopted** the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 7, a concurrent resolution to provide for adjournment sine die.

REMARKS BY THE PRESIDENT OF THE SENATE

President Sinclair provided the following remarks:

Six years ago, we began the first Republican trifecta in the state since the 1997-1998 General Assembly. Entering our first year in the majority, I could not have imagined the challenges we would face, the bold solutions we would design, and the successes we would have to better the state of Iowa. We focused our efforts on tax reform, the reformation of collective bargaining laws, balancing the state budget, and protecting the life of the unborn. During our first session in the majority, we passed 174 bills, overhauling laws put in place prior to our majority, beginning to repair the budget, and working to begin an economic revival in our state.

However, when the pandemic hit, new issues arose and existing problems we had not seen came to light. I never imagined we would need to pass laws to let kids go back to school, allow family members to visit loved ones in the hospital, or keep workplaces from mandating vaccines for their employees. But we did. I am proud of the leadership our state showed during this time. It was this leadership that paved the way for the legislature to pass these bills, leading the nation by being the first state in the country to get our kids back in the classroom and being named the fastest state in the country to recover economically from the pandemic.

Several years ago, one of my friends and colleagues retired from the Iowa Senate. When I asked him why, part of his response was that he felt like Iowa Republicans had accomplished more Republican priorities since taking the majority in 2017 than most Republican legislators dream of accomplishing in their career. While I can see why he thought that at the time based on past sessions, just wait until he looks at what we have done in the 2023 session.

While it is beginning to feel like we often hear the word “historic” when talking about the accomplishments of the Iowa Legislature, the 2023 session has truly been historic in seeing some of my own priorities accomplished. We have passed policy I never believed I would see cross the finish line when I was first elected. Parental choice in education has always been a passion of mine. Parents have a right to educate their children in the way that supports their values system. And if the district school available to them doesn’t meet that need, our state has an obligation to support them as they make an alternative choice. This year Iowa passed HF 68, creating a pathway to universal school choice in our state. We also passed SF 496 to ensure parents know their rights when it comes to transparency in our educational institutions. Parents should be able to trust that their school administrators and educators will always do the right thing for their children. Transparency will strengthen that trust.

Additionally, we passed a historic property tax transparency and reform bill. When attending forums and listening to my constituents, the number one issue I hear about is property taxes. With the major increase in assessments recently released, we knew real change was needed in our system. HF 718 provides over \$100 million in property tax relief, making it the most comprehensive property tax reform bill ever. The bill will automatically reduce tax rates when assessments rise, restore basic levy limitations to control government spending, and simplify a complex system while still maintaining local flexibility and decision making for community priorities.

In addition to these accomplishments, this session has also seen bills that prevent fraud in our welfare systems, prevent sexually explicit materials from being available to kids in our schools, ensure we maintain a balanced budget, and create more access to health care solutions for rural Iowans. To top it all off, Iowa has been named one of the top ten overall best states by US News and World Report. So while we have heard the word “historic” used before, the word accurately describes the positive change Iowa has seen and will continue to see under the Republican trifecta. I am proud to have served District 12 in the Iowa Senate and honored to serve the entire state as Senate President during this historic session of the Iowa legislature.

REMARKS BY THE MINORITY LEADER

Senator Wahls provided the following remarks:

As we come to the end of the 2023 Legislative session, I want to thank my Democratic colleagues for the honor of leading our team. Together, we represent one million Iowans, who deserve, like every Iowan, to have their values represented and their interests reflected in the work of this legislative body.

Colleagues, you have done an admirable job representing the people of Iowa during challenging circumstances this year.

I'd also ask the chamber to join me in showing appreciation for:

- our smart and hard-working caucus staffs and clerks,
- the Secretary of the Senate and his staff,
- the dedicated, knowledgeable, and hardworking staff at the Legislative Services Agencies,
- the sergeants-at-arms and the Senate pages,
- the custodial staff and all who keep our Capitol beautiful,
- the state troopers at Post 16 and security guards who keep us safe,
- and the news media who help keep our constituents informed,
- and everyone else who contributes to the work we do on behalf of Iowa.

Madam President, 2023 will go down in history as one of the most divisive and cruel legislative sessions ever seen in Iowa. Over the last four months, Iowa Republican politicians have continued to pour gasoline on the flames of the culture war by undermining and politicizing our public schools, banning books, mercilessly attacking the freedoms of parents and the LGBTQ community, and continuing the Republican push to ban abortion outright in the state of Iowa.

In addition to their obsession with culture war issues, Iowa Republican politicians spent this session protecting political insiders and keeping the public left in the dark, eroding transparency and accountability of state government, and even calling for the arrest of law enforcement officers who detained the January 6 insurrectionists.

All this without taking meaningful action to address the Reynolds Workforce Crisis, the number one challenge facing our state — other than trying to roll back protections against child labor.

On education, Iowa Republicans rammed through an expensive, unpopular voucher scheme that will divert one billion dollars away from our public schools and into exclusive private schools over the next four years. We all know this private school giveaway will come at the expense of our community schools. And we can see that it won't make these private schools any more welcoming to the vast majority of Iowa kids. In fact, many private schools' first step in response to vouchers has been to raise tuition, likely shutting out many of the students Republicans claimed this bill would help.

Senate Republicans followed up this terrible voucher bill with more attacks on our schools: slashing educational standards, banning books from school libraries, and even micromanaging where students go to the bathroom. None of this helps Iowa. It only hurts Iowa students.

And Senate Republicans made Iowa more dangerous for kids by rolling back child labor protections and instead allowing teenagers to serve alcohol and work in dangerous jobs like roofing, excavation, and demolition. This will make those occupations less safe, drive down wages, and jeopardize the future livelihood of Iowa's young people. None of this helps our state.

And, finally, Republican politicians spent this session making our government less accountable and transparent to the people we are meant to serve.

With the governor's reorganization bill, Republicans rubber-stamped a blatant power grab from the executive branch that hands over expansive new powers to the governor and attorney general, while removing important checks and balances. In addition, Senate Republicans declined to hold public budget hearings and instead advanced "blank-check" budgets. Some bill managers refused to answer questions about their legislation on the Senate floor. The public deserves to know what Iowa Republican politicians are trying to hide.

In one of their final acts of 2023, Senate Republicans passed a petty, partisan bill that strips away essential tools for the democratically elected state auditor to investigate waste, fraud, and abuse of taxpayer dollars.

If there's one silver lining to this terrible session, it was the passage of a bipartisan property tax reform bill that will reduce tax bills for Iowans all across our state. This is a positive step forward, and Senate Democrats were proud to support it and see it passed into law.

I'd like to close with a message to the Iowans feeling angry, or scared, or left out by the actions of the Republican majority this year: It doesn't have to be this way.

Senate Democrats are committed to representing all Iowans. We're committed to listening to you, and reflecting your interests and values here in Des Moines. We're committed to solving the big challenges facing our state.

We'll never give up on you, and we'll never quit fighting for an Iowa that you can be proud to call home.

Thank you, Madam President.

REMARKS BY THE MAJORITY LEADER

Senator Whitver provided the following remarks:

Madame President,

One hundred and fifteen days have passed since my opening day remarks in this chamber. During that speech I talked about how proud I have been to hear the word historic used again and again to describe our accomplishments in the prior six legislative sessions.

Historic tax relief, historic expansion of Iowans' 2nd Amendment freedoms, historic protections of our elections, historic mental health reforms, and historic support for law enforcement are all included on that list.

In our 7th session in the majority, and first in the supermajority, we stacked more historic achievements on top of that list. One of the first bills passed by the Senate this year was HF 68. It kept our promise to parents to give all students choice in their education.

Iowa has tremendous public schools, but they may not be the best fit for every student. School choice gives all parents and students the same opportunities currently available only for families with the means to pay their income taxes, sales taxes, property taxes, and still have enough to pay for private school tuition. School choice opens doors for families and it has shown in study after study to improve student achievement both for students in public school and in private school. Senate Republicans have led on this issue for years and we enjoyed seeing this policy cross the finish line so early in session and now the state of Iowa is a leader in school choice.

On day one I also mentioned how often we heard from Iowans about their serious concern of impeding property assessment increases. They were right. Over the last several weeks they shared their stories of 20%, 30%, and even 50% increases in the value of their property. They were angry about these increases because for decades they've seen their property tax bills go up and up, while being told by their local governments it's the assessor's fault, not the taxing authority.

HF 718 was another historic achievement. It fixed the assessment problem. This bill implemented structural property tax reform and protected Iowans from those massive jumps in property taxes they feared by automatically reducing tax rates when assessments rise and consolidating and simplifying more than a dozen different levies. It also empowered taxpayers by giving them information about the taxes and spending of local governments on how it impacts their tax bill.

The final issue I addressed was workforce. Senate Republicans took several major steps to addressing the workforce shortage in Iowa by creating the Iowa Apprenticeship Office to put Iowans on the fast track to high-demand careers with strong salaries and benefits. We also made it easier for teenagers to explore potential career opportunities or make more money with common sense reforms to youth employment and removed unnecessary burdens to teachers looking to work in Iowa.

But our work wasn't just limited to those three issues. We passed a common-sense ban on gender transition surgeries on children and simply directed K-12 schools to have boys use the boys' bathroom and girls use the girls' bathroom.

The list of achievements goes on: We also passed several common-sense policies to expand health care access and availability by limiting non-economic damages in medical malpractice cases and a rural emergency hospital declaration to help stabilize rural emergency hospitals. Reforms to Iowa's public assistance programs were overdue. This year those reforms passed both chambers and the state's welfare programs will be better protected from fraud and available for Iowans truly in need. K-12 schools got more flexibility to meet the specific needs of their districts. For the first time in 40 years state government was aligned to improve efficiency, eliminate redundancies, and save taxpayers hundreds of millions of dollars.

The 2023 Iowa Legislature was truly a historic session, one of the most productive since as far back as 2021. Now is the time to celebrate our achievements. I am proud of the work this caucus did. I think I speak for all of us when I say we are looking forward to some days off, time with our other jobs, and time with our families. I will see you again in 8 months refreshed with new ideas to continue to deliver results for the great people of Iowa.

Thank you madame president.

AMENDMENT FILED

S-3228 H.F. 660 Dan Dawson

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

State of Iowa

JOURNAL OF THE SENATE

**NINETIETH
GENERAL ASSEMBLY**

**2023
EXTRAORDINARY SESSION**

July 11

**AMY SINCLAIR, President of the Senate
W. CHARLES SMITHSON, Secretary of the Senate**

Published by the
STATE OF IOWA
Des Moines

JOURNAL OF THE SENATE

FIRST CALENDAR DAY
FIRST SESSION DAY
EXTRAORDINARY SESSION

Senate Chamber
Des Moines, Iowa, Tuesday, July 11, 2023

Pursuant to the proclamation of the Governor, the Honorable Kim Reynolds, convening the Ninetieth General Assembly in Extraordinary Session, the Senate was called to order at 8:34 a.m. by the Honorable Amy Sinclair, President of the Senate.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by President Sinclair.

COMMUNICATION FROM THE GOVERNOR

The following communication from the Governor was presented:

STATE OF IOWA
Executive Department

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

PROCLAMATION

WHEREAS, the Iowa General Assembly adjourned its 2023 regular session *sine die* on May 4, 2023, the 116th day of said regular session.

WHEREAS, based upon the extraordinary occasion in question, and in accordance with Article IV, Section 11, and Article III, Section 2, of the Constitution of the State of Iowa, work remains to be done protecting unborn children.

- WHEREAS,** the legislative authority of Iowa shall be vested in a general assembly pursuant to Article III, Section 1, of the Constitution of the State of Iowa.
- WHEREAS,** no bill shall be passed by the general assembly unless approved by a majority of all members elected to each branch of the general assembly pursuant to Article III, Section 17, of the Constitution of the State of Iowa.
- WHEREAS,** in 2018 the Iowa General Assembly passed legislation that prohibits abortions “when it has been determined that the unborn child has a detectable fetal heartbeat, unless, in the physician’s reasonable medical judgment,” one of several exceptions applies (“fetal heartbeat bill”).
- WHEREAS,** before a bill can become “law” after passing the general assembly, it must be presented to the governor for approval pursuant to Article III, Section 16, of the Constitution of the State of Iowa.
- WHEREAS,** the fetal heartbeat bill was approved by the Governor of Iowa in 2018 as reflected in Iowa Acts, Ch. 1132, § 4 (codified at Iowa Code § 146C).
- WHEREAS,** with the fetal heartbeat bill becoming the “fetal heartbeat *law*”, it was enjoined by a single district court judge from being enforced based on prior legal precedent that was unsound at the time and subsequently overruled.
- WHEREAS,** on June 16, 2023, the Iowa Supreme Court, by a 3-3 tie, failed to exercise its discretionary authority to dissolve the lower court’s injunction of the Iowa fetal heartbeat law.
- WHEREAS,** in the opinion of three justices, the Iowa Supreme Court “fail[ed] the parties, the public, and the rule of law in our refusal today to apply the law and decide this case.” Those same justices would have dissolved the injunction and further recognized that “[u]nder the rational basis standard, it is inequitable to continue to enjoin the State from enforcing a law that is now presumptively constitutional.”
- WHEREAS,** the other three justices, who voted to affirm the district court and did not feel that an exercise of their discretionary authority to act was warranted, “politely” declared that when the General Assembly passed, and the Governor signed, the fetal heartbeat law, that law was no law at all but only a “hypothetical law.”
- WHEREAS,** those same three justices stated their belief that “uncertainty exists about whether a fetal heartbeat bill would be passed today,” given turnover in membership of the General Assembly through three intervening election cycles.

WHEREAS, Iowans deserve to have their legislative body address the issue of abortion expeditiously and all unborn children deserve to have their lives protected by their government as the fetal heartbeat law did.

WHEREAS, the Speaker of the House, the House Majority Leader, the House Minority Leader, the Senate President, the Senate Majority Leader, the Senate Minority Leader, and other members of the Iowa General Assembly, should work together with the Governor to seek a solution to address the aforementioned issues in a timely and expeditious manner.

NOW, THEREFORE, I, Kim Reynolds, Governor of the State of Iowa, by virtue of the authority vested in me by Article IV, Section 11, and Article III, Section 2, of the Constitution of the State of Iowa, do hereby convene the General Assembly of the State of Iowa in Special Session in the Capitol at Des Moines on July 11, 2023, at 8:30 a.m. for the sole and single purpose of enacting legislation as described above.

(SEAL) IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal of Iowa to be affixed. Done on the 5th day of July, in the year of our Lord two thousand twenty-three.

KIM REYNOLDS, Governor

Attest:

PAUL D. PATE
Secretary of State

Senator Whitver moved that a time certain be set for 9:10 a.m. on Tuesday, July 11, 2023, for the consideration of Senate Resolution 12.

The motion prevailed by a voice vote and a time certain was set.

COMMITTEE OF THE WHOLE

Senator Whitver moved that the Senate resolve itself into a committee of the whole to discuss Senate Resolution 12, amending Senate Rules for the Ninetieth General Assembly.

The motion prevailed by a voice vote.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 12, a resolution amending Senate Rules for the Ninetieth General Assembly.

Final Vote: Yeas, 33: Bousselot, Brown, Costello, Cournoyer, Dawson, De Witt, Dickey, Driscoll, Edler, Evans, Garrett, Green, Gruenhagen, Guth, Klimesh, Koelker, Kraayenbrink, Lofgren, McClintock, Reichman, Rowley, Rozenboom, Salmon, Schultz, Shipley, Sinclair, Sweeney, Taylor, J., Webster, Westrich, Whitver, Zaun, and Zumbach. Nays, 15: Bennett, Bisignano, Boulton, Celsi, Donahue, Dotzler, Giddens, Jochum, Petersen, Quirmbach, Taylor, T., Trone, Garriott, Wahls, Weiner, and Winckler. Excused, 2: Alons and Knox.

On motion of Senator Whitver, the Senate rose from the committee of the whole and resumed regular session, President Sinclair presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Alons, until he arrives, on request of Senator Whitver; and Senator Knox, until he arrives, on request of Senator Jochum.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Resolution 12.

Senate Resolution 12

On motion of Senator Whitver, **Senate Resolution 12**, a resolution amending Senate Rules for the Ninetieth General Assembly, was taken up for consideration.

Senator Whitver offered amendment S–3229, filed by him from the floor to page 2 of the resolution, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3229 be adopted?” (S.R. 12), the vote was:

Yeas, 48:

Bennett	Bisignano	Boulton	Bousselot
Brown	Celsi	Costello	Cournoyer
Dawson	De Witt	Dickey	Donahue
Dotzler	Driscoll	Edler	Evans

Garrett	Giddens	Green	Gruenhagen
Guth	Jochum	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirmbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Alons Knox

Amendment S-3229 was adopted.

Senator Whitver moved the adoption of Senate Resolution 12, as amended.

A record roll call was requested.

On the question "Shall the resolution be adopted?" (S.R. 12), the vote was:

Yeas, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 2:

Alons Knox

The resolution was adopted.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on July 11, 2023, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 10, a concurrent resolution to provide for the business of the first extraordinary session of the 2023 legislative session.

Read first time and referred to committee on **Rules and Administration**.

COMMITTEE OF THE WHOLE

Senator Whitver moved that the Senate resolve itself into a committee of the whole to discuss House Concurrent Resolution 10, to provide for the business of the first extraordinary session of the 2023 legislative session.

The motion prevailed by a voice vote.

RULES AND ADMINISTRATION

Bill Title: HOUSE CONCURRENT RESOLUTION 10, a concurrent resolution to provide for the business of the first extraordinary session of the 2023 legislative session.

Final Vote: Adopted by a voice vote.

On motion of Senator Whitver, the Senate rose from the committee of the whole and resumed regular session, President Sinclair presiding.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Concurrent Resolution 10.

House Concurrent Resolution 10

On motion of Senator Whitver, **House Concurrent Resolution 10**, a concurrent resolution to provide for the business of the first extraordinary session of the 2023 legislative session, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 10.

A record roll call was requested.

On the question “Shall the resolution be adopted?” (H.C.R. 10), the vote was:

Yeas, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Petersen	Quirmbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 2:

Alons	Knox
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The resolution was adopted.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Concurrent Resolution 10** be **immediately messaged** to the House.

ORGANIZATION OF THE SENATE

Senator Whitver moved that the selection of seats, determination of mileage of senators, assignment of press seats, and all other organizational or administrative matters not specifically provided for in Joint Rule 3 be the same for the Extraordinary Session as for the 2023 Regular Session of the Ninetieth General Assembly.

The motion prevailed by a voice vote.

SECRETARY TO NOTIFY THE GOVERNOR AND THE HOUSE

Senator Whitver moved that the Secretary of the Senate be directed to send a written message to the Governor and the House of Representatives informing them that the Senate is organized and ready to transact business and receive any messages that they may transmit.

The motion prevailed by a voice vote.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:15 a.m. until 4:00 p.m.

RECONVENED

The Senate reconvened at 4:15 p.m., President Pro Tempore Zaun presiding.

QUORUM CALL

Senator Whitver requested a nonrecord roll call to determine that a quorum was present.

The Chair declared a quorum present.

The Senate stood at ease at 4:17 p.m. until the fall of the gavel.

The Senate resumed session at 4:34 p.m., President Pro Tempore Zaun presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 579.

Senate File 579

On motion of Senator Sinclair, **Senate File 579**, a bill for an act prohibiting and requiring certain actions relating to abortion involving the detection of a fetal heartbeat, and including effective date provisions, was taken up for consideration.

Senator Trone Garriott offered amendment S-3230, filed by Senator Trone Garriott, et al., from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Sinclair raised the point of order that amendment S-3230 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3230 out of order.

Senator Bennett offered amendment S-3231, filed by her from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3231 be adopted?” (S.F. 579), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Alons

Amendment S–3231 lost.

Senator Donahue asked and received unanimous consent to defer amendment S–3232, filed by her from the floor to page 1 of the bill.

Senator Weiner offered amendment S–3233, filed by her from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3233 be adopted?” (S.F. 579), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirnbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman

Rowley	Rozenboom	Salmon	Schultz
Shiple	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Alons

Amendment S—3233 lost.

Senator Jochum offered amendment S—3237, filed by her from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S—3237 be adopted?” (S.F. 579), the vote was:

Yeas, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Koelker	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Nays, 32:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shiple
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Absent, 1:

Alons

Amendment S—3237 lost.

Senator Bennett offered amendment S—3240, filed by her from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3240 be adopted?” (S.F. 579), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Alons

Amendment S–3240 lost.

Senator Celsi offered amendment S–3241, filed by her from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3241 be adopted?” (S.F. 579), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker

Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Alons

Amendment S-3241 lost.

Senator Petersen offered amendment S-3239, filed by her from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3239 be adopted?" (S.F. 579), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Alons

Amendment S-3239 lost.

Senator Weiner offered amendment S-3235, filed by her from the floor to page 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3235 be adopted?” (S.F. 579), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Alons

Amendment S–3235 lost.

The Senate stood at ease at 6:45 p.m. until the fall of the gavel.

The Senate resumed session at 6:47 p.m., President Pro Tempore Zaun presiding.

Senator Winckler offered amendment S–3236, filed by her from the floor to page 3 of the bill.

Senator Sinclair raised the point of order that amendment S–3236 was not germane to the bill.

The Chair ruled the point well-taken and amendment S–3236 out of order.

Senator Celsi withdrew amendment S–3238, filed by her from the floor to page 3 and amending the title page of the bill.

Senator Trone Garriott offered amendment S-3242, filed by her from the floor to page 3 of the bill.

Senator Sinclair raised the point of order that amendment S-3242 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3242 out of order.

Senator Weiner offered amendment S-3234, filed by her from the floor to page 3 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3234 be adopted?" (S.F. 579), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Alons

Amendment S-3234 lost.

The Senate resumed consideration of amendment S-3232, previously deferred.

Senator Donahue moved the adoption of amendment S–3232.

A record roll call was requested.

On the question “Shall amendment S–3232 be adopted?” (S.F. 579), the vote was:

Yeas, 16:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Knox	Petersen	Quirmbach	Taylor, T.
Trone Garriott	Wahls	Weiner	Winckler

Nays, 33:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 1:

Alons

Amendment S–3232 lost.

The Senate stood at ease at 8:20 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 8:48 p.m., Senator Dawson presiding.

President Pro Tempore Zaun took the chair at 10:05 p.m.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on July 11, 2023, **passed** the following bill in which the concurrence of the Senate is asked:

House File 732, a bill for an act prohibiting and requiring certain actions relating to abortion involving the detection of a fetal heartbeat, and including effective date provisions.

Read first time and attached to **Senate File 579**.

Senator Sinclair asked and received unanimous consent that **House File 732** be **substituted** for **Senate File 579**.

House File 732

On motion of Senator Sinclair, **House File 732**, a bill for an act prohibiting and requiring certain actions relating to abortion involving the detection of a fetal heartbeat, and including effective date provisions, was taken up for consideration.

Senator Sinclair 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. 732), the vote was:

Rule 23, requiring all senators present to vote except those who express a conflict of interest, was invoked.

Yeas, 32:

Bousselot	Brown	Costello	Cournoyer
Dawson	De Witt	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Koelker	Kraayenbrink
Lofgren	McClintock	Reichman	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Webster
Westrich	Whitver	Zaun	Zumbach

Nays, 17:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Klimesh	Knox	Petersen	Quirmbach
Taylor, T.	Trone Garriott	Wahls	Weiner
Winckler			

Absent, 1:

Alons

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 **House File 732** be **immediately messaged** to the House.

WITHDRAWN

Senator Sinclair asked and received unanimous consent that **Senate File 579** be **withdrawn** from further consideration of the Senate.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on July 11, 2023, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 11, a concurrent resolution to provide for adjournment sine die.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Concurrent Resolution 11.

House Concurrent Resolution 11

On motion of Senator Whitver, **House Concurrent Resolution 11**, a concurrent resolution to provide for adjournment sine die, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 11, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Concurrent Resolution 11** be **immediately messaged** to the House.

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 11, duly adopted, President Sinclair declared the 2023 Extraordinary Session of the Ninetieth General Assembly adjourned sine die.

APPENDIX

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 ADMINISTRATIVE SERVICES

Reversion Report – Training and Technology Expenditures Report – Department of Administrative Services, pursuant to Iowa Code section 8.62. Report received on June 26, 2023.

Reversion Report – Training and Technology Expenditures Report – Terrace Hill, pursuant to Iowa Code section 8.62. Report received on June 27, 2023.

State Fleet Qualified Renewable Fuels Compliance Report, pursuant to Iowa Code section 1067.37. Report received on June 12, 2023.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Department of Agriculture and Land Stewardship Expenditures, pursuant to 2023 Iowa Acts, SF 558, section 1. Report received on July 6, 2023.

Reversion Report – Training and Technology Expenditures Report – Department of Agriculture and Land Stewardship, pursuant to Iowa Code section 8.62. Report received on June 22, 2023.

ATTORNEY GENERAL

False Claims Act Annual Report, pursuant to 2010 Iowa Acts, Chapter 1031, section 345. Report received on June 30, 2023.

DEPARTMENT FOR THE BLIND

Reversion Report – Training and Technology Expenditures Report – Department for the Blind, pursuant to Iowa Code section 8.62. Report received on June 21, 2023.

DEPARTMENT OF CORRECTIONS

Reversion Report – Training and Technology Expenditures Report – Department of Corrections, pursuant to Iowa Code section 8.62. Report received on June 30, 2023.

ECONOMIC DEVELOPMENT AUTHORITY

BioConnect Iowa Report, pursuant to Iowa Code section 15.107. Report received on June 27, 2023.

Businesses and Community-Based Seed Capital Funds Tax Credits Report, pursuant to Iowa Code section 15E.46. Report received on June 19, 2023.

Iowa Reading Corps Annual Report, pursuant to Iowa Code section 15H.7. Report received on June 23, 2023.

RefugeeRise AmeriCorps Program Annual Report, pursuant to 2023 Iowa Acts, SF 514, section 24. Report received on June 23, 2023.

DEPARTMENT OF EDUCATION

Closing the Achievement Gap Report, pursuant to Iowa Code section 256.9. Report received on June 15, 2023.

Special Education Federal Reports, pursuant to Iowa Code section 256B.3. Report received on June 26, 2023.

IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

Reversion Report – Training and Technology Expenditures Report – Iowa Ethics and Campaign Disclosure Board, pursuant to Iowa Code section 8.62. Report received on June 22, 2023.

IOWA FINANCE AUTHORITY

Housing Assistance Fund Report, pursuant to Iowa Code section 16.40. Report received on June 8, 2023.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

MHDS Regional Service System Annual Report, pursuant to 2023 Iowa Acts, HF 471, section 8. Report received on June 30, 2023.

DEPARTMENT OF HUMAN RIGHTS

Community Action Agencies Report, pursuant to Iowa Code section 216A.92. Report received on June 13, 2023.

DEPARTMENT OF HUMAN SERVICES

Child Abuse Registry Report, pursuant to Iowa Code section 235A.23. Report received on June 19, 2023.

Dependent Adult Abuse Registry Report, pursuant to Iowa Code section 235B.13. Report received on June 19, 2023.

MHDS Regional Service System Quarterly Report, pursuant to Iowa Code section 331.400. Report received on June 30, 2023.

Medicaid Managed Care Oversight Quarterly Report, pursuant to 2016 Iowa Acts, HF 2460, section 93. Report received on June 21, 2023.

Nonreversion of Funds Quarterly Report, pursuant to 2023 Iowa Acts, SF 561, section 49. Report received on June 30, 2023.

Nursing Facility Qualities Assurance Assessment Fee Usage Report, pursuant to Iowa Code section 249L.4. Report received on June 5, 2023.

CHIEF INFORMATION OFFICER

Office of the Chief Information Officer Annual Report, pursuant to Iowa Code section 8B.6. Report received on July 3, 2023.

Status of Technology Upgrades or Enhancements for State Agencies Quarterly Report, pursuant to Iowa Code section 8B.9. Report received on July 3, 2023.

DEPARTMENT OF INSPECTIONS AND APPEALS

Reversion Report – Training and Technology Expenditures Report – Department of Inspections and Appeals, pursuant to Iowa Code section 8.62. Report received on June 26, 2023.

IOWA PUBLIC INFORMATION BOARD

Reversion Report – Training and Technology Expenditures Report – Iowa Public Information Board, pursuant to Iowa Code section 8.62. Report received on June 29, 2023.

JUDICIAL BRANCH

Reversion Report – Training and Technology Expenditures Report – Judicial Branch, pursuant to Iowa Code section 8.62. Report received on July 11, 2023.

IOWA LOTTERY AUTHORITY

Iowa Lottery Government Oversight Report, pursuant to 2023 Iowa Acts, SF 514, section 2307. Report received on June 30, 2023.

OFFICE OF THE STATE PUBLIC DEFENDER

Reversion Report – Training and Technology Expenditures Report – Office of the State Public Defender, pursuant to Iowa Code section 8.62. Report received on June 26, 2023.

PUBLIC EMPLOYMENT RELATIONS BOARD

Reversion Report – Training and Technology Expenditures Report – Public Employment Relations Board, pursuant to Iowa Code section 8.62. Report received on June 26, 2023.

DEPARTMENT OF PUBLIC HEALTH

Gambling Treating Program Report, pursuant to Iowa Code section 135.150. Report received on June 21, 2023.

Hearing Aids and Audiologic Services Funding Program Nonreversion Report, pursuant to 2022 Iowa Acts, HF 2578, section 56. Report received on June 21, 2023.

Nicotine Replacement Product Savings, pursuant to 2023 Iowa Acts, SF 561, section 5. Report received on June 21, 2023.

DEPARTMENT OF PUBLIC SAFETY

Reversion Report – Training and Technology Expenditures Report – Department of Public Safety, pursuant to Iowa Code section 8.62. Report received on June 30, 2023.

BOARD OF REGENTS

Quarterly Financial Report, pursuant to 2023 Iowa Acts, SF 560, section 6. Report received on June 15, 2023.

Report on Use of Medical Cannabidiol – UI Carver College of Medicine and UI College of Pharmacy, pursuant to 2020 Iowa Acts, SF 2360, section 10. Report received on June 30, 2023.

OFFICE OF THE SECRETARY OF STATE

Reversion Report – Training and Technology Expenditures Report – Office of the Secretary of State, pursuant to Iowa Code section 8.62. Report received on June 26, 2023.

DEPARTMENT OF TRANSPORTATION

Department of Transportation Annual Report (Five Year Program Report), pursuant to Iowa Code section 7A.9. Report received on June 14, 2023.

Integrated Roadside Vegetation Management Committee (Five Year Program Report), pursuant to Iowa Code section 314.22. Report received on June 14, 2023.

Living Roadway Trust Fund Report (Five Year Program Report), pursuant to Iowa Code section 314.21. Report received on June 14, 2023.

Rail/Highway Grade Crossing Warning Devices, Signals, and Signs Report (Five Year Program Report), pursuant to Iowa Code section 307.26. Report received on June 14, 2023.

OFFICE OF THE TREASURER OF STATE

Reversion Report – Training and Technology Expenditures Report – Office of the Treasure of State, pursuant to Iowa Code section 8.62. Report received on June 30, 2023.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Scholarship and Grant Recipients Annual Report, pursuant to 2018 Iowa Acts, HF 2458, section 7. Report received on July 7, 2023.

COMMITTEE CHANGE

Senator Sinclair was appointed to replace Senator Webster on the State Government committee.

REPORT OF COMMITTEE MEETING

STATE GOVERNMENT

Convened: Tuesday, July 11, 2023, 11:00 a.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Sinclair, Weiner, and Westrich.

Members Absent: None.

Committee Business: Discuss SSB 1223.

Adjourned: 2:00 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 12, by committee on Rules and Administration, a resolution amending Senate Rules for the Ninetieth General Assembly.

Read first time under Rule 28 and **placed on calendar**.

INTRODUCTION OF BILL

Senate File 579, by committee on State Government, a bill for an act prohibiting and requiring certain actions relating to abortion involving the detection of a fetal heartbeat, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILL RECEIVED

SSB 1223 State Government

Prohibiting and requiring certain actions relating to abortion involving the detection of a fetal heartbeat, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 1223

STATE GOVERNMENT: Sinclair, Chair; Bisignano, Boulton, Bousset, Brown, Celsi, Cournoyer, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Schultz, Weiner, and Westrich

FINAL COMMITTEE REPORT OF BILL ACTION

STATE GOVERNMENT

Bill Title: SENATE FILE 579 (SSB 1223), a bill for an act prohibiting and requiring certain actions relating to abortion involving the detection of a fetal heartbeat, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Schultz, Cournoyer, Bousset, Brown, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Salmon, Sinclair, and Westrich. Nays, 6: Bisignano, Boulton, Celsi, Giddens, Jochum, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EXPLANATION OF VOTE

MADAM PRESIDENT: I was necessarily absent from the Senate chamber on Tuesday, July 11, 2023, when the votes were taken on House File 732. Had I been present, I would have voted yea.

KEVIN ALONS

AMENDMENTS FILED

S-3229	S.R.	12	Jack Whitver
S-3230	S.F.	579	Sarah Trone Garriott
			Nate Boulton
			Molly Donahue
			Janet Petersen
			Liz Bennett
			Tony Bisignano
			Claire A. Celsi
			William A. Dotzler, Jr.
			Eric Giddens
			Pam Jochum
			Izaah Knox
			Herman C. Quirmbach

			Todd Taylor
			Zach Wahls
			Janice Weiner
			Cindy Winckler
S-3231	S.F.	579	Liz Bennett
S-3232	S.F.	579	Molly Donahue
S-3233	S.F.	579	Janice Weiner
S-3234	S.F.	579	Janice Weiner
S-3235	S.F.	579	Janice Weiner
S-3236	S.F.	579	Cindy Winckler
S-3237	S.F.	579	Pam Jochum
S-3238	S.F.	579	Claire A. Celsi
S-3239	S.F.	579	Janet Petersen
S-3240	S.F.	579	Liz Bennett
S-3241	S.F.	579	Claire A. Celsi
S-3242	S.F.	579	Sarah Trone Garriott

AMENDMENTS FILED

NINETIETH GENERAL ASSEMBLY

2023 REGULAR SESSION

S-3001

1 Amend Senate File 94 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 SHORT TITLE

6 Section 1. SHORT TITLE. This Act shall be known and may be
7 cited as the “Students First Act”.

8 DIVISION II

9 EDUCATION SAVINGS ACCOUNT PROGRAM

10 Sec. 2. Section 256.9, Code 2023, is amended by adding the
11 following new subsection:

12 NEW SUBSECTION. 66. Adopt rules relating to the
13 administration of, and applications for, the education savings
14 account program pursuant to section 257.11B, including but not
15 limited to application processing timelines and information
16 required to be submitted by a parent or guardian.

17 Sec. 3. Section 257.10, subsection 9, paragraph c,
18 subparagraph (1), Code 2023, is amended to read as follows:

19 (1) The unadjusted teacher salary supplement district cost
20 is the teacher salary supplement district cost per pupil for
21 each school district for a budget year multiplied by the sum
22 of the budget enrollment for that school district plus the
23 number of resident pupils in the school district that received
24 an education savings account payment under section 257.11B for
25 the base year.

26 Sec. 4. Section 257.10, subsection 10, paragraph c,
27 subparagraph (1), Code 2023, is amended to read as follows:

28 (1) The unadjusted professional development supplement
29 district cost is the professional development supplement
30 district cost per pupil for each school district for a budget
31 year multiplied by the sum of the budget enrollment for that
32 school district plus the number of resident pupils in the
33 school district that received an education savings account
34 payment under section 257.11B for the base year.

35 Sec. 5. Section 257.10, subsection 11, paragraph c,

Page 2

1 subparagraph (1), Code 2023, is amended to read as follows:

2 (1) The unadjusted early intervention supplement district
3 cost is the early intervention supplement district cost per
4 pupil for each school district for a budget year multiplied
5 by the sum of the budget enrollment for that school district

6 plus the number of resident pupils in the school district that
7 received an education savings account payment under section
8 257.11B for the base year.

9 Sec. 6. Section 257.10, subsection 12, paragraph c,
10 subparagraph (1), Code 2023, is amended to read as follows:

11 (1) The unadjusted teacher leadership supplement district
12 cost is the teacher leadership supplement district cost per
13 pupil for each school district for a budget year multiplied
14 by the sum of the budget enrollment for that school district
15 plus the number of resident pupils in the school district that
16 received an education savings account payment under section
17 257.11B for the base year.

18 Sec. 7. **NEW SECTION.** **257.11B Education savings account**
19 **program.**

20 1. For purposes of this section:

21 a. “Nonpublic school” means the same as defined in section
22 285.16.

23 b. (1) “Qualified educational expenses” includes tuition
24 and fees at a nonpublic school, textbooks, fees or payments for
25 educational therapies, including tutoring or cognitive skills
26 training, curriculum fees, software, and materials for a course
27 of study for a specific subject matter or grade level, tuition
28 or fees for nonpublic online education programs, tuition for
29 vocational and life skills education approved by the department
30 of education, education materials and services for pupils with
31 disabilities from an accredited provider, including the cost of
32 paraprofessionals and assistants who are trained in accordance
33 with state law, standardized test fees, and advanced placement
34 examinations or examinations related to postsecondary education
35 admission or credentialing.

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1 (2) “Qualified educational expenses” shall be limited to
2 the items described in subparagraph (1) and rules adopted
3 by the department to implement this section and does not
4 include transportation costs for the pupil, the cost of food
5 or refreshments consumed by the pupil, the cost of clothing
6 for the pupil, or the cost of disposable materials, including
7 but not limited to paper, notebooks, pencils, pens, and art
8 supplies.

9 c. “Resident” means the same as defined in section 282.1,
10 subsection 2.

11 2. a. (1) For the school budget year beginning July
12 1, 2023, the following pupils who attend a nonpublic school
13 for that school budget year shall be eligible to receive an
14 education savings account payment:

15 (a) A resident pupil who is eligible to enroll in
16 kindergarten.

17 (b) A resident pupil who is eligible to enroll in grades one
18 through twelve and was not enrolled in a nonpublic school for
19 the school year immediately preceding the school year for which

20 the education savings account payment is requested.

21 (c) A resident pupil who is eligible to enroll in grades
22 one through twelve and was enrolled in a nonpublic school year
23 immediately preceding the school year for which the education
24 savings account payment is requested if the pupil's household
25 has an annual income less than or equal to three hundred
26 percent of the most recently revised poverty income guidelines
27 published by the United States department of health and human
28 services.

29 (2) For the school budget year beginning July 1, 2024, the
30 following pupils who attend a nonpublic school for that school
31 budget year shall be eligible to receive an education savings
32 account payment:

33 (a) A resident pupil who is eligible to enroll in
34 kindergarten.

35 (b) A resident pupil who is eligible to enroll in grades one

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1 through twelve and was not enrolled in a nonpublic school for
2 the school year immediately preceding the school year for which
3 the education savings account payment is requested.

4 (c) A resident pupil who is eligible to enroll in grades one
5 through twelve and was enrolled in a nonpublic school for the
6 school year immediately preceding the school year for which the
7 education savings account payment is requested if the pupil's
8 household has an annual income less than or equal to four
9 hundred percent of the most recently revised poverty income
10 guidelines published by the United States department of health
11 and human services.

12 (d) A resident pupil who received an education savings
13 account payment in the immediately preceding school budget
14 year.

15 (3) For school budget years beginning on or after July
16 1, 2025, resident pupils eligible to enroll in kindergarten
17 through grade twelve who attend a nonpublic school for the
18 applicable school budget year shall be eligible to receive an
19 education savings account payment.

20 b. Education savings account payments shall be made
21 available to parents and guardians in the manner authorized
22 under subsection 5 for the payment of qualified educational
23 expenses as provided in this section. Parents and guardians
24 shall first use education savings account payments for all
25 qualified educational expenses that are tuition and fees for
26 which the parent or guardian is responsible for payment at the
27 pupil's nonpublic school prior to using the education savings
28 account for other qualified educational expenses.

29 3. a. On or after January 1, but on or before June 30,
30 preceding the school year for which the education savings
31 account payment is requested, the parent or guardian of an

32 eligible pupil may request an education savings account payment
33 by submitting an application to the department of education.
34 b. Within thirty days following submission of an
35 application, the department of education or third-party entity

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1 shall notify the parent or guardian of each pupil approved
2 for the following school year and specify the amount of the
3 education savings account payment for the pupil, if known at
4 the time of the notice. As soon as practical following the
5 processing of all applications, the department of education or
6 third-party entity shall determine the number of pupils in each
7 school district approved for the school budget year and provide
8 such information to the department of management.
9 c. Education savings account payments shall only be approved
10 for one school year and applications must be submitted annually
11 for payments in subsequent school years.
12 4. Each education savings account payment shall be equal to
13 the regular program state cost per pupil for the same school
14 budget year.
15 5. An education savings account fund is created in
16 the state treasury under the control of the department of
17 education consisting of moneys appropriated to the department
18 of education for the purpose of providing education savings
19 account payments under this section. For the fiscal year
20 commencing July 1, 2023, and each succeeding fiscal year,
21 there is appropriated from the general fund of the state
22 to the department of education to be credited to the fund
23 the amount necessary to pay all education savings account
24 payments approved for that fiscal year. The director of the
25 department of education has all powers necessary to carry out
26 and effectuate the purposes, objectives, and provisions of this
27 section pertaining to the fund, including the power to do all
28 of the following:
29 a. Make and enter into contracts with a third-party entity
30 necessary for the administration of the program.
31 b. Procure insurance against any loss in connection with the
32 assets of the fund or require a surety bond.
33 c. Contract with a qualified firm, including but not limited
34 to the third-party entity under paragraph "a", to allocate
35 funds from each pupil's account for the payment of qualified

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1 educational expenses by the pupil's parent or guardian.
2 d. Require the qualified firm under paragraph "c" to
3 offer the department of education the capability of automated
4 clearinghouse transactions, electronic commerce transactions,
5 reimbursement transactions, and debit card payments in order to
6 meet the diverse needs of participating parents and guardians
7 to pay for qualified educational expenses. The director of

8 the department of education shall determine which transaction
9 capabilities will be available to participating parents and
10 guardians.

11 e. Reduce the possibility of waste, fraud, and abuse,
12 and ensure that any technology platform used for the program
13 meets the state's highest security requirements, including
14 compliance.

15 f. Conduct audits or other reviews necessary to properly
16 administer the program.

17 g. Adopt rules for the administration of the fund and
18 accounts within the fund.

19 6. a. For each pupil approved for an education savings
20 account payment, the department of education or third-party
21 entity shall establish an individual account for that pupil
22 in the education savings account fund. The amount of the
23 pupil's education savings account payment shall be deposited
24 into the pupil's individual account on July 15 or thirty days
25 following submission of the application, whichever is later,
26 and such amount shall be immediately available for the payment
27 of qualified educational expenses incurred by the parent or
28 guardian for the pupil during that fiscal year using a payment
29 method authorized under subsection 5.

30 b. A nonpublic school or other provider of qualified
31 educational expenses that accepts payment from a parent or
32 guardian using funds from a pupil's individual account in the
33 fund shall not refund, rebate, or share any portion of such
34 payment with the parent, guardian, or pupil.

35 c. Moneys remaining in a pupil's individual account

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1 upon conclusion of the fiscal year shall remain in the
2 pupil's individual account for the payment of qualified
3 educational expenses in future fiscal years during which the
4 pupil participates in the program until the pupil becomes
5 ineligible under the program or until the remaining amounts are
6 transferred to the state general fund under subsection 8.

7 7. A person who makes a false claim for the purpose of
8 obtaining an education savings account payment or who knowingly
9 receives the payment or makes a payment from an individual
10 account within the fund without being legally entitled to do
11 so is guilty of a fraudulent practice under chapter 714. The
12 false claim for an education savings account or a payment from
13 an individual account shall be disallowed. The department of
14 education or third-party entity shall also close the pupil's
15 individual account in the fund and transfer any remaining
16 moneys in the account for deposit in the general fund of the
17 state. If the improperly obtained amounts have been disbursed
18 from the applicable individual account, the department of
19 education or third-party entity shall recover such amounts
20 from the parent or guardian, including by initiating legal
21 proceedings to recover such amounts, if necessary. A parent or

22 guardian who commits a fraudulent practice under this section
23 is prohibited from participating in the education savings
24 account program in the future.

25 8. Moneys remaining in a pupil's individual account when the
26 pupil graduates from high school or turns twenty years of age,
27 whichever occurs first, shall be transferred by the department
28 of education for deposit in the general fund of the state.

29 9. *a.* A parent may appeal to the state board of education
30 any administrative decision the department of education or
31 third-party entity makes pursuant to this section, including
32 but not limited to determinations of eligibility, allowable
33 expenses, and removal from the program. The department or
34 third-party entity shall notify the parent or guardian in
35 writing of the appeal process at the same time the department

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1 notifies the parent or guardian of the administrative decision.
2 The state board of education shall establish the appeals
3 process consistent with chapter 17A and shall post such appeal
4 process information on the state board of education's internet
5 site.

6 *b.* The state board of education shall refer cases of
7 substantial misuse of education savings account program funds
8 to the attorney general for the purpose of collection or for
9 the purpose of a criminal investigation if the state board of
10 education obtains evidence of fraudulent use of an account.

11 10. *a.* This section shall not be construed to authorize
12 the state or any political subdivision of the state to exercise
13 authority over any nonpublic school or construed to require a
14 nonpublic school to modify its academic standards for admission
15 or educational program in order to receive payment from a
16 parent or guardian using funds from a pupil's account in the
17 education savings account fund.

18 *b.* This section shall not be construed to expand the
19 authority of the state or any political subdivision of the
20 state to impose regulations upon any nonpublic school that are
21 not necessary to implement this section.

22 *c.* A nonpublic school that accepts payment from a parent or
23 guardian using funds from a pupil's account in the education
24 savings account fund is not an agent of this state or of a
25 political subdivision of this state.

26 *d.* Rules adopted by the department of education to implement
27 this section that impose an undue burden on a nonpublic school
28 are invalid.

29 *e.* A nonpublic school that accepts payment from a parent or
30 guardian using funds from a pupil's account in the education
31 savings account fund shall be given the maximum freedom
32 possible to provide for the educational needs of the school's
33 students, consistent with state and federal law.

34 11. *a.* Each pupil participating in the education savings
35 account program is required to take all applicable state and

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1 federally required student assessments and the results of
2 those assessments shall be provided to the pupil's parents or
3 guardians and reported to the department of education.
4 b. The department of education shall compile all such
5 reported assessment results in order to analyze student
6 proficiency and academic progress among those pupils
7 participating in the program, including analysis of graduation
8 rates, proficiency, and progress based on grade level,
9 gender, race, and household income level. The results of the
10 department's analysis shall be included in the annual condition
11 of education report.

12 Sec. 8. Section 422.7, Code 2023, is amended by adding the
13 following new subsection:

14 NEW SUBSECTION. 44. Subtract, to the extent included, the
15 amount of an education savings account payment under section
16 257.11B received by the taxpayer for payment of qualified
17 educational expenses.

18 Sec. 9. EMERGENCY RULES. The department of education
19 may adopt emergency rules under section 17A.4, subsection 3,
20 and section 17A.5, subsection 2, paragraph "b", to implement
21 the provisions of the section of this Act enacting section
22 256.9, subsection 66, and section 257.11B, and the rules shall
23 be effective immediately upon filing unless a later date is
24 specified in the rules. Any rules adopted in accordance with
25 this section shall also be published as a notice of intended
26 action as provided in section 17A.4.

27 Sec. 10. EFFECTIVE DATE. This division of this Act, being
28 deemed of immediate importance, takes effect upon enactment.

29 Sec. 11. RETROACTIVE APPLICABILITY. The following applies
30 retroactively to tax years beginning on or after January 1,
31 2023:

32 The section of this division of this Act enacting section
33 422.7, subsection 44.

34 DIVISION III

35 SCHOOL DISTRICT CATEGORICAL FUNDING

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1 Sec. 12. Section 257.10, subsection 9, paragraph d, Code
2 2023, is amended to read as follows:

3 ~~d. For the budget year beginning July 1, 2000, the use~~
4 ~~of the funds calculated under this subsection shall comply~~
5 ~~with the requirements of chapter 284 and shall be distributed~~
6 ~~to teachers pursuant to section 284.3A. For the budget year~~
7 ~~beginning July 1, 2010, and succeeding budget years, the use~~
8 ~~of the funds calculated under this subsection or available for~~
9 ~~use as provided in subsection 10, paragraph "d", subsection 12,~~
10 ~~paragraph "d", or section 257.46, subsection 3, shall comply~~
11 ~~with the requirements of chapter 284 and shall be distributed~~
12 ~~to teachers pursuant to section 284.3A and shall comply with~~

13 the requirements of chapter 284 related to such distribution
14 under section 284.3A.

15 Sec. 13. Section 257.10, subsection 10, paragraph d, Code
16 2023, is amended to read as follows:

17 d. The use of the funds calculated under this subsection
18 and any amount designated for professional development purposes
19 from the school district's flexibility account under section
20 298A.2, subsection 2, shall comply with the requirements of
21 chapter 284. If all professional development requirements of
22 chapter 284 are met and funds received under this subsection
23 remain unexpended and unobligated at the end of a fiscal year
24 beginning on or after July 1, 2017, the school district may
25 transfer all or a portion of such unexpended and unobligated
26 funds for deposit in the school district's flexibility account
27 established under section 298A.2, subsection 2. At the end
28 of a fiscal year beginning on or after July 1, 2022, the
29 school district may use all or a portion of funds under this
30 subsection for the purposes authorized under subsection 9,
31 paragraph "d".

32 Sec. 14. Section 257.10, subsection 12, paragraph d, Code
33 2023, is amended to read as follows:

34 d. ~~For~~ Except as otherwise allowed under this paragraph,
35 for the budget year beginning July 1, 2014, and succeeding

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1 budget years, the use of the funds calculated under this
2 subsection shall comply with the requirements of chapter 284
3 and shall be distributed to teachers pursuant to section
4 284.15. The funds shall be used only to increase the payment
5 for a teacher assigned to a leadership role pursuant to a
6 framework or comparable system approved pursuant to section
7 284.15; to increase the percentages of teachers assigned to
8 leadership roles; to increase the minimum teacher starting
9 salary to thirty-three thousand five hundred dollars; to
10 cover the costs for the time mentor and lead teachers are not
11 providing instruction to students in a classroom; for coverage
12 of a classroom when an initial or career teacher is observing
13 or co-teaching with a teacher assigned to a leadership role;
14 for professional development time to learn best practices
15 associated with the career pathways leadership process; and for
16 other costs associated with a framework or comparable system
17 approved by the department of education under section 284.15
18 with the goals of improving instruction and elevating the
19 quality of teaching and student learning. If all requirements
20 for the school district for the use of funds calculated
21 under this subsection are met and funds received under this
22 subsection remain unexpended and unobligated at the end of a
23 fiscal year beginning on or after July 1, 2020, the school
24 district may transfer all or a portion of such unexpended
25 and unobligated funds for deposit in the school district's
26 flexibility account established under section 298A.2,

27 subsection 2. At the end of a fiscal year beginning on or after
 28 July 1, 2022, school districts may use all or a portion of
 29 funds under this subsection for the purposes authorized under
 30 subsection 9, paragraph “d”, and, notwithstanding any provision
 31 of law to the contrary, school districts shall not be required
 32 to participate in or comply with section 284.15 in order to
 33 continue to receive funding under this subsection.
 34 Sec. 15. Section 257.46, subsection 3, Code 2023, is amended
 35 to read as follows:

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1 3. If any portion of the gifted and talented program budget
 2 remains unexpended at the end of the budget year, the remainder
 3 shall be carried over to the subsequent budget year and added
 4 to the gifted and talented program budget for that year. At
 5 the end of a fiscal year beginning on or after July 1, 2022,
 6 the school district may use all or a portion of funds for the
 7 purposes authorized under subsection 9, paragraph “d”.
 8 Sec. 16. Section 284.15, subsection 7, Code 2023, is amended
 9 to read as follows:
 10 7. The department shall establish criteria and a process
 11 for application and approval of the framework established
 12 under subsection 1, and for comparable systems that meet the
 13 requirements of section 284.16 or 284.17, which a school
 14 district may implement pursuant to subsection 6 ~~in order to~~
 15 ~~receive teacher leadership supplement foundation aid calculated~~
 16 ~~under section 257.10, subsection 12.~~
 17 Sec. 17. EFFECTIVE DATE. This division of this Act, being
 18 deemed of immediate importance, takes effect upon enactment.>
 19 2. Title page, line 3, after <supplements> by inserting <and
 20 supplementary weighting>

AMY SINCLAIR

S-3002

1 Amend the amendment, S-3001, to Senate File 94, as follows:
 2 1. By striking page 1, line 1, through page 12, line 20, and
 3 inserting:
 4 <Amend Senate File 94, as follows:
 5 _____. By striking everything after the enacting clause and
 6 inserting:
 7 <DIVISION I
 8 SHORT TITLE
 9 Section 1. SHORT TITLE. This Act shall be known and may be
 10 cited as the “Students First Act”.
 11 DIVISION II
 12 EDUCATION SAVINGS ACCOUNT PROGRAM
 13 Sec. 2. Section 256.9, Code 2023, is amended by adding the
 14 following new subsection:
 15 NEW SUBSECTION. 66. Adopt rules relating to the

16 administration of, and applications for, the education savings
17 account program pursuant to section 257.11B, including but not
18 limited to application processing timelines and information
19 required to be submitted by a parent or guardian.

20 Sec. 3. Section 257.10, subsection 9, paragraph c,
21 subparagraph (1), Code 2023, is amended to read as follows:

22 (1) The unadjusted teacher salary supplement district cost
23 is the teacher salary supplement district cost per pupil for
24 each school district for a budget year multiplied by the sum
25 of the budget enrollment for that school district plus the
26 number of resident pupils in the school district that received
27 an education savings account payment under section 257.11B for
28 the base year.

29 Sec. 4. Section 257.10, subsection 10, paragraph c,
30 subparagraph (1), Code 2023, is amended to read as follows:

31 (1) The unadjusted professional development supplement
32 district cost is the professional development supplement
33 district cost per pupil for each school district for a budget
34 year multiplied by the sum of the budget enrollment for that
35 school district plus the number of resident pupils in the

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1 school district that received an education savings account
2 payment under section 257.11B for the base year.

3 Sec. 5. Section 257.10, subsection 11, paragraph c,
4 subparagraph (1), Code 2023, is amended to read as follows:

5 (1) The unadjusted early intervention supplement district
6 cost is the early intervention supplement district cost per
7 pupil for each school district for a budget year multiplied
8 by the sum of the budget enrollment for that school district
9 plus the number of resident pupils in the school district that
10 received an education savings account payment under section
11 257.11B for the base year.

12 Sec. 6. Section 257.10, subsection 12, paragraph c,
13 subparagraph (1), Code 2023, is amended to read as follows:

14 (1) The unadjusted teacher leadership supplement district
15 cost is the teacher leadership supplement district cost per
16 pupil for each school district for a budget year multiplied
17 by the sum of the budget enrollment for that school district
18 plus the number of resident pupils in the school district that
19 received an education savings account payment under section
20 257.11B for the base year.

21 Sec. 7. **NEW SECTION. 257.11B Education savings account**
22 **program.**

23 1. For purposes of this section:

24 a. “Nonpublic school” means the same as defined in section
25 285.16.

26 b. (1) “Qualified educational expenses” includes tuition
27 and fees at a nonpublic school, textbooks, fees or payments for
28 educational therapies, including tutoring or cognitive skills
29 training, curriculum fees, software, and materials for a course

30 of study for a specific subject matter or grade level, tuition
31 or fees for nonpublic online education programs, tuition for
32 vocational and life skills education approved by the department
33 of education, education materials and services for pupils with
34 disabilities from an accredited provider, including the cost of
35 paraprofessionals and assistants who are trained in accordance

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1 with state law, standardized test fees, and advanced placement
2 examinations or examinations related to postsecondary education
3 admission or credentialing.

4 (2) *“Qualified educational expenses”* shall be limited to
5 the items described in subparagraph (1) and rules adopted
6 by the department to implement this section and does not
7 include transportation costs for the pupil, the cost of food
8 or refreshments consumed by the pupil, the cost of clothing
9 for the pupil, or the cost of disposable materials, including
10 but not limited to paper, notebooks, pencils, pens, and art
11 supplies.

12 c. *“Resident”* means the same as defined in section 282.1,
13 subsection 2.

14 2. a. (1) For the school budget year beginning July
15 1, 2023, the following pupils who attend a nonpublic school
16 for that school budget year shall be eligible to receive an
17 education savings account payment:

18 (a) A resident pupil who is eligible to enroll in
19 kindergarten.

20 (b) A resident pupil who is eligible to enroll in grades one
21 through twelve and was not enrolled in a nonpublic school for
22 the school year immediately preceding the school year for which
23 the education savings account payment is requested.

24 (c) A resident pupil who is eligible to enroll in grades
25 one through twelve and was enrolled in a nonpublic school year
26 immediately preceding the school year for which the education
27 savings account payment is requested if the pupil’s household
28 has an annual income less than or equal to three hundred
29 percent of the most recently revised poverty income guidelines
30 published by the United States department of health and human
31 services.

32 (2) For the school budget year beginning July 1, 2024, the
33 following pupils who attend a nonpublic school for that school
34 budget year shall be eligible to receive an education savings
35 account payment:

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1 (a) A resident pupil who is eligible to enroll in
2 kindergarten.

3 (b) A resident pupil who is eligible to enroll in grades one
4 through twelve and was not enrolled in a nonpublic school for
5 the school year immediately preceding the school year for which

6 the education savings account payment is requested.

7 (c) A resident pupil who is eligible to enroll in grades one
8 through twelve and was enrolled in a nonpublic school for the
9 school year immediately preceding the school year for which the
10 education savings account payment is requested if the pupil's
11 household has an annual income less than or equal to four
12 hundred percent of the most recently revised poverty income
13 guidelines published by the United States department of health
14 and human services.

15 (d) A resident pupil who received an education savings
16 account payment in the immediately preceding school budget
17 year.

18 (3) For school budget years beginning on or after July
19 1, 2025, resident pupils eligible to enroll in kindergarten
20 through grade twelve who attend a nonpublic school for the
21 applicable school budget year shall be eligible to receive an
22 education savings account payment.

23 b. Education savings account payments shall be made
24 available to parents and guardians in the manner authorized
25 under subsection 5 for the payment of qualified educational
26 expenses as provided in this section. Parents and guardians
27 shall first use education savings account payments for all
28 qualified educational expenses that are tuition and fees for
29 which the parent or guardian is responsible for payment at the
30 pupil's nonpublic school prior to using the education savings
31 account for other qualified educational expenses.

32 3. a. On or after January 1, but on or before June 30,
33 preceding the school year for which the education savings
34 account payment is requested, the parent or guardian of an
35 eligible pupil may request an education savings account payment

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1 by submitting an application to the department of education.

2 b. Within thirty days following submission of an
3 application, the department of education or third-party entity
4 shall notify the parent or guardian of each pupil approved
5 for the following school year and specify the amount of the
6 education savings account payment for the pupil, if known at
7 the time of the notice. As soon as practical following the
8 processing of all applications, the department of education or
9 third-party entity shall determine the number of pupils in each
10 school district approved for the school budget year and provide
11 such information to the department of management.

12 c. Education savings account payments shall only be approved
13 for one school year and applications must be submitted annually
14 for payments in subsequent school years.

15 4. Each education savings account payment shall be equal to
16 the regular program state cost per pupil for the same school
17 budget year.

18 5. An education savings account fund is created in
19 the state treasury under the control of the department of

20 education consisting of moneys appropriated to the department
21 of education for the purpose of providing education savings
22 account payments under this section. For the fiscal year
23 commencing July 1, 2023, and each succeeding fiscal year,
24 there is appropriated from the general fund of the state
25 to the department of education to be credited to the fund
26 the amount necessary to pay all education savings account
27 payments approved for that fiscal year. The director of the
28 department of education has all powers necessary to carry out
29 and effectuate the purposes, objectives, and provisions of this
30 section pertaining to the fund, including the power to do all
31 of the following:

- 32 *a.* Make and enter into contracts with a third-party entity
33 necessary for the administration of the program.
- 34 *b.* Procure insurance against any loss in connection with the
35 assets of the fund or require a surety bond.

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- 1 *c.* Contract with a qualified firm, including but not limited
2 to the third-party entity under paragraph “a”, to allocate
3 funds from each pupil’s account for the payment of qualified
4 educational expenses by the pupil’s parent or guardian.
- 5 *d.* Require the qualified firm under paragraph “c” to
6 offer the department of education the capability of automated
7 clearinghouse transactions, electronic commerce transactions,
8 reimbursement transactions, and debit card payments in order to
9 meet the diverse needs of participating parents and guardians
10 to pay for qualified educational expenses. The director of
11 the department of education shall determine which transaction
12 capabilities will be available to participating parents and
13 guardians.
- 14 *e.* Reduce the possibility of waste, fraud, and abuse,
15 and ensure that any technology platform used for the program
16 meets the state’s highest security requirements, including
17 compliance.
- 18 *f.* Conduct audits or other reviews necessary to properly
19 administer the program.
- 20 *g.* Adopt rules for the administration of the fund and
21 accounts within the fund.

22 6. *a.* For each pupil approved for an education savings
23 account payment, the department of education or third-party
24 entity shall establish an individual account for that pupil
25 in the education savings account fund. The amount of the
26 pupil’s education savings account payment shall be deposited
27 into the pupil’s individual account on July 15 or thirty days
28 following submission of the application, whichever is later,
29 and such amount shall be immediately available for the payment
30 of qualified educational expenses incurred by the parent or

31 guardian for the pupil during that fiscal year using a payment
32 method authorized under subsection 5.
33 b. A nonpublic school or other provider of qualified
34 educational expenses that accepts payment from a parent or
35 guardian using funds from a pupil's individual account in the

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1 fund shall not refund, rebate, or share any portion of such
2 payment with the parent, guardian, or pupil.
3 c. Moneys remaining in a pupil's individual account
4 upon conclusion of the fiscal year shall remain in the
5 pupil's individual account for the payment of qualified
6 educational expenses in future fiscal years during which the
7 pupil participates in the program until the pupil becomes
8 ineligible under the program or until the remaining amounts are
9 transferred to the state general fund under subsection 8.
10 7. A person who makes a false claim for the purpose of
11 obtaining an education savings account payment or who knowingly
12 receives the payment or makes a payment from an individual
13 account within the fund without being legally entitled to do
14 so is guilty of a fraudulent practice under chapter 714. The
15 false claim for an education savings account or a payment from
16 an individual account shall be disallowed. The department of
17 education or third-party entity shall also close the pupil's
18 individual account in the fund and transfer any remaining
19 moneys in the account for deposit in the general fund of the
20 state. If the improperly obtained amounts have been disbursed
21 from the applicable individual account, the department of
22 education or third-party entity shall recover such amounts
23 from the parent or guardian, including by initiating legal
24 proceedings to recover such amounts, if necessary. A parent or
25 guardian who commits a fraudulent practice under this section
26 is prohibited from participating in the education savings
27 account program in the future.
28 8. Moneys remaining in a pupil's individual account when the
29 pupil graduates from high school or turns twenty years of age,
30 whichever occurs first, shall be transferred by the department
31 of education for deposit in the general fund of the state.
32 9. a. A parent may appeal to the state board of education
33 any administrative decision the department of education or
34 third-party entity makes pursuant to this section, including
35 but not limited to determinations of eligibility, allowable

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1 expenses, and removal from the program. The department or
2 third-party entity shall notify the parent or guardian in
3 writing of the appeal process at the same time the department
4 notifies the parent or guardian of the administrative decision.
5 The state board of education shall establish the appeals
6 process consistent with chapter 17A and shall post such appeal

7 process information on the state board of education's internet
8 site.

9 **b.** The state board of education shall refer cases of
10 substantial misuse of education savings account program funds
11 to the attorney general for the purpose of collection or for
12 the purpose of a criminal investigation if the state board of
13 education obtains evidence of fraudulent use of an account.

14 **10. a.** This section shall not be construed to authorize
15 the state or any political subdivision of the state to exercise
16 authority over any nonpublic school or construed to require a
17 nonpublic school to modify its academic standards for admission
18 or educational program in order to receive payment from a
19 parent or guardian using funds from a pupil's account in the
20 education savings account fund.

21 **b.** This section shall not be construed to expand the
22 authority of the state or any political subdivision of the
23 state to impose regulations upon any nonpublic school that are
24 not necessary to implement this section.

25 **c.** A nonpublic school that accepts payment from a parent or
26 guardian using funds from a pupil's account in the education
27 savings account fund is not an agent of this state or of a
28 political subdivision of this state.

29 **d.** Rules adopted by the department of education to implement
30 this section that impose an undue burden on a nonpublic school
31 are invalid.

32 **e.** A nonpublic school that accepts payment from a parent or
33 guardian using funds from a pupil's account in the education
34 savings account fund shall be given the maximum freedom
35 possible to provide for the educational needs of the school's

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1 students, consistent with state and federal law.

2 **11. a.** Each pupil participating in the education savings
3 account program is required to take all applicable state and
4 federally required student assessments and the results of
5 those assessments shall be provided to the pupil's parents or
6 guardians and reported to the department of education.

7 **b.** The department of education shall compile all such
8 reported assessment results in order to analyze student
9 proficiency and academic progress among those pupils
10 participating in the program, including analysis of graduation
11 rates, proficiency, and progress based on grade level,
12 gender, race, and household income level. The results of the
13 department's analysis shall be included in the annual condition
14 of education report.

15 Sec. 8. Section 422.7, Code 2023, is amended by adding the
16 following new subsection:

17 **NEW SUBSECTION.** 44. Subtract, to the extent included, the
18 amount of an education savings account payment under section
19 257.11B received by the taxpayer for payment of qualified
20 educational expenses.

21 Sec. 9. EMERGENCY RULES. The department of education
22 may adopt emergency rules under section 17A.4, subsection 3,
23 and section 17A.5, subsection 2, paragraph “b”, to implement
24 the provisions of the section of this Act enacting section
25 256.9, subsection 66, and section 257.11B, and the rules shall
26 be effective immediately upon filing unless a later date is
27 specified in the rules. Any rules adopted in accordance with
28 this section shall also be published as a notice of intended
29 action as provided in section 17A.4.

30 Sec. 10. EFFECTIVE DATE. This division of this Act, being
31 deemed of immediate importance, takes effect upon enactment.

32 Sec. 11. RETROACTIVE APPLICABILITY. The following applies
33 retroactively to tax years beginning on or after January 1,
34 2023:

35 The section of this division of this Act enacting section

Page 10

1 422.7, subsection 44.

2 DIVISION III

3 SCHOOL DISTRICT CATEGORICAL FUNDING

4 Sec. 12. Section 257.10, subsection 9, paragraph d, Code
5 2023, is amended to read as follows:

6 ~~d. For the budget year beginning July 1, 2009, the use~~
7 ~~of the funds calculated under this subsection shall comply~~
8 ~~with the requirements of chapter 284 and shall be distributed~~
9 ~~to teachers pursuant to section 284.3A. For the budget year~~
10 ~~beginning July 1, 2010, and succeeding budget years, the use~~
11 ~~of the funds calculated under this subsection or available for~~
12 ~~use as provided in subsection 10, paragraph “d”, subsection 12,~~
13 ~~paragraph “d”, or section 257.46, subsection 3, shall comply~~
14 ~~with the requirements of chapter 284 and shall be distributed~~
15 ~~to teachers pursuant to section 284.3A and shall comply with~~
16 ~~the requirements of chapter 284 related to such distribution~~
17 ~~under section 284.3A.~~

18 Sec. 13. Section 257.10, subsection 10, paragraph d, Code
19 2023, is amended to read as follows:

20 d. The use of the funds calculated under this subsection
21 and any amount designated for professional development purposes
22 from the school district’s flexibility account under section
23 298A.2, subsection 2, shall comply with the requirements of
24 chapter 284. If all professional development requirements of
25 chapter 284 are met and funds received under this subsection
26 remain unexpended and unobligated at the end of a fiscal year
27 beginning on or after July 1, 2017, the school district may
28 transfer all or a portion of such unexpended and unobligated
29 funds for deposit in the school district’s flexibility account
30 established under section 298A.2, subsection 2. At the end

31 of a fiscal year beginning on or after July 1, 2022, the
32 school district may use all or a portion of funds under this
33 subsection for the purposes authorized under subsection 9,
34 paragraph “d”.
35 Sec. 14. Section 257.10, subsection 12, paragraph d, Code

Page 11

1 2023, is amended to read as follows:
2 d. For Except as otherwise allowed under this paragraph,
3 for the budget year beginning July 1, 2014, and succeeding
4 budget years, the use of the funds calculated under this
5 subsection shall comply with the requirements of chapter 284
6 and shall be distributed to teachers pursuant to section
7 284.15. The funds shall be used only to increase the payment
8 for a teacher assigned to a leadership role pursuant to a
9 framework or comparable system approved pursuant to section
10 284.15; to increase the percentages of teachers assigned to
11 leadership roles; to increase the minimum teacher starting
12 salary to thirty-three thousand five hundred dollars; to
13 cover the costs for the time mentor and lead teachers are not
14 providing instruction to students in a classroom; for coverage
15 of a classroom when an initial or career teacher is observing
16 or co-teaching with a teacher assigned to a leadership role;
17 for professional development time to learn best practices
18 associated with the career pathways leadership process; and for
19 other costs associated with a framework or comparable system
20 approved by the department of education under section 284.15
21 with the goals of improving instruction and elevating the
22 quality of teaching and student learning. If all requirements
23 for the school district for the use of funds calculated
24 under this subsection are met and funds received under this
25 subsection remain unexpended and unobligated at the end of a
26 fiscal year beginning on or after July 1, 2020, the school
27 district may transfer all or a portion of such unexpended
28 and unobligated funds for deposit in the school district’s
29 flexibility account established under section 298A.2,
30 subsection 2. At the end of a fiscal year beginning on or after
31 July 1, 2022, school districts may use all or a portion of
32 funds under this subsection for the purposes authorized under
33 subsection 9, paragraph “d”, and, notwithstanding any provision
34 of law to the contrary, school districts shall not be required
35 to participate in or comply with section 284.15 in order to

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1 continue to receive funding under this subsection.
2 Sec. 15. Section 257.11, subsection 5, Code 2023, is amended
3 to read as follows:
4 5. *Shared operational functions — increased student*
5 *opportunities — budget years beginning in 2014 through 2024*
6 *2034.*

7 a. (1) In order to provide additional funding to increase
8 student opportunities and redirect more resources to student
9 programming for school districts that share operational
10 functions, a district that shares with a political subdivision
11 one or more operational functions of a curriculum director,
12 master social worker, independent social worker, work-based
13 learning coordinator, special education director, mental health
14 professional who holds a statement of recognition issued by the
15 board of educational examiners, college and career transition
16 counselor or coordinator, school resource officer, or school
17 counselor, or one or more operational functions in the areas
18 of superintendent management, business management, human
19 resources, transportation, or operation and maintenance for at
20 least twenty percent of the school year shall be assigned a
21 supplementary weighting for each shared operational function.
22 A school district that shares an operational function in
23 the area of superintendent management shall be assigned a
24 supplementary weighting of nine pupils for the function. A
25 school district that shares an operational function in the area
26 of business management, human resources, transportation, or
27 operation and maintenance shall be assigned a supplementary
28 weighting of five pupils for the function. A school district
29 that shares the operational functions of a curriculum director;
30 a master social worker or an independent social worker licensed
31 under chapters 147 and 154C; a work-based learning coordinator;
32 a special education director; a mental health professional
33 who holds a statement of recognition issued by the board
34 of educational examiners; a college and career transition
35 counselor or coordinator; a school resource officer; or a

Page 13

1 school counselor shall be assigned a supplementary weighting of
2 three pupils for the function. The additional weighting shall
3 be assigned for each discrete operational function shared.
4 However, a school district may receive the additional weighting
5 under this subsection for sharing the services of an individual
6 with a political subdivision or another school district even if
7 the type of operational function performed by the individual
8 for the school district and the type of operational function
9 performed by the individual for the political subdivision or
10 another school district are not the same operational function,
11 so long as either both operational functions are eligible for
12 weighting under this subsection or the operational function
13 the individual performs for the school district is special
14 education director. In either case, the school district
15 shall be assigned the additional weighting for the type of
16 operational function that the individual performs for the
17 school district, and the school district shall not receive
18 additional weighting for any other function performed by the
19 individual. The operational function sharing arrangement does
20 not need to be a newly implemented sharing arrangement to

21 receive supplementary weighting under this subsection.

22 (2) For the purposes of this paragraph “a”:

23 (a) “*College and career transition counselor or coordinator*”
24 means a licensed school counselor or an appropriately trained
25 individual responsible for providing direct services to
26 students, parents, families, schools, and postsecondary
27 institutions to support college preparation and postsecondary
28 success, such as college preparation, financial aid processing,
29 and transition to postsecondary institution enrollment.

30 (b) “*Political subdivision*” means a city, township, county,
31 school corporation, merged area, area education agency,
32 institution governed by the state board of regents, or any
33 other governmental subdivision.

34 (c) “*School resource officer*” means the same as defined in
35 34 U.S.C. §10389.

Page 14

1 (d) “*Work-based learning coordinator*” means an appropriately
2 trained individual responsible for facilitating authentic,
3 engaging work-based learning experiences for learners and
4 educators in partnership with employers and others to enhance
5 learning by connecting the content and skills that are
6 necessary for future careers.

7 b. (1) Notwithstanding paragraph “a”, subparagraph (1),
8 each operational function assigned a supplementary weighting
9 of five pupils under paragraph “a”, subparagraph (1), shall
10 instead be assigned a supplementary weighting of four pupils
11 for the school budget years beginning on or after July 1, 2022,
12 ~~July 1, 2023, and July 1, 2024 but before July 1, 2035.~~

13 (2) Notwithstanding paragraph “a”, subparagraph (1), each
14 operational function assigned a supplementary weighting of
15 three pupils under paragraph “a”, subparagraph (1), shall
16 instead be assigned a supplementary weighting of two pupils for
17 the school budget years beginning on or after July 1, 2022,
18 ~~July 1, 2023, and July 1, 2024 but before July 1, 2035.~~

19 c. School districts that share operational functions with
20 other school districts are not required to be contiguous school
21 districts. If two or more districts sharing operational
22 functions are not contiguous to each other, the districts
23 separating those districts are not required to be a party to
24 the operational functions sharing arrangement.

25 d. Supplementary weighting pursuant to this subsection shall
26 be available to a school district during the period commencing
27 with the budget year beginning July 1, 2014, through the
28 budget year beginning July 1, ~~2024~~ 2034. The maximum amount
29 of additional weighting for which a school district shall be
30 eligible in a budget year is twenty-one additional pupils.
31 Criteria for determining the qualification of operational

32 functions for supplementary weighting shall be determined by
 33 the department by rule, through consideration of increased
 34 student opportunities.
 35 e. Supplementary weighting pursuant to this subsection shall

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1 be available to an area education agency during the period
 2 commencing with the budget year beginning July 1, 2014, through
 3 the budget year beginning July 1, ~~2024~~ 2034. The minimum
 4 amount of additional funding for which an area education
 5 agency shall be eligible in a budget year is thirty thousand
 6 dollars, and the maximum amount of additional funding for which
 7 an area education agency shall be eligible is two hundred
 8 thousand dollars. The department of management shall annually
 9 set a weighting for each area education agency to generate
 10 the approved operational sharing expense using the area
 11 education agency's special education cost per pupil amount and
 12 foundation level. Criteria for determining the qualification
 13 of operational functions for supplementary weighting shall be
 14 determined by the department by rule, through consideration of
 15 increased student opportunities.

16 f. This subsection is repealed effective July 1, ~~2025~~ 2035.

17 Sec. 16. Section 257.46, subsection 3, Code 2023, is amended
 18 to read as follows:

19 3. If any portion of the gifted and talented program budget
 20 remains unexpended at the end of the budget year, the remainder
 21 shall be carried over to the subsequent budget year and added
 22 to the gifted and talented program budget for that year. At
 23 the end of a fiscal year beginning on or after July 1, 2022,
 24 the school district may use all or a portion of funds for the
 25 purposes authorized under subsection 9, paragraph "d".

26 Sec. 17. Section 284.15, subsection 7, Code 2023, is amended
 27 to read as follows:

28 7. The department shall establish criteria and a process
 29 for application and approval of the framework established
 30 under subsection 1, and for comparable systems that meet the
 31 requirements of section 284.16 or 284.17, which a school
 32 district may implement pursuant to subsection 6 ~~in order to~~
 33 ~~receive teacher leadership supplement foundation aid calculated~~
 34 ~~under section 257.10, subsection 12.~~

35 Sec. 18. EFFECTIVE DATE. This division of this Act, being

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1 deemed of immediate importance, takes effect upon enactment.>
 2 _____. Title page, line 3, after <supplements> by inserting
 3 <and supplementary weighting>>

AMY SINCLAIR

S-3003

- 1 Amend Senate File 134 as follows:
- 2 1. Page 1, lines 1 and 2, by striking <paragraph h, Code
3 2023, is> and inserting <paragraphs c and h, Code 2023, are>
- 4 2. Page 1, before line 3 by inserting:
- 5 <c. For a temporary food establishment for multiple
6 nonconcurrent events during a calendar year, one annual
7 license fee of two hundred dollars for each establishment on
8 a ~~countywide~~ statewide basis.>
- 9 3. Title page, line 1, by striking <of an> and inserting
10 <of>
- 11 4. Title page, by striking line 2 and inserting <licenses
12 for certain establishments offering food for sale, including
13 license fees, and>
- 14 5. By renumbering as necessary.

JESSE GREEN

S-3004

- 1 Amend Senate File 148 as follows:
- 2 1. Page 1, by striking lines 27 through 29 and inserting
3 <plaintiff of just compensation for the injuries sustained.>
- 4 2. Page 1, line 32, by striking <limitations> and inserting
5 <limitation>
- 6 3. Page 1, line 35, by striking <limitations> and inserting
7 <limitation>
- 8 4. Page 2, line 3, by striking <limitations> and inserting
9 <limitation>

MARK LOFGREN
KEVIN ALONS
JEFF TAYLOR
SANDY SALMON
CHERIELYNN WESTRICH

S-3005

- 1 Amend Senate File 148 as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 <DIVISION I
4 NON ECONOMIC DAMAGE AWARDS>
- 5 2. Page 2, line 6, after <This> by inserting <division of
6 this>
- 7 3. Page 2, line 8, after <This> by inserting <division of
8 this>
- 9 4. Page 2, after line 9 by inserting:
- 10 <DIVISION ____
11 MEDICAL ERROR TASK FORCE
12 Sec. ____ MEDICAL ERROR TASK FORCE.
13 1. The department of health and human services shall

14 convene a task force to review medical error rates of licensed
15 physicians in this state and shall make recommendations to the
16 general assembly and the director of health and human services
17 including recommendations that address options for reducing
18 medical error rates, improvements in education and training
19 to minimize medical errors, and whether applicable penalties
20 for medical errors and physician licensure review measures are
21 sufficient.

22 2. a. The task force shall include all of the following
23 voting members:

24 (1) The director of health and human services, or the
25 director's designee.

26 (2) The director of inspections and appeals, or the
27 director's designee.

28 (3) The executive director of the board of medicine.

29 (4) The ombudsman.

30 (5) A representative of the Iowa medical society.

31 (6) A representative of the board of regents affiliated with
32 the university of Iowa hospitals and clinics.

33 (7) The commissioner of insurance, or the commissioner's
34 designee.

35 (8) The attorney general, or the attorney general's

Page 2

1 designee.

2 b. The task force shall also include four members of the
3 general assembly serving as ex officio, nonvoting members, one
4 representative to be appointed by the speaker of the house of
5 representatives, one representative to be appointed by the
6 minority leader of the house of representatives, one senator to
7 be appointed by the president of the senate after consultation
8 with the majority leader of the senate, and one senator to be
9 appointed by the minority leader of the senate.

10 c. The director of health and human services, or the
11 director's designee, may add members to the task force as
12 necessary to complete the work of the task force.

13 3. The department of health and human services shall provide
14 administrative support to the task force. The director of
15 health and human services, or the director's designee, shall
16 serve as chairperson of the task force, and shall schedule
17 meetings of the task force as necessary to complete the work
18 of the task force.

19 4. The task force shall dissolve upon submission of the
20 report to the general assembly and the director of health and
21 human services, but no later than January 8, 2024.>

22 5. Title page, line 2, after <providers,> by inserting
23 <creating a medical error task force,>

MARK LOFGREN
KEVIN ALONS
JEFF TAYLOR
SANDY SALMON

S-3006

- 1 Amend Senate File 148, as passed by the Senate, as follows:
- 2 1. Page 1, line 31, by striking <subsection> and inserting
- 3 <subsections>
- 4 2. Page 1, after line 31 by inserting:
- 5 <NEW SUBSECTION>. 3A. Notwithstanding subsection 2, any
- 6 limitation on damages contained in this section shall not apply
- 7 to any case involving disfigurement or death, or any case in
- 8 which gross negligence has been established.>

MARK LOFGREN

S-3007

- 1 Amend Senate File 181 as follows:
- 2 1. Page 4, lines 24 and 25, by striking <the budgets of the
- 3 taxing districts> and inserting <political subdivision budgets>
- 4 2. Page 4, by striking lines 26 through 35 and inserting:
- 5 <4. In order to implement this division of this Act,
- 6 political subdivision budgets for the fiscal year beginning
- 7 July 1, 2023, notwithstanding any other provision of law
- 8 relating to the timing of certifying budgets, shall be
- 9 certified on or before April 30, 2023. If a political
- 10 subdivision certifies or recertifies its applicable budget
- 11 after March 31, 2023, all relevant protest and appeal time
- 12 limits shall be extended to correspond to allowances for a
- 13 timely filing. If a political subdivision has certified its
- 14 budget for the fiscal year beginning July 1, 2023, before the
- 15 effective date of this division of this Act, the political
- 16 subdivision may recertify its budget on or before April 30,
- 17 2023.>
- 18 3. Page 5, line 29, by striking <department> and inserting
- 19 <department.>
- 20 4. Page 6, after line 3 by inserting:
- 21 <Sec. _____. EFFECTIVE DATE. This division of this Act, being
- 22 deemed of immediate importance, takes effect upon enactment.
- 23 Sec. _____. RETROACTIVE APPLICABILITY. This division of this
- 24 Act applies retroactively to January 1, 2023, for tax years
- 25 beginning on or after that date.>
- 26 5. By renumbering as necessary.

DAN DAWSON

S-3008

- 1 Amend Senate File 181 as follows:
- 2 1. Page 3, after line 23 by inserting:
- 3 <Sec. _____. LOCAL GOVERNMENT SUPPLEMENT — FY 2023–2024.
- 4 1. For the fiscal year beginning July 1, 2023, there
- 5 is appropriated from the general fund of the state to the
- 6 department of revenue an amount necessary to be used for

7 payments under this section calculated as a result of the
8 amendments to the calculation of assessment limitations under
9 section 441.21, subsection 4, as amended in this Act.

10 2. For the fiscal year beginning July 1, 2023, each county
11 treasurer shall be paid by the department of revenue an amount
12 calculated under subsection 4.

13 3. On or before April 1, 2023, the assessor shall report to
14 the county auditor the total actual value of all residential
15 property in the county that is subject to the assessment
16 limitations imposed under section 441.21, subsection 4, for the
17 assessment year beginning January 1, 2022.

18 4. The county auditor shall prepare a statement, based on
19 the report received in subsection 3, listing for each taxing
20 district in the county:

21 a. The product of the total actual value of all residential
22 property that is subject to the assessment limitations under
23 section 441.21, subsection 4, for the assessment year beginning
24 January 1, 2022, multiplied by the difference, stated as a
25 percentage, between the assessment limitation percentage
26 applicable to residential property under section 441.21,
27 subsection 4, for the assessment year beginning January 1,
28 2022, as amended in this Act, and the assessment limitation
29 percentage that would be applicable to residential property
30 under section 441.21, subsection 4, Code 2023, for the
31 assessment year beginning January 1, 2022, but for enactment
32 of this Act.

33 b. The tax levy rate per one thousand dollars of assessed
34 value for each taxing district for the fiscal year beginning
35 July 1, 2023.

Page 2

1 c. The amount of the payment for each county, which is equal
2 to the amount determined under paragraph "a", multiplied by the
3 tax rate specified in paragraph "b", and then divided by one
4 thousand dollars.

5 5. The county auditor shall certify and forward one copy of
6 the statement described in subsection 4 to the department of
7 revenue and the department of management not later than June
8 1, 2023.

9 6. The amounts determined under this section shall be paid
10 by the department of revenue to the county treasurers in equal
11 installments in September 2023 and March 2024. The county
12 treasurer shall apportion the payments among the eligible
13 taxing districts in the county and the amounts received by
14 each taxing authority shall be treated the same as property
15 taxes paid. Taxing entities shall not be required to recertify
16 budgets for the fiscal year beginning July 1, 2023. The
17 department of management shall, however, adjust property tax
18 levy rates for the fiscal year to account for amounts received
19 under this section.>

20 2. Page 4, line 25, by striking <2023> and inserting <2023,

21 subject to the adjustment of levy rates under the section of
 22 this Act providing for local government payments for the fiscal
 23 year beginning July 1, 2023.>
 24 3. Title page, line 3, after <property,> by inserting
 25 <providing a local government supplement, making
 26 appropriations,>
 27 4. By renumbering as necessary.

PAM JOCHUM
 NATE BOULTON
 JANICE WEINER
 CINDY WINCKLER
 IZAAH KNOX
 TODD TAYLOR
 JANET PETERSEN
 WILLIAM A. DOTZLER, JR.
 HERMAN C. QUIRMBACH
 MOLLY DONAHUE
 CLAIRE A. CELSI
 SARAH TRONE GARRIOTT
 ZACH WAHLS
 LIZ BENNETT
 ERIC GIDDENS
 TONY BISIGNANO

S-3009

1 Amend Senate File 192 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 256C.5, subsection 1, paragraph c, Code
 4 2023, is amended to read as follows:
 5 c. “Preschool budget enrollment” means the figure that is
 6 equal to ~~fifty percent of~~ the actual enrollment of eligible
 7 students in the preschool programming provided by a school
 8 district approved to participate in the preschool program on
 9 October 1 of the base year, or the first Monday in October if
 10 October 1 falls on a Saturday or Sunday.
 11 Sec. _____. Section 256C.5, subsection 2, paragraph a, Code
 12 2023, is amended to read as follows:
 13 a. For the initial school year for which a school district
 14 approved to participate in the preschool program receives that
 15 approval and implements the preschool program, the funding for
 16 the preschool foundation aid payable to that school district
 17 shall be paid from the appropriation made for that school year
 18 in section 256C.6, Code 2011, or in another appropriation
 19 made for purposes of this chapter. For that school year, the
 20 preschool foundation aid payable to the school district is
 21 the product of the regular program state cost per pupil for
 22 the school year multiplied by ~~sixty percent of~~ the school
 23 district’s eligible student enrollment on the date in the

- 24 school year determined by rule.>
25 2. Page 4, line 16, by striking <This> and inserting <Except
26 for the sections of this Act amending section 256C.5, this>
27 3. By renumbering as necessary.

JANICE WEINER
JANET PETERSEN
LIZ BENNETT
TODD TAYLOR
WILLIAM A. DOTZLER, JR.
MOLLY DONAHUE
ERIC GIDDENS
CLAIRE A. CELSI
CINDY WINCKLER
PAM JOCHUM
SARAH TRONE GARRIOTT
ZACH WAHLS
HERMAN C. QUIRMBACH
NATE BOULTON

S-3010

- 1 Amend Senate File 192 as follows:
2 1. Page 1, line 9, by striking <three> and inserting <five
3 and nine-tenths>
4 2. Page 1, line 22, by striking <three> and inserting <five
5 and nine-tenths>

HERMAN C. QUIRMBACH
ZACH WAHLS
SARAH TRONE GARRIOTT
PAM JOCHUM
CINDY WINCKLER
CLAIRE A. CELSI
ERIC GIDDENS
IZAAH KNOX
MOLLY DONAHUE
WILLIAM A. DOTZLER, JR.
TODD TAYLOR
LIZ BENNETT
JANET PETERSEN
JANICE WEINER
TONY BISIGNANO
NATE BOULTON

S-3011

1 Amend Senate File 192 as follows:

2 1. Page 1, line 14, after <year.> by inserting <The state
3 special education percent of growth for the budget year
4 beginning July 1, 2023, is five and nine-tenths percent. The
5 weighting amounts used for children under section 256B.9,
6 subsection 1, paragraphs "b", "c", and "d" for the budget year
7 beginning July 1, 2023, and for each subsequent school budget
8 year, subject to subsequent adjustment under section 256B.9,
9 subsection 4, shall be amounts equal to the product of the
10 weightings used for children under section 256B.9, subsection
11 1, paragraphs "b", "c", and "d", for the budget year beginning
12 July 1, 2022, multiplied by the sum of one hundred percent plus
13 the state special education percent of growth for the budget
14 year beginning July 1, 2023.>

MOLLY DONAHUE
WILLIAM A. DOTZLER, JR.
TODD TAYLOR
LIZ BENNETT
JANICE WEINER
PAM JOCHUM
HERMAN C. QUIRMBACH
CLAIRE A. CELSI
CINDY WINCKLER
ERIC GIDDENS
IZAAH KNOX
ZACH WAHLS
SARAH TRONE GARRIOTT
TONY BISIGNANO
NATE BOULTON

S-3012

1 Amend Senate File 192 as follows:

2 1. Page 1, line 14, after <year.> by inserting <The state
3 weighting percent of growth for the budget year beginning July
4 1, 2023, is five and nine-tenths percent. The supplementary
5 weighting amounts under section 257.11, subsection 4, for the
6 budget year beginning July 1, 2023, and for each subsequent
7 school budget year, shall be an amount equal to the product of
8 the weighting amount used under section 257.11, subsection 4,
9 for the budget year beginning July 1, 2022, multiplied by the
10 sum of one hundred percent plus the state weighting percent of
11 growth for the budget year beginning July 1, 2023.>

CLAIRE A. CELSI
ERIC GIDDENS
MOLLY DONAHUE
IZAAH KNOX
WILLIAM A. DOTZLER, JR.

TODD TAYLOR
LIZ BENNETT
CINDY WINCKLER
JANET PETERSEN
JANICE WEINER
PAM JOCHUM
ZACH WAHLS
SARAH TRONE GARRIOTT
NATE BOULTON

S-3013

- 1 Amend Senate File 75 as follows:
2 1. Page 1, by striking lines 19 and 20 and inserting <be
3 considered staffed if a physician, advanced registered nurse
4 practitioner, or physician assistant is available>
5 2. Page 4, by striking lines 4 through 8 and inserting:
6 <2. A conversion of a critical access hospital or general
7 hospital to a rural emergency hospital shall not require a
8 certificate of need pursuant to section 135.63.>
9 3. Page 10, by striking line 7 and inserting <shall adopt
10 emergency rules within six months of the effective date of this
11 Act under section 17A.4, subsection 3,>

COMMITTEE ON HEALTH AND HUMAN
SERVICES
JEFF EDLER, Chair

S-3014

- 1 Amend Senate File 148 as follows:
2 1. Page 2, after line 5 by inserting:
3 <Sec. ____ Section 147.137, Code 2023, is amended by adding
4 the following new subsection:
5 NEW SUBSECTION. 4. Acknowledges that the physician
6 performing a surgical or invasive procedure informed the
7 patient of the experience the physician has had in performing
8 the procedure including the approximate number of times
9 the physician has performed the procedure, the protocols in
10 effect at the time the procedure is performed, and educational
11 background regarding the procedure.>
12 2. Title page, line 1, after <to> by inserting
13 <health-related professions, including>
14 3. Title page, line 2, after <providers> by inserting <and
15 patient's consent in writing>
16 4. By renumbering as necessary.

MARK LOFGREN

S-3015

1 Amend Senate File 148 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 DAMAGE AWARDS AGAINST HEALTH CARE PROVIDERS

6 Section 1. Section 147.136A, subsection 1, paragraph b,
7 Code 2023, is amended to read as follows:

8 *b. (1) "Noneconomic damages" means damages arising from*
9 *pain, suffering, inconvenience, physical impairment, mental*
10 *anguish, emotional pain and suffering, loss of chance, loss of*
11 *consortium, or any other nonpecuniary damages.*

12 *(2) "Noneconomic damages" does not include the loss of*
13 *dependent care, including the loss of child care, due to the*
14 *death of or severe injury to a spouse or parent who is the*
15 *primary caregiver of a child under the age of eighteen or a*
16 *disabled adult. Such damages shall be considered economic*
17 *damages.*

18 Sec. 2. Section 147.136A, subsection 2, Code 2023, is
19 amended to read as follows:

20 2. ~~The Subject to subsection 4, the~~ total amount recoverable
21 in any civil action for noneconomic damages for personal injury
22 or death, whether in tort, contract, or otherwise, against a
23 health care provider ~~shall be limited to two hundred fifty~~
24 ~~thousand dollars~~ for any occurrence resulting in injury or
25 death of a patient regardless of the number of plaintiffs,
26 derivative claims, theories of liability, or defendants in
27 the civil action, shall not exceed two hundred fifty thousand
28 dollars unless the jury determines that there is a substantial
29 or permanent loss or impairment of a bodily function,
30 substantial disfigurement, loss of pregnancy, or death, which
31 warrants a finding that imposition of such a limitation would
32 deprive the plaintiff of just compensation for the injuries
33 sustained, in which case the amount recoverable shall not
34 exceed one million dollars, or two million dollars if the civil
35 action includes a hospital as defined in section 135B.1.

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1 Sec. 3. Section 147.136A, Code 2023, is amended by adding
2 the following new subsection:
3 NEW SUBSECTION. 4. The limitations on damages contained
4 in subsection 2 shall increase by two and one-tenth percent
5 on January 1, 2028, and each January 1 thereafter. In any
6 civil action described in this section, such limitations on
7 damages shall be the amount effective at the time of the
8 occurrence. The commissioner of insurance shall publish the
9 amount of the limitations on damages contained in this section
10 on the insurance division's internet site and shall update the
11 published amount annually.

12 Sec. 4. Section 668A.1, subsection 2, paragraphs a and b,

13 Code 2023, are amended to read as follows:

14 a. If the answer or finding pursuant to subsection 1,
15 paragraph "b", is affirmative, or if the claim is against any
16 physician and surgeon, osteopathic physician and surgeon,
17 dentist, podiatric physician, optometrist, pharmacist,
18 chiropractor, physician assistant, or nurse, licensed under
19 chapter 147, or a hospital licensed under chapter 135B, arising
20 out of patient care, then the full amount of the punitive or
21 exemplary damages awarded shall be paid to the claimant.

22 b. If the answer or finding pursuant to subsection 1,
23 paragraph "b", is negative, and if the claim is not against
24 any physician and surgeon, osteopathic physician and surgeon,
25 dentist, podiatric physician, optometrist, pharmacist,
26 chiropractor, physician assistant, or nurse, licensed under
27 chapter 147, or a hospital licensed under chapter 135B, arising
28 out of patient care, then after payment of all applicable
29 costs and fees, an amount not to exceed twenty-five percent
30 of the punitive or exemplary damages awarded may be ordered
31 paid to the claimant, with the remainder of the award to be
32 ordered paid into a civil reparations trust fund administered
33 by the state court administrator. Funds placed in the civil
34 reparations trust shall be under the control and supervision of
35 the executive council, and shall be disbursed only for purposes

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1 of indigent civil litigation programs or insurance assistance
2 programs.

3 Sec. 5. EFFECTIVE DATE. This division of this Act, being
4 deemed of immediate importance, takes effect upon enactment.

5 Sec. 6. APPLICABILITY. This division of this Act applies to
6 causes of action accrued on or after the effective date of this
7 division of this Act.

8 DIVISION II

9 MEDICAL ERROR TASK FORCE

10 Sec. 7. MEDICAL ERROR TASK FORCE.

11 1. The department of health and human services shall
12 convene a task force to review medical error rates of licensed
13 physicians in this state and shall make recommendations to the
14 general assembly and the director of health and human services
15 including recommendations that address options for reducing
16 medical error rates, improvements in education and training
17 to minimize medical errors, and whether applicable penalties
18 for medical errors and physician licensure review measures are
19 sufficient.

20 2. a. The task force shall include all of the following
21 voting members:

22 (1) The director of health and human services, or the
23 director's designee.

24 (2) The director of inspections and appeals, or the
25 director's designee.

26 (3) The executive director of the board of medicine.

- 27 (4) The ombudsman.
28 (5) A representative of the Iowa medical society.
29 (6) A representative of the board of regents affiliated with
30 the university of Iowa hospitals and clinics.
31 (7) The commissioner of insurance, or the commissioner's
32 designee.
33 (8) The attorney general, or the attorney general's
34 designee.
35 b. The task force shall also include four members of the

Page 4

- 1 general assembly serving as ex officio, nonvoting members, one
2 representative to be appointed by the speaker of the house of
3 representatives, one representative to be appointed by the
4 minority leader of the house of representatives, one senator to
5 be appointed by the president of the senate after consultation
6 with the majority leader of the senate, and one senator to be
7 appointed by the minority leader of the senate.
8 c. The director of health and human services, or the
9 director's designee, may add members to the task force as
10 necessary to complete the work of the task force.
11 3. The department of health and human services shall provide
12 administrative support to the task force. The director of
13 health and human services, or the director's designee, shall
14 serve as chairperson of the task force, and shall schedule
15 meetings of the task force as necessary to complete the work
16 of the task force.
17 4. The task force shall dissolve upon submission of the
18 report to the general assembly and the director of health and
19 human services, but no later than January 8, 2024.>
20 2. Title page, line 1, by striking <noneconomic>
21 3. Title page, line 2, after <providers,> by inserting
22 <creating a medical error task force,>

JASON SCHULTZ

S-3016

- 1 Amend the amendment, S-3015, to Senate File 148, as follows:
2 1. Page 1, line 5, by striking <DAMAGE AWARDS AGAINST>
3 2. Page 2, after line 11 by inserting:
4 <Sec. ____ Section 147.137, Code 2023, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 4. Acknowledges that the physician
7 performing a surgical or invasive procedure informed the
8 patient of the experience the physician has had in performing
9 the procedure including the approximate number of times
10 the physician has performed the procedure, the protocols in
11 effect at the time the procedure is performed, and educational
12 background regarding the procedure.>
13 3. Page 4, after line 19 by inserting:

- 14 <__. Title page, line 1, after <to> by inserting
15 <health-related professions, including>>
16 4. Page 4, line 22, before <creating> by inserting
17 <patient's consent in writing, and>
18 5. By renumbering as necessary.

MARK LOFGREN

S-3017

- 1 Amend the amendment, S-3015, to Senate File 148, as follows:
2 1. Page 2, line 2, by striking <subsection> and inserting
3 <subsections>
4 2. Page 2, after line 2 by inserting:
5 <NEW SUBSECTION. 3A. Notwithstanding subsection 2, any
6 limitation on damages contained in this section shall not
7 apply to any case involving gross negligence resulting in
8 disfigurement or death.>

MARK LOFGREN

S-3018

- 1 Amend the amendment, S-3015, to Senate File 148, as follows:
2 1. Page 1, by striking lines 33 through 35 and inserting
3 <sustained.>
4 2. Page 2, line 3, by striking <limitations> and inserting
5 <limitation>
6 3. Page 2, line 6, by striking <limitations> and inserting
7 <limitation>
8 4. Page 2, line 9, by striking <limitations> and inserting
9 <limitation>

MARK LOFGREN

S-3019

- 1 Amend the amendment, S-3015, to Senate File 148, as follows:
2 1. Page 1, line 5, by striking <DAMAGE AWARDS AGAINST>
3 2. Page 2, line 2, by striking <subsection> and inserting
4 <subsections>
5 3. Page 2, after line 11 by inserting:
6 <NEW SUBSECTION. 5. Until January 1, 2028, an insurance
7 carrier that writes medical malpractice insurance in this state
8 shall not increase the premium paid by, charged to, or offered
9 to any health care provider for medical malpractice insurance
10 as of July 1, 2023. On January 1, 2028, an insurance carrier
11 that writes medical malpractice insurance in this state may
12 increase the premium paid by, charged to, or offered to any
13 health care provider for medical malpractice insurance as of
14 July 1, 2023, by no more than two and one-tenth percent, and
15 may increase such premium by no more than two and one-tenth

- 16 percent each January 1 thereafter. The commissioner of
 17 insurance shall approve any premium increase proposed by an
 18 insurance carrier under this subsection prior to the premium
 19 increase being imposed on a health care provider. For the
 20 purpose of this subsection, “*medical malpractice insurance*”
 21 means the same as defined in section 519A.2.>
 22 4. Page 4, after line 20 by inserting:
 23 <__. Title page, line 1, after <against> by inserting <and
 24 medical malpractice insurance of>>
 25 5. By renumbering as necessary.

NATE BOULTON
 WILLIAM A. DOTZLER, JR.
 MOLLY DONAHUE
 TODD TAYLOR
 CLAIRE A. CELSI
 ERIC GIDDENS
 PAM JOCHUM
 HERMAN C. QUIRMBACH
 JANICE WEINER
 JANET PETERSEN
 LIZ BENNETT
 ZACH WAHLS

S-3020

- 1 Amend the amendment, S-3015, to Senate File 148, as follows:
 2 1. Page 1, line 9, by striking <physical impairment,> and
 3 inserting <physical impairment,>
 4 2. Page 1, line 12, after <include> by inserting <a
 5 permanent loss or impairment of a bodily function, substantial
 6 disfigurement, loss of pregnancy, death, or loss due to gross
 7 negligence, or>

NATE BOULTON
 IZAAH KNOX
 WILLIAM A. DOTZLER, JR.
 MOLLY DONAHUE
 TODD TAYLOR
 LIZ BENNETT
 ZACH WAHLS
 CLAIRE A. CELSI
 HERMAN C. QUIRMBACH
 PAM JOCHUM
 JANICE WEINER
 JANET PETERSEN

S-3021

1 Amend the amendment, S-3015, to Senate File 148, as follows:

2 1. Page 1, by striking line 5 and inserting <ADVERSE HEALTH
3 CARE INCIDENTS>

4 2. Page 1, before line 6 by inserting:

5 <Sec. __. NEW SECTION. **135P.5 Medical malpractice policy**
6 **limit — bad faith.**

7 1. An insurance company insuring a health care provider
8 for professional negligence shall at all times negotiate in
9 good faith all claims presented to the provider. If a claimant
10 offers to settle a claim within the professional negligence
11 insurance policy coverage limits and the insurance company
12 refuses or declines the offer and the claim proceeds to
13 judgment in excess of the insurance policy coverage limits, the
14 insurance company shall be liable for the full amount of the
15 judgment regardless of the existing insurance policy coverage
16 limitation.

17 2. An insurer of a professional liability policy has a duty
18 to negotiate a settlement within the policy limits if an offer
19 is made by a claimant at or within the policy limits. If the
20 insurer does not do so, the policy holder shall have a cause
21 of action against the insurer for the failure to negotiate a
22 settlement within the policy limits. The settlement shall
23 include the recovery of all damages the insured incurs and
24 reasonable attorney fees.>

25 3. Page 4, after line 20 by inserting:

26 <__. Title page, line 1, after <against> by inserting <and
27 medical malpractice insurance of>>

28 4. By renumbering as necessary.

ZACH WAHLS
NATE BOULTON
WILLIAM A. DOTZLER, JR.
MOLLY DONAHUE
TODD TAYLOR
CLAIRE A. CELSI
ERIC GIDDENS
PAM JOCHUM
HERMAN C. QUIRMBACH
JANICE WEINER
JANET PETERSEN
LIZ BENNETT

S-3022

- 1 Amend Senate File 171 as follows:
2 1. Page 1, after line 7 by inserting:
3 <Sec. ____ Section 46.3, Code 2023, is amended by adding the
4 following new subsection:
5 NEW SUBSECTION. 3A. The appointments made by the governor
6 shall consist of two persons registered as affiliated with the
7 republican party, two persons registered as affiliated with
8 the democratic party, and two persons registered as no party
9 affiliation.>
10 2. By renumbering as necessary.

NATE BOULTON

S-3023

- 1 Amend the committee amendment, S-3013, to Senate File 75, as
2 follows:
3 1. Page 1, after line 11 by inserting:
4 <____. Page 10, line 14, after <facility> by inserting <, or
5 due to change in ownership, a successor facility,>
6 _____. Page 10, by striking lines 23 through 26 and
7 inserting <in this Act, the reopening of a general hospital
8 by a successor facility as specified under this section and
9 subsequent conversion to a rural emergency hospital under this
10 Act, shall not be subject to certificate of need requirements
11 pursuant to section 135.63.>>
12 2. By renumbering as necessary.

MARK COSTELLO

S-3024

- 1 Amend Senate File 75 as follows:
2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 RURAL EMERGENCY HOSPITALS>
5 2. Page 10, line 9, after <This> by inserting <division of
6 this>
7 3. Page 10, line 14, after <This> by inserting <division of
8 this>
9 4. Page 10, line 17, after <this> by inserting <division of
10 this>
11 5. Page 10, line 23, after <this> by inserting <division of
12 this>
13 6. Page 10, line 24, after <this> by inserting <division of
14 this>
15 7. Page 10, by striking lines 27 and 28 and inserting:
16 <Sec. ____ EFFECTIVE DATE. This division of this Act, being
17 deemed of immediate importance, takes effect upon enactment.>
18 8. Page 10, before line 29 by inserting:

19 <DIVISION ____
20 AMBULATORY SURGICAL CENTERS
21 Sec. ____ NEW SECTION. **135R.1 Definitions.**
22 As used in this chapter, unless the context otherwise
23 requires:
24 1. “*Ambulatory surgical center*” means a distinct facility
25 that operates exclusively for the purpose of providing surgical
26 services to patients not requiring hospitalization and in which
27 the expected duration of services does not exceed twenty-four
28 hours following an admission. “*Ambulatory surgical center*”
29 includes a facility certified or seeking certification as an
30 ambulatory surgical center under the federal Medicare program
31 or under the medical assistance program established pursuant
32 to chapter 249A. “*Ambulatory surgical center*” does not include
33 the individual or group practice office of a private physician,
34 podiatrist, or dentist who there engages in the lawful practice
35 of surgery, or the portion of a licensed hospital designated

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1 for outpatient surgical treatment.
2 2. “*Department*” means the department of inspections and
3 appeals.
4 Sec. ____ NEW SECTION. **135R.2 Licensure.**
5 A person, acting severally or jointly with any other person,
6 shall not establish, operate, or maintain an ambulatory
7 surgical center in this state without obtaining a license as
8 provided under this chapter.
9 Sec. ____ NEW SECTION. **135R.3 Application for license —**
10 **fee.**
11 1. An applicant for an ambulatory surgical center license
12 shall submit an application to the department. Applications
13 shall be upon such forms and shall include such information
14 as the department may reasonably require, which may include
15 affirmative evidence of the ability to comply with reasonable
16 rules and standards prescribed under this chapter.
17 2. An application for an initial license for an ambulatory
18 surgical center shall be accompanied by a fee of fifty dollars.
19 3. The fees collected under this section shall be considered
20 repayment receipts as defined in section 8.2 and shall be used
21 by the department to administer this chapter.
22 Sec. ____ NEW SECTION. **135R.4 Rules.**
23 1. The department, with the advice and approval of the state
24 board of health, shall adopt rules specifying the standards for
25 ambulatory surgical centers to be licensed under this chapter.
26 The rules shall be consistent with and shall not exceed the
27 requirements of this chapter and the conditions for coverage in
28 the federal Medicare program for ambulatory surgical centers
29 under 42 C.F.R. pt. 416.
30 2. The department shall adopt rules as the department deems

31 necessary to implement the provisions of this chapter relating
32 to the issuance, renewal, denial, suspension, and revocation
33 of a license to establish, operate, and maintain an ambulatory
34 surgical center.

35 3. An ambulatory surgical center which is in operation at

Page 3

1 the time of adoption of any applicable rules or standards under
2 this chapter shall be given a reasonable time, not to exceed
3 one year from the date of adoption, within which to comply with
4 such rules and standards.

5 4. The department shall enforce the rules.

6 Sec. ____ NEW SECTION. **135R.5 Inspections or**
7 **investigations.**

8 1. The department shall make or cause to be made inspections
9 or investigations of ambulatory surgical centers to determine
10 compliance with this chapter and applicable rules and
11 standards. The department shall perform inspections on a
12 schedule that is of the same frequency required for inspections
13 of Medicare-certified ambulatory surgical centers.

14 2. The department shall recognize, in lieu of its own
15 licensure inspection, the comparable inspection and inspection
16 findings of a Medicare conditions for coverage survey completed
17 by the department or an accrediting organization with deeming
18 authority authorized by the centers for Medicare and Medicaid
19 services of the United States department of health and human
20 services.

21 3. A department inspector shall not participate in an
22 inspection or investigation of an ambulatory surgical center in
23 which the inspector or a member of the inspector's immediate
24 family works or has worked within the last two years or in
25 which the inspector or the inspector's immediate family has
26 a financial ownership interest. For the purposes of this
27 section, "*immediate family member*" means a spouse, natural or
28 adoptive parent or grandparent, child, grandchild, sibling,
29 stepparent, stepchild, or stepsibling.

30 Sec. ____ NEW SECTION. **135R.6 Confidentiality.**

31 The department's final findings with respect to compliance
32 by an ambulatory surgical center with requirements for
33 licensing shall be made available to the public in a readily
34 available form and place. Other information relating to
35 an ambulatory surgical center obtained by the department

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1 which does not constitute the department's findings from an
2 inspection of the ambulatory surgical center shall not be made
3 available to the public, except in proceedings involving the
4 denial, suspension, or revocation of a license under this
5 chapter. The name of a person who files a complaint with the
6 department shall remain confidential and shall not be subject

7 to discovery, subpoena, or other means of legal compulsion for
8 its release to a person other than department employees or
9 agents involved in the investigation of the complaint.

10 Sec. ____ NEW SECTION. **135R.7 Injunction.**

11 Notwithstanding the existence or pursuit of any other
12 remedy, the department may, in the manner provided by law,
13 maintain an action in the name of the state for injunction
14 or other process against any person to restrain or prevent
15 the establishment, operation, or maintenance of an ambulatory
16 surgical center without a license.

17 Sec. ____ NEW SECTION. **135R.8 Judicial review.**

18 Judicial review of an action of the department may be sought
19 in accordance with chapter 17A. Notwithstanding the provisions
20 of chapter 17A, petitions for judicial review may be filed
21 in the district court of the county in which the ambulatory
22 surgical center is located or is to be located and the status
23 quo of the petitioner or licensee shall be preserved pending
24 final disposition of the judicial review matter.

25 Sec. ____ NEW SECTION. **135R.9 Penalties.**

26 Any person establishing, operating, or maintaining any
27 ambulatory surgical center without a license commits a serious
28 misdemeanor, and each day of continuing violation after
29 conviction shall be considered a separate offense.

30 Sec. ____ Section 135.11, Code 2023, is amended by adding
31 the following new subsection:

32 NEW SUBSECTION. 29. Adopt rules requiring ambulatory
33 surgical centers to report quality data to the department of
34 public health that is consistent with the data required to be
35 reported to the centers for Medicare and Medicaid services of

Page 5

1 the United States department of health and human services as
2 authorized by the Medicare Improvements and Extension Act of
3 2006 under Tit. I of the Tax Relief and Health Care Act of 2006,
4 Pub. L. No. 109-432, and the regulations adopted under such
5 Acts. Notwithstanding any provision of law to the contrary,
6 nothing in this subsection shall require an ambulatory
7 surgical center to provide health data to the department of
8 public health or any other public or private entity that
9 is in addition to, different than, or exceeds the quality
10 data required to be reported to the centers for Medicare and
11 Medicaid services of the United States department of health and
12 human services.

13 Sec. ____ Section 135.61, Code 2023, is amended by adding
14 the following new subsection:

15 NEW SUBSECTION. 1A. “Ambulatory surgical center” means
16 ambulatory surgical center as defined in section 135R.1.

17 Sec. ____ Section 135.61, subsection 14, paragraph d, Code
18 2023, is amended to read as follows:

19 ~~d. An outpatient ambulatory surgical facility center.~~

20 Sec. ____ Section 135.61, subsection 21, Code 2023, is

- 21 amended by striking the subsection.>
 22 9. Title page, line 1, after <to> by inserting <certain
 23 health facilities including ambulatory surgical centers and>
 24 10. Title page, line 2, after <fees,> by inserting
 25 <providing penalties and>
 26 11. By renumbering as necessary.

KEN ROZENBOOM
 MARK LOFGREN

S-3025

- 1 Amend Senate File 286 as follows:
 2 1. Page 11, by striking lines 10 through 21.
 3 2. By renumbering as necessary.

COMMITTEE ON JUDICIARY
 BRAD ZAUN, Chair

S-3026

- 1 Amend Senate File 75 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <DIVISION I
 4 RURAL EMERGENCY HOSPITALS>
 5 2. Page 10, line 9, after <This> by inserting <division of
 6 this>
 7 3. Page 10, line 14, after <This> by inserting <division of
 8 this>
 9 4. Page 10, line 17, after <this> by inserting <division of
 10 this>
 11 5. Page 10, line 23, after <this> by inserting <division of
 12 this>
 13 6. Page 10, line 24, after <this> by inserting <division of
 14 this>
 15 7. Page 10, by striking lines 27 and 28 and inserting:
 16 <Sec. ____ EFFECTIVE DATE. This division of this Act, being
 17 deemed of immediate importance, takes effect upon enactment.>
 18 8. Page 10, before line 29 by inserting:
 19 <DIVISION ____
 20 AMBULATORY SURGICAL CENTERS
 21 Sec. ____ NEW SECTION. 135R.1 Definitions.
 22 As used in this chapter, unless the context otherwise
 23 requires:
 24 1. “Ambulatory surgical center” means a distinct facility
 25 that operates exclusively for the purpose of providing surgical
 26 services to patients not requiring hospitalization and in which
 27 the expected duration of services does not exceed twenty-four
 28 hours following an admission. “Ambulatory surgical center”
 29 includes a facility certified or seeking certification as an
 30 ambulatory surgical center under the federal Medicare program
 31 or under the medical assistance program established pursuant

32 to chapter 249A. “*Ambulatory surgical center*” does not include
33 the individual or group practice office of a private physician,
34 podiatrist, or dentist who there engages in the lawful practice
35 of surgery, or the portion of a licensed hospital designated

Page 2

1 for outpatient surgical treatment.

2 2. “*Department*” means the department of inspections and
3 appeals.

4 Sec. ____ NEW SECTION. **135R.2 Licensure.**

5 A person, acting severally or jointly with any other person,
6 shall not establish, operate, or maintain an ambulatory
7 surgical center in this state without obtaining a license as
8 provided under this chapter.

9 Sec. ____ NEW SECTION. **135R.3 Application for license —**
10 **fee.**

11 1. An applicant for an ambulatory surgical center license
12 shall submit an application to the department. Applications
13 shall be upon such forms and shall include such information
14 as the department may reasonably require, which may include
15 affirmative evidence of the ability to comply with reasonable
16 rules and standards prescribed under this chapter.

17 2. An application for an initial license for an ambulatory
18 surgical center shall be accompanied by a fee of fifty dollars.

19 3. The fees collected under this section shall be considered
20 repayment receipts as defined in section 8.2 and shall be used
21 by the department to administer this chapter.

22 Sec. ____ NEW SECTION. **135R.4 Rules.**

23 1. The department, with the advice and approval of the state
24 board of health, shall adopt rules specifying the standards for
25 ambulatory surgical centers to be licensed under this chapter.
26 The rules shall be consistent with and shall not exceed the
27 requirements of this chapter and the conditions for coverage in
28 the federal Medicare program for ambulatory surgical centers
29 under 42 C.F.R. pt. 416.

30 2. The department shall adopt rules as the department deems
31 necessary to administer the provisions of this chapter relating
32 to the issuance, renewal, denial, suspension, and revocation
33 of a license to establish, operate, and maintain an ambulatory
34 surgical center.

35 3. An ambulatory surgical center which is in operation at

Page 3

1 the time of adoption of any applicable rules or standards under
2 this chapter shall be given a reasonable time, not to exceed
3 one year from the date of adoption, within which to comply with
4 such rules and standards.

5 4. The department shall enforce the rules.

6 Sec. ____ NEW SECTION. **135R.5 Inspections or**
7 **investigations.**

8 1. The department shall make or cause to be made inspections
9 or investigations of ambulatory surgical centers to determine
10 compliance with this chapter and applicable rules and
11 standards. The department shall perform inspections on a
12 schedule that is of the same frequency required for inspections
13 of Medicare-certified ambulatory surgical centers.

14 2. The department shall recognize, in lieu of its own
15 licensure inspection, the comparable inspection and inspection
16 findings of a Medicare conditions for coverage survey completed
17 by the department or an accrediting organization with deeming
18 authority authorized by the centers for Medicare and Medicaid
19 services of the United States department of health and human
20 services.

21 3. A department inspector shall not participate in an
22 inspection or investigation of an ambulatory surgical center in
23 which the inspector or a member of the inspector's immediate
24 family works or has worked within the last two years or in
25 which the inspector or the inspector's immediate family has
26 a financial ownership interest. For the purposes of this
27 section, "*immediate family member*" means a spouse, natural or
28 adoptive parent or grandparent, child, grandchild, sibling,
29 stepparent, stepchild, or stepsibling.

30 Sec. ____ NEW SECTION. **135R.6 Confidentiality.**

31 The department's final findings with respect to compliance
32 by an ambulatory surgical center with requirements for
33 licensing shall be made available to the public in a readily
34 available form and place. Other information relating to
35 an ambulatory surgical center obtained by the department

Page 4

1 which does not constitute the department's findings from an
2 inspection of the ambulatory surgical center shall not be made
3 available to the public, except in proceedings involving the
4 denial, suspension, or revocation of a license under this
5 chapter. The name of a person who files a complaint with the
6 department shall remain confidential and shall not be subject
7 to discovery, subpoena, or other means of legal compulsion for
8 its release to a person other than department employees or
9 agents involved in the investigation of the complaint.

10 Sec. ____ NEW SECTION. **135R.7 Injunction.**

11 Notwithstanding the existence or pursuit of any other
12 remedy, the department may, in the manner provided by law,
13 maintain an action in the name of the state for injunction
14 or other process against any person to restrain or prevent
15 the establishment, operation, or maintenance of an ambulatory
16 surgical center without a license.

17 Sec. ____ NEW SECTION. **135R.8 Judicial review.**

18 Judicial review of an action of the department may be sought
19 in accordance with chapter 17A. Notwithstanding the provisions
20 of chapter 17A, petitions for judicial review may be filed
21 in the district court of the county in which the ambulatory

22 surgical center is located or is to be located and the status
 23 quo of the petitioner or licensee shall be preserved pending
 24 final disposition of the judicial review matter.
 25 Sec. ____ NEW SECTION. 135R.9 Penalties.
 26 Any person establishing, operating, or maintaining any
 27 ambulatory surgical center without a license commits a serious
 28 misdemeanor, and each day of continuing violation after
 29 conviction shall be considered a separate offense.
 30 Sec. ____ Section 135.11, Code 2023, is amended by adding
 31 the following new subsection:
 32 NEW SUBSECTION. 29. Adopt rules requiring ambulatory
 33 surgical centers to report quality data to the department
 34 of health and human services that is consistent with the
 35 data required to be reported to the centers for Medicare and

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1 Medicaid services of the United States department of health and
 2 human services as authorized by the Medicare Improvements and
 3 Extension Act of 2006 under Tit. I of the Tax Relief and Health
 4 Care Act of 2006, Pub. L. No. 109-432, and the regulations
 5 adopted under such Acts. Notwithstanding any provision of
 6 law to the contrary, nothing in this subsection shall require
 7 an ambulatory surgical center to provide health data to the
 8 department of health and human services or any other public
 9 or private entity that is in addition to, different than,
 10 or exceeds the quality data required to be reported to the
 11 centers for Medicare and Medicaid services of the United States
 12 department of health and human services.
 13 Sec. ____ Section 135.61, Code 2023, is amended by adding
 14 the following new subsection:
 15 NEW SUBSECTION. 1A. *"Ambulatory surgical center"* means
 16 ambulatory surgical center as defined in section 135R.1.
 17 Sec. ____ Section 135.61, subsection 14, paragraph d, Code
 18 2023, is amended to read as follows:
 19 ~~d. An outpatient ambulatory surgical facility center.~~
 20 Sec. ____ Section 135.61, subsection 21, Code 2023, is
 21 amended by striking the subsection.>
 22 9. Title page, line 1, after <to> by inserting <certain
 23 health facilities including ambulatory surgical centers and>
 24 10. Title page, line 2, after <fees,> by inserting
 25 <providing penalties and>
 26 11. By renumbering as necessary.

KEN ROZENBOOM
 MARK LOFGREN

S-3027

- 1 Amend the amendment, S-3026, to Senate File 75, as follows:
- 2 1. Page 1, after line 6 by inserting:
- 3 <__. Page 10, after line 13 by inserting:
- 4 <Sec. __. MEDICAID REIMBURSEMENT FOR RURAL EMERGENCY
- 5 HOSPITAL SERVICES. The department of health and human services
- 6 shall establish Medicaid reimbursement rates for rural
- 7 emergency hospital services furnished by a rural emergency
- 8 hospital to a Medicaid recipient at the same amount that
- 9 would otherwise apply for outpatient department services
- 10 furnished by a critical access hospital, or at the applicable
- 11 Medicaid program upper payment limit for outpatient department
- 12 services furnished by a non-state-owned hospital subject to the
- 13 prospective payment system, whichever is higher.>>
- 14 2. By renumbering as necessary.

JANET PETERSEN

S-3028

- 1 Amend the amendment, S-3026, to Senate File 75, as follows:
- 2 1. Page 1, after line 6 by inserting:
- 3 <__. Page 10, after line 13 by inserting:
- 4 <Sec. __. MEDICAID REIMBURSEMENT FOR TRANSPORTATION TO
- 5 APPROPRIATE LEVEL OF CARE HOSPITAL. Transportation provided
- 6 to a Medicaid recipient who, due to insufficient level of
- 7 care provided at a rural emergency hospital is transferred
- 8 from a rural emergency hospital to a hospital that provides
- 9 the appropriate level of care, shall be reimbursed under the
- 10 Medicaid program at the actual and allowable cost of the
- 11 transportation.>>
- 12 2. By renumbering as necessary.

JANET PETERSEN

S-3029

- 1 Amend Senate File 228 as follows:
- 2 1. Page 2, line 26, by striking <or death>
- 3 2. Page 2, line 30, by striking <action> and inserting
- 4 <action, unless there is a death>

MARK LOFGREN

S-3030

- 1 Amend Senate File 228 as follows:
- 2 1. Page 2, line 28, by striking <one> and inserting <two>
- 3 2. Page 3, by striking lines 7 through 15 and inserting:
- 4 <Sec. __. Section 668A.1, subsection 2, paragraphs a and

5 b, Code 2023, as amended by 2023 Iowa Acts, House File 161,
6 section 4, is amended to read as follows:

7 a. If the answer or finding pursuant to subsection 1,
8 paragraph “b”, is affirmative, or if the claim is against any
9 physician and surgeon, osteopathic physician and surgeon,
10 dentist, podiatric physician, optometrist, pharmacist,
11 chiropractor, physician assistant, or nurse, licensed under
12 chapter 147, or a hospital licensed under chapter 135B, arising
13 out of patient care, or if the claim is part of a civil action
14 involving the operation of a commercial motor vehicle, then the
15 full amount of the punitive or exemplary damages awarded shall
16 be paid to the claimant.

17 b. If the answer or finding pursuant to subsection 1,
18 paragraph “b”, is negative, and if the claim is not against
19 any physician and surgeon, osteopathic physician and surgeon,
20 dentist, podiatric physician, optometrist, pharmacist,
21 chiropractor, physician assistant, or nurse, licensed under
22 chapter 147, or a hospital licensed under chapter 135B,
23 arising out of patient care, and if the claim is not part of
24 a civil action involving the operation of a commercial motor
25 vehicle, then after payment of all applicable costs and fees,
26 an amount not to exceed twenty-five percent of the punitive or
27 exemplary damages awarded may be ordered paid to the claimant,
28 with the remainder of the award to be ordered paid into a
29 civil reparations trust fund administered by the state court
30 administrator. Funds placed in the civil reparations trust
31 shall be under the control and supervision of the executive
32 council, and shall be disbursed only for purposes of indigent
33 civil litigation programs or insurance assistance programs.>

34 3. Title page, line 2, by striking <noneconomic>

35 4. Title page, by striking lines 3 and 4 and inserting

Page 2

1 <commercial motor vehicles.>

2 5. By renumbering as necessary.

MIKE BOUSSELOT

S-3031

1 Amend Senate File 228 as follows:

2 1. Page 1, by striking lines 33 and 34 and inserting:

3 <a. “Commercial motor vehicle” means as defined in section
4 321.1, subsection 11, paragraph “f”, and also includes a
5 business-trade truck as defined in section 321.1, subsection
6 7A; a combination of vehicles as defined in section 321.1,
7 subsection 9; a commercial vehicle as defined in section
8 321.1, subsection 12, and section 326.2; a crane as defined in
9 section 321.1, subsection 15A; a farm tractor as defined in
10 section 321.1, subsection 24; a fence-line feeder as defined
11 in section 321.1, subsection 24A; an implement of husbandry

12 as defined in section 321.1, subsection 32; a light delivery
13 truck, panel delivery truck, or pickup as defined in section
14 321.1, subsection 35; a motor truck as defined in section
15 321.1, subsection 41; an off-road utility vehicle as defined
16 in section 321.1, subsection 47A; a road tractor as defined
17 in section 321.1, subsection 64A; a special mobile equipment
18 as defined in section 321.1, subsection 74; a special truck
19 as defined in section 321.1, subsection 75; a tank wagon as
20 defined in section 321.1, subsection 80A; a towing or recovery
21 vehicle as defined in section 321.1, subsection 83A; a tracked
22 implement of husbandry as defined in section 321.1, subsection
23 83B; a transporter as defined in section 321.1, subsection 87;
24 a truck tractor as defined in section 321.1, subsection 88;
25 and a utility maintenance vehicle as defined in section 321.1,
26 subsection 89A.>

MIKE BOUSSELOT

S-3032

1 Amend Senate File 228 as follows:
2 1. Page 1, line 10, after <employee> by inserting <if the
3 employer provides proof that the employer is not subject to
4 chapter 671A>

ZACH WAHLS

S-3033

1 Amend Senate File 228 as follows:
2 1. Page 1, line 31, after <§392.5.> by inserting <This
3 section also does not apply to any civil action in which the
4 owner or lessor of the commercial motor vehicle is found to
5 have been grossly negligent.>

NATE BOULTON

S-3034

1 Amend Senate File 228 as follows:
2 1. Page 2, line 29, by striking <claims,> and inserting
3 <claims or>
4 2. Page 2, line 30, by striking <liability, or defendants>
5 and inserting <liability>
6 3. Page 2, line 30, after <action.> by inserting <In
7 a multi-party civil action, the total amount recoverable
8 by each plaintiff applies to each defendant individually,
9 and the limitation on damages shall not be aggregated among
10 defendants.>

NATE BOULTON

S-3035

- 1 Amend Senate File 228 as follows:
- 2 1. Page 2, after line 30 by inserting:
- 3 <__. The limitation on damages set forth in subsection 2
- 4 does not apply to an owner, lessor, or driver of a commercial
- 5 motor vehicle that is domiciled in a state which does not
- 6 have a limitation on damages. For the limitation on damages
- 7 set forth in subsection 2 to apply to an owner, lessor, or
- 8 driver in this state, the domicile state of a defendant shall
- 9 provide the same limitation on damages of one million dollars
- 10 as provided in subsection 2.>
- 11 2. By renumbering, redesignating, and correcting internal
- 12 references as necessary.

NATE BOULTON

S-3036

- 1 Amend Senate File 345 as follows:
- 2 1. Page 13, after line 15 by inserting:
- 3 <Sec. __. EFFECTIVE DATE. This Act takes effect January 1,
- 4 2024.>
- 5 2. Title page, by striking line 2 and inserting <providing
- 6 penalties, and including effective date provisions.>
- 7 3. By renumbering as necessary.

DAN DAWSON

S-3037

- 1 Amend Senate File 443 as follows:
- 2 1. Page 1, line 10, by striking <sixty> and inserting <one
- 3 hundred twenty-five>
- 4 2. Page 1, line 17, by striking <sixty> and inserting <one
- 5 hundred twenty-five>
- 6 3. Page 5, line 3, by striking <sixty> and inserting <one
- 7 hundred twenty-five>

DAWN DRISCOLL

S-3038

- 1 Amend Senate File 443 as follows:
- 2 1. Page 1, line 10, by striking <sixty> and inserting <one
- 3 hundred twenty-five>
- 4 2. Page 1, line 17, by striking <sixty> and inserting <one
- 5 hundred twenty-five>
- 6 3. By striking page 1, line 34, through page 5, line 23.
- 7 4. By renumbering as necessary.

DAWN DRISCOLL

S-3039

- 1 Amend Senate File 297 as follows:
- 2 1. Page 2, by striking lines 11 and 12 and inserting
- 3 <refusal to perform, assist, participate in,>

COMMITTEE ON JUDICIARY
BRAD ZAUN, Chair

S-3040

- 1 Amend Senate File 345 as follows:
- 2 1. Page 1, line 24, after <combustion> by inserting <or
- 3 vaporization>
- 4 2. Page 1, line 26, by striking <a vapor product or>
- 5 3. Page 12, line 7, after <combustion> by inserting <or
- 6 vaporization>

HERMAN C. QUIRMBACH

S-3041

- 1 Amend Senate File 84 as follows:
- 2 1. Page 1, line 14, after <sentence.> by inserting
- 3 <Notwithstanding the limitations of time for commencing a civil
- 4 action contained in section 614.8A, a civil action relating to
- 5 injuries suffered as a result of a violation of this subsection
- 6 may be brought at any time without regard to whether a criminal
- 7 conviction occurred.>
- 8 2. Page 1, line 23, after <sentence.> by inserting
- 9 <Notwithstanding the limitations of time for commencing a civil
- 10 action contained in section 614.8A, a civil action relating to
- 11 injuries suffered as a result of a violation of this subsection
- 12 may be brought at any time without regard to whether a criminal
- 13 conviction occurred.>

JANET PETERSEN

S-3042

- 1 Amend Senate File 391 as follows:
- 2 1. Page 8, line 1, after <internet> by inserting <except as
- 3 otherwise provided in section 256.43 or in rules adopted by the
- 4 state board of education pursuant to section 256.7, subsection
- 5 32>
- 6 2. By striking page 15, line 8, through page 16, line 24,
- 7 and inserting:
- 8 <Sec. ____ Section 256.11, subsection 5, paragraph k, Code
- 9 2023, is amended to read as follows:
- 10 k. (1) One-half unit of personal finance literacy, which
- 11 may be offered and taught through dedicated units of coursework

12 or through units of coursework that also meet the requirements
13 of the coursework required under paragraph “a,” “b,” “c,” “d,”
14 “e,” or “h.” All students, beginning with the students in the
15 2020-2021 school year graduating class, shall complete at least
16 one-half unit of personal finance literacy as a condition of
17 graduation.

18 ~~(1)~~ The personal financial literacy curriculum shall, at a
19 minimum, address all of the following:

20 (a) Savings, including emergency fund, purchases, and
21 wealth building.

22 (b) Understanding investments, including compound and
23 simple interest, liquidity, diversification, risk return
24 ratio, certificates of deposit, money market accounts, single
25 stocks, bonds, mutual funds, rental real estate, annuities,
26 commodities, and futures.

27 (c) Wealth building and college planning, including
28 long-term and short-term investing using tax-favored plans,
29 individual retirement accounts and payments from such accounts,
30 employer-sponsored retirement plans and investments, public and
31 private educational savings accounts, and uniform gifts and
32 transfers to minors.

33 (d) Credit and debt, including credit cards, payday
34 lending, rent-to-own transactions, debt consolidation,
35 automobile leasing, cosigning a loan, debt avoidance, and the

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1 marketing of debt, especially to young people.

2 (e) Consumer awareness of the power of marketing on buying
3 decisions including zero percent interest offers; marketing
4 methods, including product positioning, advertising, brand
5 recognition, and personal selling; how to read a credit report
6 and correct inaccuracies; how to build a credit score; how to
7 develop a plan to deal with creditors and avoid bankruptcy; and
8 the federal Fair Debt Collection Practices Act, codified at 15
9 U.S.C. §1692 – 1692p.

10 (f) Financial responsibility and money management,
11 including creating and living on a written budget and balancing
12 a checkbook; basic rules of successful negotiating and
13 techniques; and personality or other traits regarding money.

14 (g) Insurance, risk management, income, and career
15 decisions, including career choices that fit personality styles
16 and occupational goals, job search strategies, cover letters,
17 resumes, interview techniques, payroll taxes and other income
18 withholdings, and revenue sources for federal, state, and local
19 governments.

20 (h) Different types of insurance coverage including
21 renters, homeowners, automobile, health, disability, long-term
22 care, identity theft, and life insurance; term life, cash
23 value and whole life insurance; and insurance terms such
24 as deductible, stop loss, elimination period, replacement
25 coverage, liability, and out-of-pocket.

26 (i) Buying, selling, and renting advantages and
 27 disadvantages relating to real estate, including adjustable
 28 rate, balloon, conventional, government-backed, reverse, and
 29 seller-financed mortgages.
 30 (2) ~~(a) One half unit of personal finance literacy may~~
 31 ~~count as one half unit of social studies in meeting the~~
 32 ~~requirements of paragraph "b", though the teacher providing~~
 33 ~~personal finance literacy coursework that counts as one half~~
 34 ~~unit of social studies need not hold a social studies~~
 35 ~~endorsement.~~

Page 3

1 ~~(b)~~ Units of coursework that meet the requirements of any
 2 combination of coursework required under ~~paragraphs~~ paragraph
 3 "a", "b", "c", "d", "e", or "h" and incorporate the curriculum
 4 required under subparagraph (1) shall be deemed to satisfy
 5 the offer and teach requirements of this paragraph "k" ~~and a~~
 6 ~~student who completes such units shall be deemed to have met~~
 7 ~~the graduation requirement of this paragraph "h".>~~
 8 3. By renumbering as necessary.

TIM KRAAYENBRINK

S-3043

1 Amend Senate File 514 as follows:
 2 1. Page 5, by striking lines 8 through 22.
 3 2. Page 30, line 33, by striking ~~<public health and human~~
 4 ~~services>~~ and inserting ~~<public health inspections, appeals,~~
 5 ~~and licensing>~~
 6 3. Page 847, by striking lines 18 through 30.
 7 4. By striking page 881, line 31, through page 882, line 11.
 8 5. Page 888, line 12, by striking ~~<2021>~~ and inserting
 9 ~~<2022>~~
 10 6. Page 1040, by striking lines 27 through 32.
 11 7. Page 1136, by striking lines 19 through 26.
 12 8. Page 1261, line 34, by striking ~~<education workforce~~
 13 ~~development>~~ and inserting ~~<education>~~
 14 9. Page 1388, line 2, by striking ~~<career and technical~~
 15 ~~education>~~ and inserting ~~<community colleges and post-secondary~~
 16 ~~readiness>~~
 17 10. Page 1393, line 11, by striking ~~<career and technical~~
 18 ~~education>~~ and inserting ~~<community colleges and post-secondary~~
 19 ~~readiness>~~
 20 11. Page 1394, line 2, by striking ~~<"Career and~~
 21 ~~Technical Education">~~ and inserting ~~<"Community Colleges and~~
 22 ~~Post-Secondary Readiness">~~
 23 12. Page 1394, line 15, by striking ~~<career and technical~~
 24 ~~education>~~ and inserting ~~<community colleges and post-secondary~~
 25 ~~readiness>~~
 26 13. Page 1504, line 17, by striking ~~<alcohol and drug abuse>~~

- 27 and inserting <substance use disorder>
28 14. By striking page 1511, line 10, through page 1512, line
29 12.
30 15. Page 1512, line 13, by striking <XX> and inserting <XIX>
31 16. Page 1513, line 24, by striking <XXI> and inserting <XX>
32 17. Title page, by striking line 3 and inserting <state
33 officers,>
34 18. By renumbering as necessary.

JASON SCHULTZ

S-3044

- 1 Amend Senate File 514 as follows:
2 1. By striking page 1368, line 24, through page 1369, line
3 24.
4 2. By renumbering as necessary.

TONY BISIGNANO

S-3045

- 1 Amend Senate File 514 as follows:
2 1. Page 1179, line 12, by striking <paragraphs b and> and
3 inserting <paragraph>
4 2. Page 1179, line 13, by striking <are> and inserting <is>
5 3. Page 1179, by striking lines 14 through 23.
6 4. Page 1181, by striking lines 26 through 31.
7 5. By striking page 1184, line 25, through page 1185, line
8 18.
9 6. By renumbering as necessary.

NATE BOULTON

S-3046

- 1 Amend Senate File 391 as follows:
2 1. Page 12, lines 27 and 28, by striking <paragraphs f, g,
3 and i> and inserting <paragraph g>
4 2. Page 12, line 28, by striking <are> and inserting <is>
5 3. By striking page 12, line 29, through page 13, line 4.
6 4. Page 14, by striking lines 28 through 30.

HERMAN C. QUIRMBACH

S-3047

- 1 Amend Senate File 391 as follows:
- 2 1. By striking page 6, line 10, through page 7, line 23.
- 3 2. Title page, lines 2 and 3, by striking <teacher
- 4 librarians and guidance counselors,>
- 5 3. By renumbering as necessary.

MOLLY DONAHUE

S-3048

- 1 Amend Senate File 391 as follows:
- 2 1. By striking page 10, line 24, through page 11, line 1.
- 3 2. By renumbering as necessary.

LIZ BENNETT

S-3049

- 1 Amend Senate File 514 as follows:
- 2 1. By striking page 889, line 10, through page 897, line 20.
- 3 2. By renumbering as necessary.

JANICE WEINER

S-3050

- 1 Amend Senate File 514 as follows:
- 2 1. Page 492, line 6, by striking <of inspections and
- 3 ~~appeals~~> and inserting <of inspections, and appeals, and
- 4 licensing>
- 5 2. Page 492, lines 25 and 26, by striking <or of the
- 6 ~~department of inspections and appeals~~> and inserting <or of the
- 7 department of inspections, and appeals, and licensing>
- 8 3. Page 492, lines 34 and 35, by striking <and the
- 9 ~~department of inspections and appeals shall jointly~~> and
- 10 inserting <and the department of inspections, and appeals, and
- 11 licensing shall jointly>
- 12 4. Page 493, line 1, by striking <~~each the~~> and inserting
- 13 <each>
- 14 5. Page 493, line 3, by striking <~~departments~~ department>
- 15 and inserting <departments>
- 16 6. Page 493, by striking lines 4 through 7.
- 17 7. Page 493, line 12, by striking <~~and the department of~~
- 18 ~~inspections and appeals~~> and inserting <and the department of
- 19 inspections, and appeals, and licensing>
- 20 8. Page 493, line 17, by striking <~~and the department of~~
- 21 ~~inspections and appeals~~> and inserting <and the department of
- 22 inspections, and appeals, and licensing>
- 23 9. Page 915, line 14, by striking <and>

- 24 10. Page 915, by striking lines 15 and 16 and inserting
25 <appeal board, and administrator of the child advocacy board
26 created in section 237.16. All persons appointed and employed>
27 11. By renumbering as necessary.

SARAH TRONE GARRIOTT

S-3051

- 1 Amend Senate File 514 as follows:
2 1. Page 915, lines 13 and 14, by striking <director of the
3 Iowa state civil rights commission.>
4 2. Page 1044, by striking lines 19 through 30.
5 3. By renumbering as necessary.

ZACH WAHLS

S-3052

- 1 Amend Senate File 514 as follows:
2 1. Page 1179, by striking lines 2 through 11.
3 2. By striking page 1181, line 32, through page 1182, line
4 2.
5 3. By striking page 1186, line 32, through page 1188, line
6 2.
7 4. By renumbering as necessary.

LIZ BENNETT

S-3053

- 1 Amend Senate File 344 as follows:
2 1. Page 1, line 17, by striking <one> and inserting <one
3 five>
4 2. Title page, line 1, by striking <repayment of>

CHERIELYNN WESTRICH

S-3054

- 1 Amend Senate File 514 as follows:
2 1. By striking page 1425, line 23, through page 1439, line
3 10.
4 2. By renumbering as necessary.

CINDY WINCKLER

S-3055

- 1 Amend Senate File 514 as follows:
- 2 1. Page 915, by striking lines 27 through 34.
- 3 2. Page 916, line 2, by striking <101, 101A, 101B, 103>
- 4 3. Page 936, by striking lines 15 and 16 and inserting:
- 5 <1. Licensing and regulation of building code-related
- 6 activities and professions.>
- 7 4. By striking page 936, line 21, through page 938, line 10.
- 8 5. By striking page 939, line 4, through page 983, line 11.
- 9 6. Page 985, by striking lines 5 through 23.
- 10 7. Page 986, line 3, by striking <100C, 103.>
- 11 8. By striking page 995, line 17, through page 1003, line 1.
- 12 9. By striking page 1007, line 4, through page 1008, line
- 13 14.
- 14 10. By striking page 1008, line 23, through page 1011, line
- 15 14.
- 16 11. By striking page 1011, line 22, through page 1012, line
- 17 2.
- 18 12. Page 1012, line 3, by striking <paragraphs af and> and
- 19 inserting <paragraph>
- 20 13. Page 1012, line 4, by striking <are> and inserting <is>
- 21 14. Page 1012, by striking lines 5 through 7.
- 22 15. By striking page 1012, line 31, through page 1016, line
- 23 26.
- 24 16. By striking page 1038, line 19, through page 1039, line
- 25 6.
- 26 17. By striking page 1039, line 25, through page 1040, line
- 27 2.
- 28 18. Page 1040, by striking lines 17 and 18.
- 29 19. Page 1123, lines 1 and 2, by striking <the state fire
- 30 marshal,> and inserting <the state fire marshal,>
- 31 20. Page 1143, line 26, by striking <the state fire
- 32 marshal,> and inserting <the state fire marshal,>
- 33 21. By renumbering, redesignating, and correcting internal
- 34 references as necessary.

CLAIRE A. CELSI

S-3056

- 1 Amend Senate File 514 as follows:
- 2 1. Page 21, line 16, by striking <education workforce
- 3 development> and inserting <education>
- 4 2. Page 27, line 15, by striking <education workforce
- 5 development> and inserting <education>
- 6 3. Page 28, line 7, by striking <education workforce
- 7 development> and inserting <education>
- 8 4. Page 28, lines 24 and 25, by striking <education
- 9 workforce development> and inserting <education>
- 10 5. Page 85, lines 24 and 25, by striking <education
- 11 workforce development> and inserting <education>

- 12 6. Page 189, line 8, by striking ~~<education workforce~~
13 ~~development>~~ and inserting <education>
14 7. Page 307, line 27, by striking ~~<workforce development>~~
15 and inserting ~~<education>~~
16 8. Page 715, line 12, by striking ~~<education workforce~~
17 ~~development>~~ and inserting <education>
18 9. By striking page 1259, line 31, through page 1264, line
19 33.
20 10. By renumbering as necessary.

PAM JOCHUM

S-3057

- 1 Amend Senate File 478 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. NEW SECTION. 11.3 When audits and examinations
5 begin.
6 For purposes of this chapter, an audit or examination
7 commences when the period of professional engagement begins
8 pursuant to the government auditing standards prescribed by the
9 comptroller general of the United States and published by the
10 United States government accountability office.
11 Sec. 2. Section 11.41, subsection 3, Code 2023, is amended
12 to read as follows:
13 3. If the information, records, instrumentalities, and
14 properties sought by the auditor of state are required by law
15 to be kept confidential, the auditor of state shall have access
16 to the information, records, instrumentalities, and properties,
17 but shall maintain the confidentiality of all such information
18 and is subject to the same penalties as the lawful custodian
19 of the information for dissemination of the information.
20 ~~However, the auditor of state shall not have access to the~~
21 ~~income tax returns of individuals or to an individual's name~~
22 ~~or residential address from a reportable disease report under~~
23 ~~section 139A.3.~~
24 Sec. 3. Section 11.41, Code 2023, is amended by adding the
25 following new subsection:
26 NEW SUBSECTION. 4. a. The auditor of state shall not have
27 access to the following information:
28 (1) Income tax returns of individuals.
29 (2) Information in a report to the Iowa department of
30 public health, to a local board of health, or to a local health
31 department that identifies a person infected with a reportable
32 disease.
33 (3) Criminal identification files of law enforcement
34 agencies.
35 (4) Personal information in records regarding a student,

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1 prospective student, or former student maintained, created,
2 collected, or assembled by or for a school corporation or
3 educational institution maintaining such records.

4 (5) Hospital records, medical records, and professional
5 counselor records of the condition, diagnosis, care, or
6 treatment of a patient or former patient or a counselee or
7 former counselee, including outpatient.

8 (6) Records which represent and constitute the work product
9 of an attorney and which relate to litigation or claims made by
10 or against a public body.

11 (7) Peace officers' investigative reports, privileged
12 records or information specified in section 80G.2, and specific
13 portions of electronic mail and telephone billing records of
14 law enforcement agencies if that information is part of an
15 ongoing investigation.

16 (8) Records and information obtained or held by an
17 independent special counsel during the course of an
18 investigation conducted pursuant to section 68B.31A. This
19 paragraph does not prohibit the auditor of state from accessing
20 information that is disclosed to a legislative ethics
21 committee subsequent to a determination of probable cause by
22 an independent special counsel and made pursuant to section
23 68B.31.

24 (9) Information and records concerning physical
25 infrastructure, cyber security, critical infrastructure,
26 security procedures, or emergency preparedness developed,
27 maintained, or held by a government body for the protection of
28 life or property if disclosure could reasonably be expected to
29 jeopardize such life or property.

30 (10) Personal information, as defined in section 22A.1.

31 (11) Any other information or records that contain personal
32 information that an individual would reasonably expect to be
33 kept private or unnecessary to the objectives and scope of the
34 audit or examination commenced pursuant to this chapter.

35 b. The auditor of state may have access to information

Page 3

1 listed under paragraph "a", subparagraphs (3) through (10), if
2 all of the following conditions are met:

3 (1) The auditor of state demonstrates to the agency being
4 audited that the information is necessary for the purposes of
5 the audit.

6 (2) The agency that is being audited agrees that the
7 information is necessary for the purposes of the audit.

8 (3) The information is anonymized prior to the disclosure of
9 the information to the auditor of state.

10 Sec. 4. Section 11.42, subsection 3, Code 2023, is amended
11 to read as follows:

12 3. Upon completion of an audit or examination, a report

13 shall be prepared as required by section 11.28 and all
14 information included in the report shall be public information.
15 The auditor shall not disclose information listed in section
16 11.41, subsection 4, paragraph “a”, subparagraphs (3) through
17 (10) in a report without the express written consent of the
18 individual identified.

19 Sec. 5. Section 11.42, Code 2023, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 3A. The auditor shall not retain
22 information listed in section 11.41, subsection 4, paragraph
23 “a”, subparagraphs (3) through (10) in workpapers following the
24 completion of an audit report.

25 Sec. 6. Section 679A.19, Code 2023, is amended to read as
26 follows:

27 **679A.19 Disputes between governmental agencies.**

28 Any litigation between constitutional and statutory offices,
29 administrative departments, commissions or boards of the
30 executive branch of state government is prohibited. All
31 disputes between said governmental offices and agencies shall
32 be submitted to a board of arbitration of three members to
33 be composed of two members to be appointed by the offices or
34 departments involved in the dispute and a third member to be
35 appointed by the governor. The decision of the board shall be

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1 final.>

2 2. Title page, line 1, after <relating to> by inserting <the
3 operation of state government, including the commencement of
4 audits,>

5 3. Title page, line 2, by striking <state> and inserting
6 <state, and disputes between governmental agencies>

MIKE BOUSSELOT

S-3058

1 Amend the amendment, S-3043, to Senate File 514, as follows:

2 1. Page 1, by striking lines 26 and 27 and inserting:

3 <____. By striking page 1492, line 5, through page 1506, line
4 19,>

5 2. By renumbering as necessary.

MOLLY DONAHUE
TODD TAYLOR

S-3059

- 1 Amend Senate File 545 as follows:
- 2 1. Page 2, by striking lines 14 and 15 and inserting:
- 3 </f. The director of juvenile court services or the
- 4 director's designee.>

TOM SHIPLEY

S-3060

- 1 Amend Senate File 174 as follows:
- 2 1. Page 1, line 5, after <to the> by inserting <residential
- 3 building design elements with regard to>
- 4 2. Page 2, line 25, after <regulation> by inserting
- 5 <relating to residential building design elements>
- 6 3. Page 3, line 17, by striking <finance district> and
- 7 inserting <finance development agreement>

SCOTT WEBSTER

S-3061

- 1 Amend Senate File 514 as follows:
- 2 1. Page 41, by striking lines 27 and 28 and inserting:
- 3 <1. "Board" means the state board of health created pursuant
- 4 to chapter 136.>
- 5 2. Page 41, line 29, by striking <2. 1.> and inserting <2.>
- 6 3. Page 41, line 32, by striking <3. 2.> and inserting <3.>
- 7 4. Page 42, line 7, by striking <4. 3.> and inserting <4.>
- 8 5. Page 42, by striking line 8.
- 9 6. Page 43, by striking line 25 and inserting:
- 10 **<125.7 Duties of the board.>**
- 11 7. Page 43, by striking line 26 and inserting:
- 12 <The board shall:>
- 13 8. Page 44, lines 8 and 9, by striking <board council> and
- 14 inserting <board>
- 15 9. Page 45, line 23, by striking <board council> and
- 16 inserting <board>
- 17 10. Page 47, line 9, by striking <board council> and
- 18 inserting <board>
- 19 11. Page 48, line 7, by striking <board council> and
- 20 inserting <board>
- 21 12. Page 48, line 11, by striking <board council> and
- 22 inserting <board>
- 23 13. Page 49, line 13, by striking <board council> and
- 24 inserting <board>
- 25 14. Page 49, line 19, by striking <board council> and
- 26 inserting <board>
- 27 15. Page 50, line 3, by striking <board council> and
- 28 inserting <board>
- 29 16. Page 50, line 10, by striking <board council> and

30 inserting <board>
31 17. Page 50, by striking lines 14 through 29.
32 18. By striking page 53, line 22, through page 55, line 14.
33 19. By striking page 55, line 32, through page 56, line 9.
34 20. Page 62, line 17, by striking ~~<board council>~~ and
35 inserting <board>

Page 2

1 21. Page 65, line 10, by striking ~~<board council>~~ and
2 inserting <board>
3 22. Page 109, by striking lines 29 and 30 and inserting
4 <to adoption, the rules shall be approved by the state board
5 of health and the director of>
6 23. Page 115, by striking lines 34 and 35 and inserting
7 <of health, the state board of health, designated local public
8 health agencies, the state>
9 24. Page 116, by striking lines 11 through 22.
10 25. Page 126, by striking lines 17 and 18 and inserting
11 <department, with the approval of the state board of health,
12 may adopt by reference, with>
13 26. Page 150, by striking lines 6 through 14.
14 27. Page 157, by striking lines 1 and 2 and inserting:
15 <3. "Council" or "city council" means a city council.>
16 28. Page 157, by striking line 22 and inserting:
17 <12. "State board" means the state board of health.>
18 29. Page 157, line 23, by striking ~~<13. 12.>~~ and inserting
19 <13.>
20 30. Page 157, by striking lines 25 through 31.
21 31. Page 158, by striking line 13 and inserting <accordance
22 with rules established by the state board>
23 32. By striking page 158, line 25, through page 159, line
24 12.
25 33. Page 163, by striking lines 3 through 7.
26 34. Page 163, by striking lines 11 and 12 and inserting
27 <times of emergency or epidemic as determined by the state
28 board of health and as declared by the>
29 35. Page 163, by striking lines 14 through 20.
30 36. Page 163, by striking lines 25 through 35.
31 37. By striking page 229, line 32, through page 230, line
32 32.
33 38. Page 286, by striking lines 21 and 22 and inserting <the
34 rules prescribed by the state board of health for shipping such
35 bodies; and it>

Page 3

- 1 39. By striking page 757, line 34, through page 758, line
- 2 18.
- 3 40. By striking page 774, line 26, through page 775, line 9.
- 4 41. Page 888, by striking line 14.
- 5 42. By renumbering as necessary.

ZACH WAHLS

S-3062

HOUSE AMENDMENT TO
SENATE FILE 75

- 1 Amend Senate File 75, as amended, passed, and reprinted by
- 2 the Senate, as follows:
- 3 1. Page 4, after line 8 by inserting:
- 4 <3. Any change of a rural emergency hospital in licensure.
- 5 organizational structure, or type of institutional health
- 6 facility shall require a certificate of need pursuant to
- 7 section 135.63.>
- 8 2. Page 10, by striking lines 7 through 10 and inserting
- 9 <shall adopt emergency rules under section 17A.4, subsection 3,
- 10 and section 17A.5, subsection 2, paragraph "b", to implement
- 11 the provisions of this division of this Act within six months
- 12 of the effective date of this division of this Act and shall
- 13 submit such rules to the administrative rules coordinator and
- 14 the administrative code editor pursuant to section 17A.5,
- 15 subsection 1, within the same period. The rules shall be
- 16 effective>
- 17 3. Page 10, line 15, after <Act> by inserting <also>
- 18 4. Page 11, line 4, by striking <exclusively> and inserting
- 19 <primarily>
- 20 5. Page 11, line 14, after <surgery,> by inserting <not
- 21 including cosmetic, reconstructive, or plastic surgery,>
- 22 6. Page 11, line 30, after <chapter> by inserting <but which
- 23 shall not exceed the requirements for applications required by
- 24 Medicare or an accrediting organization with deeming authority
- 25 authorized by the centers for Medicare and Medicaid of the
- 26 United States department of health and human services>
- 27 7. Page 11, after line 30 by inserting:
- 28 <__. An applicant for an initial ambulatory surgical
- 29 center license that has been certified by Medicare or an
- 30 accrediting organization with deeming authority authorized by
- 31 the centers for Medicare and Medicaid of the United States
- 32 department of health and human services shall be granted an
- 33 initial license.>
- 34 8. By renumbering, redesignating, and correcting internal
- 35 references as necessary.

S-3063

1 Amend the amendment, S-3057, to Senate File 478, as follows:

2 1. By striking page 1, line 4, through page 3, line 9.

3 2. Page 3, line 15, by striking ~~<information listed in~~
4 ~~section>~~ and inserting <individual identifiable health or
5 academic information>

6 3. Page 3, lines 16 and 17, by striking ~~<11.41, subsection~~
7 ~~4, paragraph "a", subparagraphs (3) through (10)>~~

8 4. Page 3, lines 22 and 23, by striking ~~<information listed~~
9 ~~in section 11.41, subsection 4, paragraph "a", subparagraphs~~
10 ~~(3) through (10)>~~ and inserting <individual identifiable health
11 or academic information>

12 5. By striking page 3, line 25, through page 4, line 6, and
13 inserting:

14 <__. Title page, line 1, by striking <made available to>
15 and inserting <retained by>>

16 6. By renumbering as necessary.

ZACH WAHLS

S-3064

1 Amend Senate File 381 as follows:

2 1. Page 1, by striking lines 17 through 28 and inserting:
3 <Sec. __. Section 321.194, subsection 2, paragraph a, Code
4 2023, is amended by adding the following new subparagraph:

5 NEW SUBPARAGRAPH. (04) If the licensee is otherwise
6 employed, the licensee may operate a motor vehicle during the
7 hours of 5:00 a.m. to 10:00 p.m. over the most direct and
8 accessible route between the licensee's residence or school of
9 enrollment and the licensee's place of employment, provided the
10 driving distance between the licensee's place of employment
11 and the nearest point on the route on which the licensee is
12 authorized to travel under subparagraph (1), subparagraph
13 division (a), or subparagraph (2), subparagraph division (a),
14 is no more than fifty miles.

15 Sec. __. Section 321.194, subsection 2, paragraph a,
16 subparagraph (4), Code 2023, is amended to read as follows:

17 (4) To a service station for the purpose of refueling, so
18 long as the service station is the station closest to the route
19 on which the licensee is traveling under ~~subparagraph (1), (2),~~
20 ~~or (3) this paragraph.~~

21 2. Page 1, lines 29 and 30, by striking ~~<paragraph b, Code~~
22 ~~2023, is>~~ and inserting <paragraphs b and c, Code 2023, are>

23 3. Page 2, after line 4 by inserting:

24 <c. The school shall develop and adopt a policy establishing
25 the criteria that the school shall use to approve or deny
26 certification that a need exists for a license. The adopted
27 policy must require the school to approve certification that
28 a need exists for a license for a student who participates in
29 an extracurricular activity, resides on a farm, is employed

30 for compensation on a farm in this state, or is otherwise
 31 employed. If the school is a public school, the policy
 32 shall be developed and adopted by the school board. If the
 33 school is an accredited nonpublic school, the policy shall be
 34 developed and adopted according to procedures determined by the
 35 authorities in charge of the accredited nonpublic school.>

Page 2

- 1 4. Title page, line 1, by striking <driving privileges of
- 2 persons issued a>
- 3 5. Title page, line 2, by striking <license> and inserting
- 4 <licenses>
- 5 6. By renumbering as necessary.

TOM SHIPLEY

S-3065

HOUSE AMENDMENT TO SENATE FILE 391

- 1 Amend Senate File 391, as amended, passed, and reprinted by
- 2 the Senate, as follows:
- 3 1. Page 12, line 29, by striking <f, g,> and inserting <f>
- 4 2. Page 12, line 31, by striking <Two> and inserting <Three>
- 5 3. By striking page 13, line 7, through page 14, line 29.
- 6 4. Page 17, by striking lines 10 and 11.
- 7 5. By renumbering as necessary.

S-3066

- 1 Amend Senate File 326 as follows:
- 2 1. Page 1, after line 23 by inserting:
- 3 <(9) Self-administered hormonal contraceptives. For
- 4 the purposes of this subparagraph, “self-administered
- 5 hormonal contraceptive” means a self-administered hormonal
- 6 contraceptive that is approved by the United States food and
- 7 drug administration to prevent pregnancy. “Self-administered
- 8 hormonal contraceptive” includes an oral hormonal contraceptive,
- 9 a hormonal vaginal ring, and a hormonal contraceptive patch,
- 10 but does not include any drug intended to induce an abortion
- 11 as defined in section 146.1.>

JEFF EDLER

S-3067

1 Amend Senate File 454 as follows:

2 1. Page 1, after line 2 by inserting:

3 <1. For purposes of this section, “*sworn public safety*
4 *personnel*” includes fire fighters, fire chiefs, assistant fire
5 chiefs, police officers, police chiefs, and assistant police
6 chiefs for the respective fire department or police department
7 of a city.>

8 2. Page 1, line 3, by striking <1.> and inserting <2.>

9 3. Page 1, line 4, by striking <subsection 2> and inserting
10 <subsection 3>

11 4. Page 1, by striking lines 5 through 7 and inserting
12 <pursuant to this chapter for the hiring of sworn public safety
13 personnel. A suspension shall not>

14 5. Page 1, line 19, by striking <2.> and inserting <3.>

15 6. Page 1, after line 34 by inserting:
16 <4. a. This section does not relieve sworn public safety
17 personnel from the requirements to complete all examinations
18 and tests applicable to those persons for positions subject to
19 the provisions of this chapter.

20 b. This section shall not be construed to preclude sworn
21 public safety personnel from accessing rights, benefits, or
22 privileges provided outside of this chapter.

23 5. Unless otherwise provided by law, a city council may
24 suspend the generally required hiring practices specified in
25 this section only for sworn public safety personnel as provided
26 in this section.>

SCOTT WEBSTER

S-3068

1 Amend Senate File 326 as follows:

2 1. Page 1, after line 23 by inserting:

3 <(9) Self-administered hormonal contraceptives. For
4 the purposes of this subparagraph, “self-administered
5 hormonal contraceptive” means a self-administered hormonal
6 contraceptive that is approved by the United States food and
7 drug administration to prevent pregnancy. “Self-administered
8 hormonal contraceptive” includes an oral hormonal contraceptive,
9 a hormonal vaginal ring, and a hormonal contraceptive patch,
10 but does not include any drug intended to induce an abortion
11 as defined in section 146.1.>

12 2. Title page, line 2, after <auto-injectors> by inserting
13 <and self-administered hormonal contraceptives>

JEFF EDLER

S-3069

1 Amend Senate File 496 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 256.11, subsection 2, Code 2023, is
5 amended to read as follows:

6 2. The kindergarten program shall include experiences
7 designed to develop healthy emotional and social habits and
8 growth in the language arts and communication skills, as
9 well as a capacity for the completion of individual tasks,
10 and protect and increase physical well-being with attention
11 given to experiences relating to the development of life
12 skills and age-appropriate and research-based human growth and
13 development. A kindergarten teacher shall be licensed to teach
14 in kindergarten. An accredited nonpublic school must meet the
15 requirements of this subsection only if the nonpublic school
16 offers a kindergarten program.

17 Sec. 2. Section 256E.7, subsection 2, Code 2023, is amended
18 by adding the following new paragraph:

19 NEW PARAGRAPH. *0j.* Be subject to and comply with the
20 requirements of section 280.33 relating to the publication
21 of a list of topics covered when providing human growth and
22 development instruction, and the adoption of a policy allowing
23 the parent or guardian of a student to excuse the student from
24 instruction related to topics in the health or human growth
25 and development instruction, in the same manner as a school
26 district.

27 Sec. 3. NEW SECTION. 279.77 Library catalog.

28 1. Each school district shall maintain a publicly available
29 catalog of books and other materials that are available to be
30 checked out in libraries operated by the school district.

31 2. *a.* Each school district that maintains in electronic
32 form a catalog of books and other materials that are available
33 to be checked out in libraries operated by the school district
34 as of this effective date of this Act shall do all of the
35 following:

Page 2

1 (1) Publish the catalog on the school district's internet
2 site on or before January 1, 2026.

3 (2) As of the effective date of this Act and until the
4 school district publishes the catalog on the school district's
5 internet site pursuant to subparagraph (1), grant physical
6 access to the catalog to members of the general public
7 for at least three hours each week during the school year,
8 not including during the summer months when school is not
9 in session or during a vacation period, at times that are
10 convenient to the general public.

11 (3) Publish the dates and times the school district will
12 grant physical access to the catalog to members of the general

13 public on the school district's internet site.

14 **b.** Each school district that maintains in other than
15 electronic form a catalog of books and other materials that are
16 available to be checked out in libraries operated by the school
17 district shall do all of the following:

18 (1) Grant physical access to the catalog to members of the
19 general public for at least three hours each week during the
20 school year, not including during the summer months when school
21 is not in session or during a vacation period, at times that
22 are convenient to the general public.

23 (2) Publish the dates and times the school district will
24 grant physical access to the catalog to members of the general
25 public on the school district's internet site.

26 Sec. 4. **NEW SECTION. 279.78 Parent or guardian request to**
27 **prohibit a student from checking out books or materials from a**
28 **school library.**

29 1. *a.* A parent or guardian who has physical custody of
30 a student enrolled in a school district may submit a signed
31 notice to the school district requesting that the student be
32 prohibited from checking out from a library operated by the
33 school district a book or any other material that is described
34 in the notice and included in the catalog maintained by the
35 school district pursuant to section 279.77.

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1 **b.** A parent or guardian who has physical custody of a
2 student enrolled in a school district may submit the notice
3 described in paragraph "*a*" beginning two weeks prior to the
4 start date of the school district's school calendar and at
5 any time during the school calendar year. A notice submitted
6 pursuant to paragraph "*a*" shall be valid for the current school
7 year and the succeeding school year and may be renewed by the
8 parent or guardian at any time.

9 2. Each school district shall maintain a list of the notices
10 submitted pursuant to subsection 1 that remain valid. The only
11 school district employees who may access the list are qualified
12 teacher librarians and administrators. The list shall be
13 confidential and shall not be a public record subject to
14 disclosure under chapter 22. For purposes of this subsection,
15 "*administrator*" means the same as defined in section 272.1.

16 3. A school district shall not allow a student enrolled in
17 the school district to check out a book or any other material
18 from a library operated by the school district if the list
19 described in subsection 2 indicates that a parent or guardian
20 who has physical custody of the student submitted a notice
21 described in subsection 1, paragraph "*a*", requesting that the
22 student be prohibited from checking out the book or other
23 material.

24 Sec. 5. **NEW SECTION. 280.33 Human growth and development**
25 **instruction.**

26 1. The board of directors of each public school district and

27 the authorities in charge of each accredited nonpublic school
28 shall publish on the school district's or accredited nonpublic
29 school's internet site a list of the topics the school district
30 or accredited nonpublic school covers when providing the human
31 growth and development instruction required under section
32 256.11, subsections 2, 3, and 4.
33 2. *a.* The board of directors of each public school district
34 and the authorities in charge of each accredited nonpublic
35 school shall adopt a policy that allows a parent or guardian

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1 who has physical custody of a student enrolled in the school
2 district or accredited nonpublic school to excuse the student
3 from any classes, lectures, assignments, activities, or any
4 other instruction related to any topics in the health or human
5 growth and development instruction in the student's grade, as
6 specified by the parent or guardian, by submitting a request to
7 the school district or accredited nonpublic school.
8 *b.* The policy described in paragraph "*a*" must include a copy
9 of the form to be used by a parent or guardian to excuse the
10 student from any classes, lectures, assignments, activities, or
11 any other instruction related to any topics in the health or
12 human growth and development instruction.
13 *c.* The board of directors of each public school district and
14 the authorities in charge of each accredited nonpublic school
15 shall annually inform the parents and guardians of students
16 enrolled in the school district of the opportunity to excuse a
17 student from any classes, lectures, assignments, activities, or
18 any other instruction related to any topics in the health or
19 human growth and development instruction.
20 3. The requirements in this section applicable to public
21 school districts are in addition to the requirements provided
22 in section 279.50.>
23 2. Title page, line 1, by striking <relating to> and
24 inserting <concerning>
25 3. Title page, line 4, after <to> by inserting <the>
26 4. Title page, lines 4 and 5, by striking <screenings and
27 the>

HERMAN C. QUIRMBACH

S-3070

1 Amend the amendment, S-3069, to Senate File 496, as follows:
2 1. By striking page 1, line 2, through page 4, line 27, and
3 inserting:
4 <1. By striking everything after the enacting clause and
5 inserting:
6 <Section 1. Section 256.11, subsection 2, Code 2023, is
7 amended to read as follows:
8 2. The kindergarten program shall include experiences

9 designed to develop healthy emotional and social habits and
10 growth in the language arts and communication skills, as
11 well as a capacity for the completion of individual tasks,
12 and protect and increase physical well-being with attention
13 given to experiences relating to the development of life
14 skills and age-appropriate and research-based human growth and
15 development. A kindergarten teacher shall be licensed to teach
16 in kindergarten. An accredited nonpublic school must meet the
17 requirements of this subsection only if the nonpublic school
18 offers a kindergarten program.

19 Sec. 2. Section 256E.7, subsection 2, Code 2023, is amended
20 by adding the following new paragraph:

21 NEW PARAGRAPH. *0j.* Be subject to and comply with the
22 requirements of section 280.33 relating to the publication
23 of a list of topics covered when providing human growth and
24 development instruction, and the adoption of a policy allowing
25 the parent or guardian of a student to excuse the student from
26 instruction related to a selected topic or selected topics in
27 the health or human growth and development instruction, in the
28 same manner as a school district.

29 Sec. 3. NEW SECTION. **279.77 Library catalog.**

30 1. Each school district shall maintain a publicly available
31 catalog of books and other materials that are available to be
32 checked out in libraries operated by the school district.

33 2. *a.* Each school district that maintains in electronic
34 form a catalog of books and other materials that are available
35 to be checked out in libraries operated by the school district

Page 2

1 as of this effective date of this Act shall do all of the
2 following:

3 (1) Publish the catalog on the school district's internet
4 site on or before January 1, 2026.

5 (2) As of the effective date of this Act and until the
6 school district publishes the catalog on the school district's
7 internet site pursuant to subparagraph (1), grant physical
8 access to the catalog to members of the general public
9 for at least three hours each week during the school year,
10 not including during the summer months when school is not
11 in session or during a vacation period, at times that are
12 convenient to the general public.

13 (3) Publish the dates and times the school district will
14 grant physical access to the catalog to members of the general
15 public on the school district's internet site.

16 *b.* Each school district that maintains in other than
17 electronic form a catalog of books and other materials that are
18 available to be checked out in libraries operated by the school
19 district shall do all of the following:

20 (1) Grant physical access to the catalog to members of the
21 general public for at least three hours each week during the
22 school year, not including during the summer months when school

23 is not in session or during a vacation period, at times that
24 are convenient to the general public.

25 (2) Publish the dates and times the school district will
26 grant physical access to the catalog to members of the general
27 public on the school district's internet site.

28 Sec. 4. NEW SECTION. 279.78 Parent or guardian request to
29 **prohibit a student from checking out books or materials from a**
30 **school library.**

31 1. a. A parent or guardian who has physical custody of
32 a student enrolled in a school district may submit a signed
33 notice to the school district requesting that the student be
34 prohibited from checking out from a library operated by the
35 school district a book or any other material that is described

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1 in the notice and included in the catalog maintained by the
2 school district pursuant to section 279.77.

3 b. A parent or guardian who has physical custody of a
4 student enrolled in a school district may submit the notice
5 described in paragraph "a" beginning two weeks prior to the
6 start date of the school district's school calendar and at
7 any time during the school calendar year. A notice submitted
8 pursuant to paragraph "a" shall be valid for the current school
9 year and the succeeding school year and may be renewed by the
10 parent or guardian at any time.

11 2. Each school district shall maintain a list of the notices
12 submitted pursuant to subsection 1 that remain valid. The only
13 school district employees who may access the list are qualified
14 teacher librarians and administrators. The list shall be
15 confidential and shall not be a public record subject to
16 disclosure under chapter 22. For purposes of this subsection,
17 "administrator" means the same as defined in section 272.1.

18 3. A school district shall not allow a student enrolled in
19 the school district to check out a book or any other material
20 from a library operated by the school district if the list
21 described in subsection 2 indicates that a parent or guardian
22 who has physical custody of the student submitted a notice
23 described in subsection 1, paragraph "a", requesting that the
24 student be prohibited from checking out the book or other
25 material.

26 Sec. 5. NEW SECTION. 280.33 Human growth and development
27 **instruction.**

28 1. The board of directors of each public school district and
29 the authorities in charge of each accredited nonpublic school
30 shall publish on the school district's or accredited nonpublic
31 school's internet site a list of the topics the school district
32 or accredited nonpublic school covers when providing the human
33 growth and development instruction required under section
34 256.11, subsections 2, 3, and 4.

35 2. a. The board of directors of each public school district

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1 and the authorities in charge of each accredited nonpublic
2 school shall adopt a policy that allows a parent or guardian
3 who has physical custody of a student enrolled in the school
4 district or accredited nonpublic school to excuse the student
5 from any classes, lectures, assignments, activities, or any
6 other instruction related to any selected topic or topics in
7 the health or human growth and development instruction in
8 the student's grade, as specified by the parent or guardian,
9 by submitting a request to the school district or accredited
10 nonpublic school.
11 b. The policy described in paragraph "a" must include a copy
12 of the form to be used by a parent or guardian to excuse the
13 student from any classes, lectures, assignments, activities, or
14 any other instruction related to any selected topic or topics
15 in the health or human growth and development instruction.
16 c. The board of directors of each public school district and
17 the authorities in charge of each accredited nonpublic school
18 shall annually inform the parents and guardians of students
19 enrolled in the school district of the opportunity to excuse a
20 student from any classes, lectures, assignments, activities, or
21 any other instruction related to any selected topic or topics
22 in the health or human growth and development instruction.
23 3. The requirements in this section applicable to public
24 school districts are in addition to the requirements provided
25 in section 279.50.>
26 2. Title page, line 4, after <to> by inserting <the>
27 3. Title page, lines 4 and 5, by striking <screenings and
28 the>>

HERMAN C. QUIRMBACH

S-3071

1 Amend Senate File 516 as follows:
2 1. Page 4, by striking lines 27 through 29 and inserting
3 <the general assembly no later than January 15, 2024.>

ANNETTE SWEENEY

S-3072

1 Amend Senate File 201 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 692A.102, subsection 1, paragraph a,
4 subparagraph (6), subparagraph division (b), Code 2023, is
5 amended to read as follows:
6 (b) Stalking in violation of section 708.11, if a
7 determination is made that the offense was sexually motivated
8 pursuant to section 692A.126, except a violation of section
9 708.11, subsection 3, paragraph ~~"b"~~ "a", subparagraph (3), shall

10 be classified a tier II offense as provided in paragraph "b".
11 Sec. ____ Section 692A.102, subsection 1, paragraph b,
12 subparagraph (8), Code 2023, is amended to read as follows:
13 (8) Stalking in violation of section 708.11, subsection 3,
14 paragraph ~~"b"~~ "a", subparagraph (3), if a determination is made
15 that the offense was sexually motivated pursuant to section
16 692A.126.
17 Sec. ____ Section 708.11, subsection 1, paragraph b, Code
18 2023, is amended to read as follows:
19 b. *"Course of conduct"* means repeatedly maintaining a visual
20 or physical proximity to a person without legitimate purpose,
21 repeatedly utilizing a technological device to locate, listen
22 to, or watch a person without authorization or legitimate
23 purpose, or repeatedly conveying oral or written threats,
24 threats implied by conduct, or a combination thereof, directed
25 at or toward a person.>
26 2. Page 1, line 5, after <audio recording device,> by
27 inserting <global positioning device,>
28 3. By renumbering as necessary.

CHRIS COURNOYER

S-3073

1 Amend Senate File 549 as follows:
2 1. Page 1, line 14, by striking <Four-tenths> and inserting
3 <Seven-twentieths of one>
4 2. Page 1, line 16, by striking <Three-tenths> and inserting
5 <One-quarter of one>
6 3. Page 1, line 34, by striking <Two hundred twenty-five
7 ten-thousandths> and inserting <Two-tenths of one>
8 4. Page 2, line 1, by striking <Fifteen-hundredths> and
9 inserting <One-eighth of one>
10 5. Page 19, line 18, by striking <five> and inserting
11 <three>

MIKE BOUSSELOT

S-3074

1 Amend Senate File 455 as follows:
2 1. Page 1, line 13, by striking <site.> and inserting <site
3 that is more restrictive than those requirements provided in
4 the national pollutant discharge elimination system general
5 permit no. 2 as issued by the department of natural resources.>
6 2. Page 1, by striking lines 16 through 19 and inserting
7 <construction site only to the extent that such regulation for
8 rainfall events having a return frequency ranging from five
9 through one hundred years does not require a post-construction
10 storm water flow rate that is more restrictive than the
11 existing flow rate of a rainfall event having a return
12 frequency of five years, with all such runoff rates based on

13 the actual existing>

14 3. Page 2, line 4, by striking <site.> and inserting <site
15 that is more restrictive than those requirements provided in
16 the national pollutant discharge elimination system general
17 permit no. 2 as issued by the department of natural resources.>

18 4. Page 2, by striking lines 7 through 10 and inserting
19 <construction site only to the extent that such regulation for
20 rainfall events having a return frequency ranging from five
21 through one hundred years does not require a post-construction
22 storm water flow rate that is more restrictive than the
23 existing flow rate of a rainfall event having a return
24 frequency of five years, with all such runoff rates based on
25 the actual existing>

SCOTT WEBSTER

S-3075

1 Amend Senate File 513 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 80.5, subsection 2, Code 2023, is
5 amended to read as follows:

6 2. The state patrol is established in the department. The
7 patrol shall be under the direction of the commissioner. The
8 number of supervisory officers shall be in proportion to the
9 membership of the state patrol. The department shall maintain
10 a vehicle theft unit in the state patrol to investigate
11 and assist in the examination and identification of stolen,
12 altered, or forfeited vehicles. In addition to other duties,
13 powers, and responsibilities prescribed by law, the state
14 patrol shall conduct enforcement activities that ensure the
15 safe and lawful movement and operation of commercial motor
16 vehicles and vehicles transporting loads, including but not
17 limited to the enforcement of motor vehicle laws relating to
18 the operating authority, registration, size, weight, and load
19 of motor vehicles and trailers.

20 Sec. 2. Section 80.5, Code 2023, is amended by adding the
21 following new subsections:

22 NEW SUBSECTION. 10. The department of public safety shall
23 adopt, after consultation with the department of natural
24 resources and the department of transportation, rules relating
25 to enforcement of the rules regarding transportation of
26 hazardous wastes adopted by the department of natural resources
27 and the department of transportation. The state patrol shall
28 carry out the enforcement of the rules, in accordance with
29 state law.

30 NEW SUBSECTION. 11. The department shall submit a report to
31 the general assembly on or before December 1 of each year that

32 details the nature and scope of enforcement activities that
33 ensure the safe and lawful movement and operation of commercial
34 motor vehicles and vehicles transporting loads conducted by
35 members of the state patrol assigned to such enforcement

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1 activities in the previous year. The report shall include
2 a comparison of commercial and noncommercial motor vehicle
3 enforcement activities conducted by such members of the state
4 patrol.

5 Sec. 3. Section 80B.6, subsection 1, paragraph k, Code 2023,
6 is amended to read as follows:

7 *k.* A member of ~~the office of motor vehicle enforcement of~~
8 the department of transportation involved with the enforcement
9 activities set forth in section 321.477.

10 Sec. 4. Section 97B.42B, Code 2023, is amended by adding the
11 following new subsection:

12 NEW SUBSECTION. 4A. *a.* Commencing July 1, 2023, a
13 person who is a designated peace officer in the department of
14 transportation under section 321.477, Code 2023, as of June 30,
15 2023, who has fewer than ten years of membership service, and
16 who is transferred to the department of public safety pursuant
17 to this Act, shall be a member of the Iowa department of public
18 safety peace officers' retirement, accident, and disability
19 system established in chapter 97A.

20 *b.* Commencing July 1, 2023, a person who is a designated
21 peace officer in the department of transportation under section
22 321.477, Code 2023, as of June 30, 2023, who has ten or more
23 years of membership service, and who is transferred to the
24 department of public safety pursuant to this Act, shall remain
25 a member of the Iowa public employees' retirement system.

26 Sec. 5. Section 97B.49B, subsection 1, paragraph e,
27 subparagraph (5), Code 2023, is amended to read as follows:

28 (5) ~~(a)~~ An employee of the state department of
29 transportation who is designated as a "*peace officer*" by
30 resolution under section 321.477, but only if the employee
31 retires on or after July 1, 1990. For purposes of this
32 subparagraph, service as a traffic weight officer employed
33 by the highway commission prior to the creation of the state
34 department of transportation or as a peace officer employed by
35 the Iowa state commerce commission prior to the creation of

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1 the state department of transportation shall be included in
2 computing the employee's years of membership service.
3 (b) An employee of the department of public safety described
4 in section 97B.42B, subsection 4A, paragraph "b".

5 Sec. 6. Section 152C.5B, subsection 1, paragraph b,
6 subparagraph (5), Code 2023, is amended by striking the
7 subparagraph.

8 Sec. 7. Section 157.4A, subsection 1, paragraph b,
9 subparagraph (5), Code 2023, is amended by striking the
10 subparagraph.
11 Sec. 8. Section 307.12, subsection 1, paragraph n, Code
12 2023, is amended by striking the paragraph.
13 Sec. 9. Section 307.48, Code 2023, is amended by adding the
14 following new subsection:
15 NEW SUBSECTION. 3. An employee of the office of motor
16 vehicle enforcement of the department of transportation on June
17 30, 2023, who is transferred to the department of public safety
18 pursuant to this Act, retains all rights to longevity pay.
19 Sec. 10. Section 321.2, subsection 2, Code 2023, is amended
20 to read as follows:
21 2. The division of state patrol of the department of public
22 safety shall enforce the provisions of this chapter relating to
23 traffic on the public highways of the state, including those
24 relating to the safe and legal operation of passenger cars,
25 motorcycles, motor trucks, ~~and~~ buses, and other commercial
26 motor vehicles, and to see that proper safety rules are
27 observed.
28 Sec. 11. Section 321.266, subsection 4, Code 2023, is
29 amended to read as follows:
30 4. Notwithstanding section 455B.386, a carrier transporting
31 hazardous material upon a public highway in this state, in
32 the case of an accident involving the transportation of the
33 hazardous material, shall immediately notify the police radio
34 broadcasting system established pursuant to section 693.1 or
35 shall notify a peace officer of the county or city in which

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1 the accident occurs. When a local law enforcement agency is
2 informed of the accident, the agency shall notify the state
3 patrol ~~and the state department of transportation office of~~
4 ~~motor vehicle enforcement~~. A person who violates a provision
5 of this subsection is guilty of a serious misdemeanor.
6 Sec. 12. Section 321.449, subsection 1, paragraphs a and b,
7 Code 2023, are amended to read as follows:
8 a. A person shall not operate a commercial vehicle on the
9 highways of this state except in compliance with rules adopted
10 by the department of public safety, in consultation with the
11 department of transportation, under chapter 17A. The rules
12 shall be consistent with the federal motor carrier safety
13 regulations promulgated under United States Code, Tit. 49,
14 and found in 49 C.F.R. pts. 385, 390 – 399 and adopted under
15 chapter 17A.
16 b. The department of public safety, in consultation with the
17 department of transportation, shall also adopt rules concerning
18 hours of service for drivers of vehicles operated for hire
19 and designed to transport seven or more persons, including
20 the driver. The rules shall not apply to vehicles offered to
21 the public for hire that are used principally in intracity

22 operation and that are regulated by local authorities pursuant
23 to section 321.236.
24 Sec. 13. Section 321.449, subsection 4, paragraph c, Code
25 2023, is amended to read as follows:
26 c. A driver or a driver-salesperson for a private carrier,
27 who is not for hire and who is engaged exclusively in
28 intrastate commerce, may drive twelve hours, be on duty sixteen
29 hours in a twenty-four-hour period, and be on duty seventy
30 hours in seven consecutive days or eighty hours in eight
31 consecutive days. A “*driver-salesperson*” means as defined in 49
32 C.F.R. §395.2, as adopted by the department of public safety
33 by rule.
34 Sec. 14. Section 321.449, subsection 8, Code 2023, is
35 amended to read as follows:

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1 8. In the course of enforcing the motor carrier safety
2 rules adopted by the department of public safety under chapter
3 17A, the ~~department's~~ department of public safety's peace
4 officers are authorized, at reasonable times and places and
5 with reasonable notice, to enter a motor carrier's place of
6 business for the purpose of performing a motor carrier safety
7 audit or compliance review. Nothing in this subsection by
8 itself permits the seizure of the property of a motor carrier.
9 Any audit or review shall be conducted in compliance with the
10 federal motor carrier safety regulations in 49 C.F.R. pts. 105
11 – 185, 382, 383, 385, and 390 – 399. A peace officer of the
12 department of public safety is authorized to inspect and copy
13 motor carrier records required by 49 C.F.R. pts. 105 – 185,
14 382, 383, 385, and 390 – 399.

15 Sec. 15. Section 321.449B, subsection 1, Code 2023, is
16 amended to read as follows:
17 1. a. A person subject to rules adopted by the department
18 of public safety pursuant to section 321.449 shall not
19 operate a commercial motor vehicle while engaged in texting as
20 prohibited by 49 C.F.R. §392.80, except in an emergency or as
21 otherwise permitted under 49 C.F.R. §392.80.

22 b. A person subject to rules adopted by the department of
23 public safety pursuant to section 321.449 shall not operate
24 a commercial motor vehicle while using a hand-held mobile
25 telephone as prohibited by 49 C.F.R. §392.82, except in an
26 emergency or as otherwise permitted under 49 C.F.R. §392.82.

27 Sec. 16. Section 321.450, subsection 1, Code 2023, is
28 amended to read as follows:

29 1. A person shall not transport or have transported or
30 shipped within this state any hazardous material except in
31 compliance with rules adopted by the department of public
32 safety under chapter 17A. The rules shall be consistent with
33 the federal hazardous materials regulations adopted under
34 United States Code, Tit. 49, and found in 49 C.F.R. pts. 107,
35 171 to 173, 177, 178, and 180.

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1 Sec. 17. Section 321.463, subsection 5, paragraph b, Code
2 2023, is amended to read as follows:

3 b. Notwithstanding any provision of law to the contrary,
4 a motor vehicle described in paragraph “a” equipped with an
5 auxiliary power or idle reduction technology unit that reduces
6 fuel use and emissions during engine idling may exceed any
7 applicable maximum gross weight limit under this chapter by
8 five hundred fifty pounds or the weight of the auxiliary power
9 or idle reduction technology unit, whichever is less. This
10 paragraph “b” ~~shall~~ does not apply unless the operator of
11 the vehicle provides to the department of public safety a
12 written certification of the weight of the auxiliary power
13 or idle reduction technology unit, demonstrates or certifies
14 to the department of public safety that the idle reduction
15 technology unit is fully functional at all times, and carries
16 with the operator the written certification of the weight of
17 the auxiliary power or idle reduction technology unit in the
18 vehicle at all times to present to law enforcement in the event
19 the vehicle is suspected of violating any applicable weight
20 restrictions.

21 Sec. 18. Section 321.476, subsection 1, Code 2023, is
22 amended to read as follows:

23 1. ~~a. Authority is hereby given to the~~ A member of the
24 state patrol of the department to stop of public safety is
25 authorized to do any of the following:

26 a. Stop any motor vehicle or trailer on the highways for the
27 purposes of weighing and inspection, to weigh and inspect the
28 same and to enforce the provisions of the motor vehicle laws
29 relating to the registration, size, weight, and load of motor
30 vehicles and trailers.

31 ~~b. Authority is also hereby granted to subject to weighing~~
32 ~~and inspection;~~ Weigh and inspect vehicles which have moved
33 from a highway onto private property under circumstances which
34 indicate that the load of the vehicle, if any, is substantially
35 the same as the load which the vehicle carried before moving

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1 onto the private property.

2 Sec. 19. Section 321.477, Code 2023, is amended to read as
3 follows:

4 **321.477 Employees as peace officers — maximum age.**

5 1. The department may designate by resolution certain of its
6 employees upon each of whom there is conferred the authority
7 of a peace officer to ~~enforce all laws of the state including~~
8 ~~but not limited to the rules and regulations of the department~~
9 investigate and enforce all of the following:

10 a. Laws relating to motor vehicle records, documents,
11 credentials, procedures, and revenues, including but not
12 limited to crimes and abuse of authority associated with

13 fraud, identity theft, vehicle titles and registration, dealer
14 licenses, and authorized vehicle recycler licenses.
15 b. Laws relating to motor vehicle fraud including but not
16 limited to the state and federal odometer laws, including as
17 provided in sections 307.37 and 321.71.
18 2. Employees designated as peace officers pursuant to this
19 section shall have the same powers conferred by law on peace
20 officers for the enforcement of all laws of this state use
21 of force in emergent circumstances and the apprehension of
22 violators.
23 ~~2. Employees designated as peace officers pursuant to this~~
24 ~~section who are assigned to the supervision of the highways~~
25 ~~of this state shall spend the preponderance of their time~~
26 ~~conducting enforcement activities that assure the safe and~~
27 ~~lawful movement and operation of commercial motor vehicles and~~
28 ~~vehicles transporting loads, including but not limited to the~~
29 ~~enforcement of motor vehicle laws relating to the operating~~
30 ~~authority, registration, size, weight, and load of motor~~
31 ~~vehicles and trailers, and registration of a motor carrier's~~
32 ~~interstate transportation service with the department.~~
33 3. Employees designated as peace officers pursuant to
34 this section shall not exercise the ~~general~~ powers of a peace
35 officer set forth in this section within the limits of any

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1 city, except as follows:
2 a. When so ordered by the direction of the governor.
3 b. When request is made by the mayor of any city, with the
4 approval of the director.
5 c. When request is made by the sheriff or county attorney of
6 any county, with the approval of the director.
7 d. While in the pursuit of law violators or in investigating
8 law violations.
9 e. While making any inspection provided by this chapter, or
10 any additional inspection ordered by the director.
11 ~~f. When engaged in the investigation and enforcement of laws~~
12 ~~relating to narcotic, counterfeit, stimulant, and depressant~~
13 ~~drugs.~~
14 4. The limitations specified in subsection 3 shall in no way
15 be construed as a limitation on the ~~power~~ ability of employees
16 designated as peace officers pursuant to this section ~~when a~~
17 ~~public offense is being committed in their presence~~ to use
18 force in defense of life or property.
19 5. ~~The department shall submit a report to the general~~
20 ~~assembly on or before December 1 of each year that details the~~
21 ~~nature and scope of enforcement activities conducted in the~~
22 ~~previous fiscal year by employees designated as peace officers~~
23 ~~pursuant to this section who are assigned to the supervision~~
24 ~~of the highways of this state. The report shall include a~~
25 ~~comparison of commercial and noncommercial motor vehicle~~
26 ~~enforcement activities conducted by such employees.~~

27 ~~6. 5.~~ The maximum age for a person employed as a peace
28 officer pursuant to this section is sixty-five years of age.
29 Sec. 20. Section 321.481, Code 2023, is amended to read as
30 follows:

31 **321.481 No impairment of other authority.**

32 Nothing in sections 321.476 through ~~321.480~~ 321.479 shall be
33 so construed as to limit or impair the authority or duties of
34 other peace officers in the enforcement of the motor vehicle
35 laws or any portion thereof.

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1 Sec. 21. Section 325A.10, Code 2023, is amended to read as
2 follows:

3 **325A.10 Rules for operation.**

4 The department of public safety, in consultation with the
5 department of transportation, shall adopt rules pursuant to
6 chapter 17A as necessary to govern and control the operation,
7 maintenance, and inspection of vehicles covered by this chapter
8 upon the highways.

9 Sec. 22. Section 602.8108, subsection 8, Code 2023, is
10 amended to read as follows:

11 8. The state court administrator shall allocate all of the
12 fines and fees attributable to commercial vehicle violation
13 citations issued by ~~motor vehicle division~~ personnel of
14 the ~~state department of transportation~~ public safety to the
15 treasurer of state for deposit in the road use tax fund.

16 Sec. 23. REPEAL. 2017 Iowa Acts, chapter 149, section 4, as
17 amended by 2018 Iowa Acts, chapter 1170, section 3, 2019 Iowa
18 Acts, chapter 7, section 1, and 2022 Iowa Acts, chapter 1082,
19 section 1, is repealed.

20 Sec. 24. REPEAL. Sections 321.480 and 327B.2, Code 2023,
21 are repealed.

22 **Sec. 25. TRANSFERS.**

23 1. There is transferred from the department of
24 transportation's asset forfeiture fund to the department
25 of public safety's asset forfeiture fund the amount of
26 unencumbered or unobligated moneys remaining in the department
27 of transportation's asset forfeiture fund.

28 2. a. The Iowa public employees' retirement system
29 shall perform a trustee-to-trustee lump sum transfer to the
30 Iowa department of public safety peace officers' retirement,
31 accident, and disability system. The transfer shall include an
32 amount consisting of the accumulated contributions by members
33 transferred to the peace officers' retirement, accident, and
34 disability system pursuant to this Act and every transferred
35 member's share of the accumulated employer contributions as

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1 defined in section 97B.53. The transfer shall not be deemed
2 to be a termination of a member's plan and an affected member
3 shall not be entitled to a distribution of the moneys as a
4 result of the member's transfer.

5 b. Upon completion of the transfer, the Iowa department
6 of public safety peace officers' retirement, accident, and
7 disability system shall engage an actuary to determine the
8 actuarial cost of the remaining transfer. For purposes of this
9 paragraph, "the actuarial cost of the remaining transfer" is an
10 amount determined by the peace officers' retirement, accident,
11 and disability system in accordance with actuarial tables which
12 reflects the actuarial cost necessary to fund the increased
13 retirement allowances less the amount transferred by the Iowa
14 public employees' retirement system.

15 c. Once the transfer is completed, the transferred members
16 shall forfeit all rights, including service credit and
17 benefits, under chapter 97B; shall be treated as members under
18 chapter 97A; and shall be vested in a benefit under chapter 97A
19 that shall not be less than the benefit to which the member was
20 entitled under chapter 97B at the time of the transfer.

21 Sec. 26. TRANSITION — RULES.

22 1. a. Effective July 1, 2023, peace officers of the
23 department of public safety shall assume the duties, powers,
24 and responsibilities of peace officers designated by the
25 department of transportation under section 321.477, Code
26 2023, who are assigned to the supervision of the highways
27 of this state. On or before July 1, 2023, the department
28 of transportation and the department of public safety, in
29 consultation with the department of administrative services,
30 shall identify and transfer affected positions and incumbent
31 peace officer and civilian employees from the department of
32 transportation to the department of public safety. Former
33 peace officer employees of the department of transportation
34 who are covered by a collective bargaining agreement and who
35 are reassigned shall be placed in an existing department of

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1 public safety peace officer classification within the state
2 police officers council bargaining unit, without loss of
3 seniority or loss of pay accrued while serving as a peace
4 officer. Any peace officer so reassigned shall be entitled to
5 all rights, privileges, and benefits of the peace officer's new
6 classification, including longevity pay pursuant to section
7 80.6 as calculated based upon years of service in a peace
8 officer position, within the state police officers council
9 bargaining unit as of the effective date of the employee's
10 reassignment.

11 b. The department of public safety shall honor a final
12 offer of employment made by the department of transportation

13 to a person who has not accepted the offer by July 1, 2023,
14 if the employment offer is to fill a position that will be
15 transitioned to the department of public safety under this
16 Act. Such persons shall be assigned to the state patrol upon
17 completion of the department of public safety academy training,
18 and are entitled to all rights, privileges, and benefits of
19 similarly reassigned positions and transitioned incumbent peace
20 officer employees from the department of transportation.

21 2. On or before July 1, 2023, the department of
22 transportation shall provide all appropriate documentation
23 and data required for motor carrier safety assistance program
24 activities, including but not limited to those relating to
25 the reimbursement of expenses, for reporting purposes to the
26 department of public safety, and any other documentation and
27 data required by the department of public safety to comply with
28 federal law or for purposes of the transition provided for in
29 this Act.

30 3. On or before July 1, 2023, the department of
31 transportation shall cooperate with the department of public
32 safety to ensure the department of public safety is aware of
33 the rules the department of transportation adopted relating
34 to administering and enforcing commercial motor vehicle
35 violations. The department of public safety shall inform the

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1 administrative code editor of the applicable rules that need
2 to be transferred. Any such rule adopted by the department of
3 transportation shall continue in full force and effect until
4 the rule is transferred to the department of public safety.

5 Sec. 27. REPORT TO GENERAL ASSEMBLY. The department
6 of public safety, in consultation with the department of
7 transportation, shall submit a report to the general assembly
8 on or before December 1, 2023, regarding the transfer of
9 peace officers from the department of transportation to the
10 department of public safety in accordance with this Act.
11 The report shall include but is not limited to the actual
12 expenditures already made and the anticipated remaining
13 expenditures to be made by both departments to complete the
14 transition, the moneys transferred from the department of
15 transportation's asset forfeiture fund to the department of
16 public safety's asset forfeiture fund, the moneys transferred
17 from the Iowa public employees' retirement system to the
18 Iowa department of public safety peace officers' retirement,
19 accident, and disability system, and any equipment costs
20 incurred by either department prior to the reporting date.

21 Sec. 28. EFFECTIVE DATE. The following, being deemed of
 22 immediate importance, take effect upon enactment:
 23 1. The section of this Act repealing 2017 Iowa Acts, chapter
 24 149, section 4.
 25 2. The section of this Act setting forth transition
 26 provisions.>

MIKE KLIMESH

S-3076

1 Amend Senate File 399 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 135I.1, Code 2023, is amended by adding
 4 the following new subsection:
 5 NEW SUBSECTION. 3A. a. “*Spray pad*” means a constructed
 6 area that is described by all of the following:
 7 (1) The area has no standing water.
 8 (2) The area is equipped with water sprays or other water
 9 play features where the water is intended to contact the users.
 10 (3) The area uses or has a feature that uses water that is
 11 recirculated independently or from an associated swimming pool.
 12 b. “*Spray pad*” includes an interactive fountain, and
 13 a splash pad, spray park, wet deck, and water recreation
 14 attraction.
 15 c. “*Spray pad*” does not include an area that uses only
 16 potable water that is not circulated and is drained directly
 17 to waste.>
 18 2. Page 1, line 4, by striking <swimming pools and spas> and
 19 inserting <spray pads, swimming pools, and spas>
 20 3. Page 1, lines 10 and 11, by striking <swimming pool or
 21 spa> and inserting <spray pad, swimming pool, or spa>
 22 4. Page 1, lines 16 and 17, by striking <swimming pool or
 23 spa> and inserting <spray pad, swimming pool, or spa>
 24 5. Page 1, line 19, by striking <swimming pool or spa> and
 25 inserting <spray pad, swimming pool, or spa>
 26 6. Page 1, line 20, by striking <swimming pool or spa> and
 27 inserting <spray pad, swimming pool, or spa>
 28 7. Page 1, after line 25 by inserting:
 29 <Sec. _____. Section 135I.3, unnumbered paragraph 1, Code
 30 2023, is amended to read as follows:
 31 A person shall not operate a spray pad, swimming pool or
 32 spa without first having registered with the department.
 33 Registration shall be renewed annually.
 34 Sec. _____. Section 135I.4, unnumbered paragraph 1, Code
 35 2023, is amended to read as follows:

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1 The department is responsible for registering and regulating
 2 the operation of spray pads, swimming pools, spas, and,
 3 notwithstanding chapter 89, spray pad, swimming pool, or spa

4 water heaters. The department shall conduct seminars and
5 training sessions, and disseminate information regarding health
6 practices, safety measures, and operating procedures required
7 under this chapter. The department may:

8 Sec. ____ Section 135L.4, subsections 1, 2, and 4, Code
9 2023, are amended to read as follows:

10 1. Inspect, at the time of installation and periodically
11 thereafter, all spray pads, swimming pools, and spas for the
12 purpose of detecting and eliminating health or safety hazards.

13 2. Establish minimum safety and sanitation criteria for the
14 operation and use of spray pads, swimming pools, and spas.

15 4. Establish and collect fees to defray the cost of
16 administering this chapter. It is the intent of the general
17 assembly that fees collected under this chapter be used to
18 defray the cost of administering this chapter. However, the
19 portion of fees needed to defray the costs of a local board of
20 health in implementing this chapter shall be established by the
21 local board of health. A fee imposed for the inspection of a
22 spray pad, swimming pool, or spa shall not be collected until
23 the inspection has actually been performed.

24 Sec. ____ Section 135L.6, unnumbered paragraph 1, Code
25 2023, is amended to read as follows:

26 If the department or a local board of health acting pursuant
27 to agreement with the department determines that a provision
28 of this chapter or a rule adopted pursuant to this chapter
29 has been or is being violated, the department may withhold
30 or revoke the registration of a spray pad, swimming pool, or
31 spa, or the department or the local board of health may order
32 that a facility or item of equipment not be used, until the
33 necessary corrective action has been taken. The department or
34 the local board of health may request the county attorney to
35 bring appropriate legal proceedings to enforce this chapter,

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1 including an action to enjoin violations. The attorney general
2 may also institute appropriate legal proceedings at the request
3 of the department. This remedy is in addition to any other
4 legal remedy available to the department or a local board of
5 health.

6 Sec. ____ EFFECTIVE DATE. This Act, being deemed of
7 immediate importance, takes effect upon enactment.>

8 8. Title page, by striking lines 1 and 2 and inserting <An
9 Act relating to the registration and regulation of spray pads,
10 swimming pools, and spas owned or operated by local or state
11 government, commercial interests, or certain private entities,
12 making penalties applicable, and including effective date
13 provisions.>

14 9. By renumbering as necessary.

CHARLIE McCLINTOCK

S-3077

1 Amend Senate File 511 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 232.90, Code 2023, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 5. The county attorney shall assure the
7 safety of a child who is the subject of a child in need of
8 assistance proceeding. A county attorney is authorized to
9 access and use criminal history data, as defined in section
10 692.1, to achieve the purpose of this subsection.
11 Sec. 2. Section 692.2, subsection 1, Code 2023, is amended
12 by adding the following new paragraph:
13 NEW PARAGRAPH. c. A county attorney's office for the
14 purposes of a child in need of assistance proceeding pursuant
15 to chapter 232.>
16 2. Title page, line 1, after <data> by inserting <by a
17 county attorney>

TOM SHIPLEY

S-3077

1 Amend Senate File 511 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 232.90, Code 2023, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 5. The county attorney shall assure the
7 safety of a child who is the subject of a child in need of
8 assistance proceeding. A county attorney is authorized to
9 access and use criminal history data, as defined in section
10 692.1, to achieve the purpose of this subsection.
11 Sec. 2. Section 692.2, subsection 1, Code 2023, is amended
12 by adding the following new paragraph:
13 NEW PARAGRAPH. c. A county attorney's office for the
14 purposes of a child in need of assistance proceeding pursuant
15 to chapter 232.>
16 2. Title page, line 1, after <data> by inserting <by a
17 county attorney>

TOM SHIPLEY

S-3078

1 Amend Senate File 189 as follows:
2 1. Page 1, after line 18 by inserting:
3 <Sec. ____ EFFECTIVE DATE. This Act, being deemed of
4 immediate importance, takes effect upon enactment.>

- 5 2. Title page, line 2, after <arcade> by inserting <and
- 6 including effective date provisions>
- 7 3. By renumbering as necessary.

MIKE BOUSSELOT

S-3079

- 1 Amend Senate File 251 as follows:
- 2 1. Page 1, by striking line 4 and inserting <~~The For school~~
- 3 districts with a budget enrollment of one thousand or more, the
- 4 administrative expenditures as a percent of ~~a~~ the school>
- 5 2. Page 1, line 6, after <directors> by inserting <of each
- 6 school district in the state>

BRAD ZAUN

S-3080

- 1 Amend Senate File 477 as follows:
- 2 1. Page 2, before line 1 by inserting:
- 3 <0d. India.>
- 4 2. Page 2, by striking lines 9 through 18 and inserting:
- 5 <2. An international medical graduate holding a valid
- 6 standard certificate pursuant to section 148.3, subsection 1,
- 7 shall be granted a license to practice medicine and surgery or
- 8 osteopathic medicine and surgery in this state without meeting
- 9 additional training or residency requirements.>
- 10 3. By striking page 2, line 19, through page 3, line 6.
- 11 4. Page 3, line 7, by striking <148I.4> and inserting
- 12 <148I.3>
- 13 5. Page 3, line 13, by striking <However, the board shall
- 14 not grant a>
- 15 6. Page 3, by striking lines 14 through 17.
- 16 7. Page 3, line 29, by striking <January 1> and inserting
- 17 <July 1>
- 18 8. By renumbering, redesignating, and correcting internal
- 19 references as necessary.

MIKE BOUSSELOT

S-3081

- 1 Amend Senate File 318 as follows:
- 2 1. Page 1, line 25, by striking <a written agreement> and
- 3 inserting <the acceptance and recording of a written agreement
- 4 by the Iowa office of apprenticeship>
- 5 2. Page 1, by striking lines 30 and 31.
- 6 3. Page 2, line 14, after <sponsor> by inserting <or the
- 7 termination of the apprenticeship agreement at the request of
- 8 apprentice>
- 9 4. Page 2, by striking lines 22 through 27.

- 10 5. Page 2, line 29, after <development> by inserting <, or
 11 the director's designee>
 12 6. Page 2, by striking line 33 and inserting:
 13 <13. "Employer" means a person or organization employing
 14 an apprentice, whether or not such person or organization is a
 15 party to an apprenticeship agreement with the apprentice.>
 16 7. Page 3, lines 8 and 9, by striking <or the United States
 17 department of labor, office of apprenticeship>.
 18 8. Page 3, by striking lines 18 through 24 and inserting:
 19 <18. "Mentor" or "journeyworker" means an individual who
 20 has attained a level of skills, abilities, competencies,
 21 and knowledge of a trade or craft, either through formal
 22 apprenticeship or through practical on-the-job experiences and
 23 training, to be recognized by an individual's employer as being
 24 qualified to perform the work of the trade or craft. "Mentor"
 25 or "journeyworker" may include a technician, specialist, or
 26 other skilled worker.>
 27 9. By striking page 4, line 30, through page 5, line 1, and
 28 inserting:
 29 <23. "Registration agency" means the Iowa office of
 30 apprenticeship which is responsible for registering, providing
 31 technical assistance, and conducting reviews for compliance
 32 with federal law.>
 33 10. Page 5, line 31, after <department> by inserting <of
 34 workforce development>
 35 11. Page 6, by striking line 28 and inserting <instruction

Page 2

- 1 within thirty>
 2 12. Page 7, line 32, after <department> by inserting <of
 3 workforce development>
 4 13. By renumbering, redesignating, and correcting internal
 5 references as necessary.

ADRIAN DICKEY

S-3082

- 1 Amend the amendment, S-3074, to Senate File 455, as follows:
 2 1. Page 1, line 12, by striking <years, with all such runoff
 3 rates> and inserting <years unless the county can demonstrate
 4 by hydraulic analysis that a lower flow rate is necessary to
 5 protect the public welfare downstream, which includes existing
 6 storm water infrastructure capacity limitations, protection
 7 from property damage, and addressing existing flooding
 8 problems. All such runoff rates shall be>
 9 2. Page 1, after line 13 by inserting:
 10 <__. Page 1, after line 26 by inserting:
 11 <d. Nothing in this subsection shall be construed to
 12 restrict a county's ability to regulate small storm runoff
 13 for the purposes of water quality protection, which shall

14 include the purpose of meeting water quality volume and channel
15 protection volume guidelines as those terms are defined in the
16 Iowa stormwater management manual published by the department
17 of natural resources.>>

18 3. Page 1, line 24, by striking <years, with all such runoff
19 rates> and inserting <years unless the city can demonstrate
20 by hydraulic analysis that a lower flow rate is necessary to
21 protect the public welfare downstream, which includes existing
22 storm water infrastructure capacity limitations, protection
23 from property damage, and addressing existing flooding
24 problems. All such runoff rates shall be>

25 4. Page 1, after line 25 by inserting:

26 <___. Page 2, after line 17 by inserting:

27 <d. Nothing in this subsection shall be construed to
28 restrict a city's ability to regulate small storm runoff for
29 the purposes of water quality protection, which shall include
30 the purpose of meeting water quality volume and channel
31 protection volume guidelines as those terms are defined in the
32 Iowa stormwater management manual published by the department
33 of natural resources.>>

34 5. By renumbering as necessary.

JANICE WEINER

S-3083

1 Amend Senate File 251 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 279.45, Code 2023, is amended to read
5 as follows:

6 **279.45 Administrative expenditures.**

7 The administrative expenditures as a percent of a school
8 district's general fund for a base year shall not exceed five
9 percent. Annually, the board of directors shall certify
10 to the department of education the amounts of the school
11 district's administrative expenditures and its general fund.
12 For the purposes of this section, "*base year*" means the same
13 as defined in section 257.2, and "*administrative expenditures*"
14 means expenditures for ~~executive administration salaries and~~
15 benefits for administrative offices, including administrators,
16 superintendents, secretarial staff, superintendent staff,
17 and other school district central staff. "Administrative
18 expenditures" do not include expenditures directly related to
19 students in schools, including but not limited to expenditures
20 for teachers, paraeducators, librarians, nurses, information
21 technology staff, transportation staff, custodial staff, or
22 nutrition staff.

23 Sec. 2. APPLICABILITY. This Act applies July 1, 2024, for
24 school budget years beginning on or after that date.>

MOLLY DONAHUE

S-3084

- 1 Amend Senate File 386 as follows:
- 2 1. Page 2, by striking lines 13 through 33.
- 3 2. By renumbering as necessary.

ANNETTE SWEENEY

S-3085**HOUSE AMENDMENT TO
SENATE FILE 507**

- 1 Amend Senate File 507, as passed by the Senate, as follows:
- 2 1. Page 2, line 17, after <profit.> by inserting <However,
- 3 "*company*" does not mean a sole proprietorship or a company with
- 4 less than ten full-time employees.>
- 5 2. Page 3, line 31, after <companies> by inserting <on
- 6 behalf of a public entity on or after July 1, 2023>
- 7 3. Page 5, after line 15 by inserting:
- 8 <3. This section does not apply to a public fund acting on
- 9 behalf of a participant directing investments in a retirement
- 10 account in which the participant has the authority to make such
- 11 a decision independently from the public fund.>
- 12 4. By striking page 5, line 33, through page 6, line 2, and
- 13 inserting:
- 14 <1. A public entity shall not enter into a contract of fifty
- 15 thousand dollars or more with a scrutinized company included on
- 16 a scrutinized company list created by a public fund pursuant
- 17 to section 12K.3 for services including but not limited to the
- 18 investment or management of securities in which any public
- 19 funds are invested.
- 20 2. This section shall not apply if the public entity
- 21 determines that the requirements of this section would
- 22 otherwise be inconsistent with the public entity's
- 23 constitutional or statutory duties or would prevent the public
- 24 entity from obtaining the supplies or services to be provided
- 25 in an economically practicable manner.>

S-3086

- 1 Amend House File 111, as passed by the House, as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <Section 1. Section 428A.2, Code 2023, is amended by adding
- 5 the following new subsection:
- 6 NEW SUBSECTION. 22. Deeds transferring distributions
- 7 of assets to beneficiaries of a trust when conveyed without
- 8 consideration.>

COMMITTEE ON WAYS AND MEANS
DAN DAWSON, Chair

S-3087

- 1 Amend Senate File 454 as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 <Section 1. Section 400.8, subsection 2, Code 2023, is
- 4 amended to read as follows:
- 5 2. The commission shall establish the guidelines for
- 6 conducting the examinations under subsection 1 of this section.
- 7 The commission shall hire persons with expertise to prepare
- 8 and administer the examinations approved by the commission.
- 9 It may also hire persons with expertise to consult in the
- 10 preparation of such examinations if the persons so hired are
- 11 employed to aid personnel of the commission in assuring that
- 12 a fair examination is conducted. A fair examination shall
- 13 explore the competence of the applicant in the particular
- 14 field of examination. An applicant who has successfully
- 15 completed training at the Iowa law enforcement academy or
- 16 another training facility certified by the director of the
- 17 Iowa law enforcement academy does not need to retake a civil
- 18 service examination upon changing employment from one Iowa law
- 19 enforcement agency to another Iowa law enforcement agency, or
- 20 upon becoming employed by more than one Iowa law enforcement
- 21 agency simultaneously, if the applicant has previously passed
- 22 a civil service examination when the applicant was initially
- 23 hired as a certified peace officer and if, without a break
- 24 of not more than one hundred eighty days from prior law
- 25 enforcement service, the applicant is hired by another Iowa law
- 26 enforcement agency.>
- 27 2. Title page, line 2, by striking <city>
- 28 3. By renumbering as necessary.

SCOTT WEBSTER

S-3088

- 1 Amend Senate File 386 as follows:
- 2 1. Page 1, by striking lines 1 through 18.
- 3 2. Page 2, by striking lines 13 through 33.
- 4 3. By renumbering as necessary.

ANNETTE SWEENEY

S-3089

- 1 Amend Senate File 384 as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <Section 1. Section 708.2, Code 2023, is amended by adding
- 5 the following new subsection:
- 6 NEW SUBSECTION. 3A. A person who commits a violation of
- 7 subsection 3 against another person who the person knows or
- 8 reasonably should know is a pregnant person is guilty of a

9 class "D" felony.
 10 Sec. 2. Section 708.2A, subsection 2, Code 2023, is amended
 11 by adding the following new paragraph:
 12 NEW PARAGRAPH. e. A class "D" felony, if the domestic
 13 abuse assault is committed against a person who is known to be,
 14 or reasonably should be known to be, pregnant, and that is a
 15 violation of paragraph "c" or "d".
 16 Sec. 3. Section 708.2A, subsection 3, Code 2023, is amended
 17 by adding the following new paragraph:
 18 NEW PARAGRAPH. c. A class "D" felony if the first offense
 19 was classified as a class "D" felony, and the second offense
 20 would otherwise be classified as an aggravated misdemeanor.>
 21 2. Title page, by striking lines 1 and 2 and inserting <An
 22 Act relating to assault including assault on a pregnant person
 23 and domestic abuse assault, and providing penalties.>

TOM SHIPLEY

S-3090

1 Amend Senate File 525 as follows:
 2 1. Page 1, by striking lines 1 through 9.
 3 2. By striking page 4, line 18, through page 9, line 11.
 4 3. Title page, lines 1 and 2, by striking <the disclosure of
 5 a defendant's privileged records,>
 6 4. Title page, by striking lines 4 through 6 and inserting
 7 <sexually predatory offenses, and victim rights.>
 8 5. By renumbering, redesignating, and correcting internal
 9 references as necessary.

HERMAN C. QUIRMBACH

S-3091

1 Amend Senate File 525 as follows:
 2 1. Page 9, after line 11 by inserting:
 3 <DIVISION ____
 4 SEVERABILITY
 5 Sec. ____ SEVERABILITY. If any provision of this Act is
 6 held invalid, the invalidity shall not affect other provisions
 7 or applications of this Act which can be given effect without
 8 the invalid provision or application, and to this end the
 9 provisions of this Act are severable as provided in section
 10 4.12.>

JANET PETERSEN

S-3092

1 Amend Senate File 506 as follows:

2 1. Page 2, by striking lines 18 through 28 and inserting:

3 <14. "Institutional health facility" means any of the
4 following, without regard to whether the facilities referred
5 to are publicly or privately owned or are organized for profit
6 or not or whether the facilities are part of or sponsored by a
7 health maintenance organization:

8 *a.* A hospital.

9 *b.* A health care facility.

10 ~~*c.* An organized outpatient health facility.~~

11 ~~*d.* An outpatient surgical facility.~~

12 ~~*e.* A community mental health facility.~~

13 ~~*f.* A birth center.~~

14 2. By striking page 2, line 35, through page 3, line 1, and
15 inserting:

16 <*a.* The construction, development, or other establishment of
17 a new institutional health facility regardless of ownership, in
18 excess of the following amounts, as applicable:

19 (1) Beginning January 1, 2023, three million five hundred
20 thousand dollars.

21 (2) Beginning January 1, 2028, four million dollars.

22 (3) Beginning January 1, 2033, four million five hundred
23 thousand dollars.

24 (4) Beginning January 1, 2038, five million dollars.>

25 3. Page 3, lines 3 and 4, by striking <expenditure, lease,
26 or donation by or on behalf of> and inserting <~~expenditure,~~
27 ~~lease, or donation by or on behalf of~~ expenditure or lease by>

28 4. Page 4, line 35, by striking <and 16,> and inserting <5,
29 7, 16, and 20,>

30 5. Page 10, by striking lines 13 through 20 and inserting:

31 <4. When a hearing is to be held pursuant to subsection 3,
32 paragraph "b", the department shall give at least ten days'
33 notice of the time and place of the hearing. ~~At~~ Any affected
34 person or that person's designated representative may submit
35 written testimony in a manner prescribed by the department

Page 2

1 beginning on the day the notice of the hearing is given until
2 the day prior to the date fixed for the hearing, or at the
3 hearing, any affected person or that person's designated
4 representative shall may have the opportunity to present
5 testimony.>

6 6. Page 11, by striking lines 9 through 25 and inserting:

7 <Sec. ____ Section 135.69, Code 2023, is amended to read as
8 follows:

9 **135.69 Council Department to make final decision.**

10 ~~1.~~ The department shall complete its formal review of
11 the application within ninety days after acceptance of the
12 application, except as otherwise provided by section 135.72,

13 subsection 4. Upon completion of the formal review, the
14 ~~council department~~ shall approve or deny the application. The
15 ~~council department~~ shall issue written findings stating the
16 basis for ~~its~~ the department's decision on the application, and
17 the department shall send copies of the ~~council's department's~~
18 decision and the written findings supporting the decision to
19 the applicant and to any other person who so requests.
20 ~~2. Failure by the council to issue a written decision~~
21 ~~on an application for a certificate of need within the time~~
22 ~~required by this section shall constitute denial of and final~~
23 ~~administrative action on the application.>~~
24 7. Page 14, by striking lines 5 through 23.
25 8. Page 16, after line 5 by inserting:
26 <Sec. ____ 2023 Iowa Acts, Senate File 514, section
27 1443, subsection 1, if enacted, is amended by striking the
28 subsection.
29 <Sec. ____ 2023 Iowa Acts, Senate File 514, section
30 1443, subsection 5, if enacted, is amended by striking the
31 subsection.
32 Sec. ____ 2023 Iowa Acts, Senate File 514, sections
33 1584 through 1609, if enacted, are amended by striking the
34 sections.>
35 9. Page 16, line 10, by striking <and appeals> and inserting

Page 3

1 <, appeals, and licensing>
2 10. Page 16, by striking line 18 and inserting <expire at
3 the end of the license term and is not renewable. During the
4 term of a provisional license, a health care provider accepting
5 the transfer of a patient from a provisionally licensed birth
6 center shall not be subject to civil or criminal liability for
7 outcomes arising from actions of the provisionally licensed
8 birth center or any of the employees, agents, or contractors
9 of such birth center.>
10 11. Page 16, line 20, by striking <and appeals> and
11 inserting <, appeals, and licensing>
12 12. Page 16, line 33, by striking <and appeals> and
13 inserting <, appeals, and licensing>
14 13. Page 17, by striking lines 3 through 7 and inserting:
15 <Sec. ____ DEFINITIONS. For the purposes of this division
16 of this Act:
17 1. "Birth center" means a facility or institution, which
18 is not an ambulatory surgical center or a hospital or in a
19 hospital, in which births are planned to occur following a
20 normal, uncomplicated, low-risk pregnancy.
21 2. "Health care provider" means the same as defined in
22 section 147.136A.>
23 14. By renumbering, redesignating, and correcting internal
24 references as necessary.

S-3093

1 Amend Senate File 491 as follows:

2 1. Page 1, line 7, by striking <twenty-five> and inserting

3 <thirty-five>

4 2. Page 1, line 18, by striking <twenty-five> and inserting

5 <thirty-five>

6 3. Page 1, line 22, by striking <twenty-five> and inserting

7 <thirty-five>

8 4. Page 1, after line 27 by inserting:

9 <b. If a peace officer stops a motor vehicle equipped with
 10 a side window to the immediate right or left of the driver
 11 that allows less than thirty-five percent light transmittance
 12 or exceeds a luminous reflectance of twenty-five percent, the
 13 driver shall lower the side window on the side of the officer's
 14 approach of the vehicle to the side window's lowest possible
 15 position prior to the completion of the officer's approach
 16 of the vehicle, and shall keep the side window in the lowest
 17 possible position for the duration of the stop unless otherwise
 18 instructed by the officer. A person convicted of a violation
 19 of this paragraph is guilty of a simple misdemeanor punishable
 20 as a scheduled violation under section 805.8A, subsection 14,
 21 paragraph "q". However, if the violation is a person's first
 22 violation of this paragraph, and the person has not previously
 23 been issued a warning memorandum for a violation of this
 24 paragraph, the officer shall issue a warning memorandum to the
 25 driver in lieu of a citation.>

26 5. Page 1, line 31, by striking <b.> and inserting <b. c.>

27 6. Page 1, after line 34 by inserting:

28 <Sec. ____ Section 805.8A, subsection 3, paragraph ai, Code
 29 2023, is amended to read as follows:

30 ai. Section 321.438, subsection 1, subsection 2, paragraph
 31 "a", and subsection 3 \$70.

32 Sec. ____ Section 805.8A, subsection 14, Code 2023, is

33 amended by adding the following new paragraph:

34 NEW PARAGRAPH. q. Failure to lower tinted side window. For
 35 violations under section 321.438, subsection 2, paragraph "b",

Page 2

1 the scheduled fine is twenty dollars.>

2 7. Title page, line 1, after <tint,> by inserting <providing
 3 penalties,>

4 8. By renumbering as necessary.

ADRIAN DICKEY

S-3094

- 1 Amend Senate File 494 as follows:
- 2 1. Page 7, by striking lines 2 through 4.
- 3 2. Page 7, line 5, by striking <(6)> and inserting <(5)>

JEFF EDLER

S-3095

- 1 Amend Senate File 198 as follows:
- 2 1. Page 1, line 11, by striking <on> and inserting <en>

MIKE BOUSSELOT

S-3096

- 1 Amend Senate File 525 as follows:
- 2 1. Page 1, line 7, by striking <only>
- 3 2. Page 1, line 9, by striking <merely impeaching or>
- 4 3. Page 3, lines 13 and 14, by striking <are presumptively
- 5 reliable and>
- 6 4. Page 3, by striking line 20 and inserting <any Iowa
- 7 criminal law.>
- 8 5. Page 3, by striking lines 30 through 32 and inserting:
- 9 <(b) The child has been questioned by the defendant or
- 10 the defendant's attorney at a deposition or any substantially
- 11 similar setting and any of the following apply:
- 12 (i) The child is unavailable as a witness as provided in
- 13 rule of evidence 5.804(a).
- 14 (ii) The court finds by a preponderance of the evidence that
- 15 the child would suffer significant emotional or psychological
- 16 trauma from testifying in the personal presence of the
- 17 defendant at the time of the criminal proceeding.>

DAN DAWSON

S-3097

- 1 Amend Senate File 496 as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <Section 1. Section 256.11, unnumbered paragraph 1, Code
- 5 2023, is amended to read as follows:
- 6 The state board shall adopt rules under chapter 17A and
- 7 a procedure for accrediting all public and nonpublic schools
- 8 in Iowa offering instruction at any or all levels from the
- 9 prekindergarten level through grade twelve. The rules of
- 10 the state board shall require that ~~a~~ an age-appropriate,
- 11 multicultural, and gender-fair approach is used by schools and
- 12 school districts. The educational program shall be taught from

13 ~~an age-appropriate~~, multicultural, and gender-fair approach.
14 Global perspectives shall be incorporated into all levels of
15 the educational program. The rules adopted by the state board
16 pursuant to section 256.17, Code Supplement 1987, to establish
17 new standards shall satisfy the requirements of this section to
18 adopt rules to implement the educational program contained in
19 this section. The educational program shall be as follows:
20 Sec. 2. Section 256.11, subsections 2, 3, 4, and 9, Code
21 2023, are amended to read as follows:
22 2. The kindergarten program shall include experiences
23 designed to develop healthy emotional and social habits and
24 growth in the language arts and communication skills, as well
25 as a capacity for the completion of individual tasks, and
26 protect and increase physical well-being with attention given
27 to experiences relating to the development of life skills and,
28 subject to section 279.80, age-appropriate and research-based
29 human growth and development. A kindergarten teacher shall be
30 licensed to teach in kindergarten. An accredited nonpublic
31 school must meet the requirements of this subsection only if
32 the nonpublic school offers a kindergarten program; provided,
33 however, that section 279.80 shall not apply to a nonpublic
34 school.
35 3. The following areas shall be taught in grades one through

Page 2

1 six: English-language arts, social studies, mathematics,
2 science, health, ~~age-appropriate and research-based~~
3 ~~human growth and development~~, physical education, traffic
4 safety, music, ~~and~~ visual art, and, subject to section
5 279.80, age-appropriate and research-based human growth and
6 development. Computer science instruction incorporating
7 the standards established under section 256.7, subsection
8 26, paragraph "a", subparagraph (4), shall be offered in
9 at least one grade level commencing with the school year
10 beginning July 1, 2023. The health curriculum shall include
11 the characteristics of communicable diseases ~~including acquired~~
12 ~~immune deficiency syndrome.~~ The state board as part of
13 accreditation standards shall adopt curriculum definitions for
14 implementing the elementary program.
15 4. The following shall be taught in grades seven and
16 eight: English-language arts; social studies; mathematics;
17 science; health; age-appropriate and research-based human
18 growth and development; career exploration and development;
19 physical education; music; and visual art. Computer science
20 instruction incorporating the standards established under
21 section 256.7, subsection 26, paragraph "a", subparagraph (4),
22 shall be offered in at least one grade level commencing with
23 the school year beginning July 1, 2023. Career exploration
24 and development shall be designed so that students are
25 appropriately prepared to create an individual career
26 and academic plan pursuant to section 279.61, incorporate

27 foundational career and technical education concepts aligned
28 with the six career and technical education service areas
29 as defined in subsection 5, paragraph “h”, and incorporate
30 relevant twenty-first century skills. The health curriculum
31 shall include age-appropriate and research-based information
32 regarding the characteristics of sexually transmitted diseases;
33 ~~including HPV and the availability of a vaccine to prevent~~
34 ~~HPV, and acquired immune deficiency syndrome.~~ The state board
35 as part of accreditation standards shall adopt curriculum

Page 3

1 definitions for implementing the program in grades seven
2 and eight. However, this subsection shall not apply to the
3 teaching of career exploration and development in nonpublic
4 schools. ~~For purposes of this section, “age appropriate”,~~
5 ~~“HPV”, and “research based” mean the same as defined in section~~
6 ~~270.50.~~

7 9. a. Beginning July 1, 2006, each school district shall
8 have a qualified teacher librarian who shall be licensed by
9 the board of educational examiners under ~~chapter 272~~ chapter
10 256. Each school district shall establish a kindergarten
11 through grade twelve library program that is consistent with
12 the educational standards established in this section, contains
13 only age-appropriate materials, and supports the student
14 achievement goals of the total school curriculum.

15 b. The state board shall establish in rule a definition
16 of and standards for an articulated sequential kindergarten
17 through grade twelve media program.

18 c. A school district that entered into a contract with an
19 individual for employment as a media specialist or librarian
20 prior to June 1, 2006, shall be considered to be in compliance
21 with this subsection until June 30, 2011, if the individual
22 is making annual progress toward meeting the requirements
23 for a teacher librarian endorsement issued by the board of
24 educational examiners under ~~chapter 272~~ chapter 256. A school
25 district that entered into a contract with an individual for
26 employment as a media specialist or librarian who holds at
27 least a master's degree in library and information studies
28 shall be considered to be in compliance with this subsection
29 until the individual leaves the employ of the school district.

30 Sec. 3. Section 256.11, subsection 5, paragraph b, Code
31 2023, is amended to read as follows:

32 b. (1) Five units of the social studies including
33 instruction in voting statutes and procedures, voter
34 registration requirements, the use of paper ballots and voting
35 systems in the election process, and the method of acquiring

Page 4

1 and casting an absentee ballot. All students shall complete a
2 minimum of one-half unit of United States government and one
3 unit of United States history.
4 (2) The one-half unit of United States government shall
5 include ~~the~~ all of the following:
6 (a) ~~The~~ voting procedure as described in this lettered
7 paragraph and section 280.9A. ~~The government instruction shall~~
8 ~~also include a~~
9 (b) A study of the Constitution of the United States and the
10 Bill of Rights contained in the Constitution and an assessment
11 of a student's knowledge of the Constitution and the Bill of
12 Rights.
13 (c) (i) An assessment of the student's knowledge of
14 United States government and civics that includes the nature,
15 purpose, structure, function, and history of the United States
16 government, the rights and responsibilities of citizens of
17 the United States, and important United States government and
18 civic leaders. The most recent version of the civics test
19 developed by the United States citizenship and immigration
20 services shall be used as the assessment required by this
21 subparagraph division. On or before June 30 of each year, each
22 school district and accredited nonpublic school shall submit
23 the results of the assessment required by this subparagraph
24 division to the department.
25 (ii) The school district or accredited nonpublic school
26 may modify the civics test developed by the United States
27 citizenship and immigration services for a student who has an
28 individualized education program.
29 (iii) A student shall answer at least seventy percent of
30 the questions on the civics test developed by the United States
31 citizenship and immigration services correctly as a condition
32 of graduation. A student who fails to answer at least seventy
33 percent of the questions on the civics test correctly may
34 retake the civics test as many times as necessary.
35 Sec. 4. Section 256.11, subsection 5, paragraph j,

Page 5

1 subparagraph (1), Code 2023, is amended to read as follows:
2 (1) One unit of health education which shall include
3 personal health; food and nutrition; environmental health;
4 safety and survival skills; consumer health; family life;
5 age-appropriate and research-based human growth and
6 development; substance abuse and nonuse; emotional and
7 social health; health resources; and prevention and control
8 of disease, including age-appropriate and research-based
9 information regarding sexually transmitted diseases, including
10 HPV and the availability of a vaccine to prevent HPV, and
11 acquired immune deficiency syndrome.
12 Sec. 5. Section 256.11, Code 2023, is amended by adding the

13 following new subsection:

14 **NEW SUBSECTION.** 19. For purposes of this section:

15 *a.* (1) “*Age-appropriate*” means topics, messages, and
16 teaching methods suitable to particular ages or age groups
17 of children and adolescents, based on developing cognitive,
18 emotional, and behavioral capacity typical for the age or age
19 group. “*Age-appropriate*” does not include any material with
20 descriptions or visual depictions of a sex act as defined in
21 section 702.17.

22 (2) Notwithstanding subparagraph (1), for purposes of the
23 human growth and development curriculum, “*age-appropriate*” means
24 the same as defined in section 279.50.

25 *b.* “*Research-based*” means the same as defined in section
26 279.50.

27 Sec. 6. Section 256E.7, subsection 2, paragraph i, Code
28 2023, is amended to read as follows:

29 *i.* Be subject to and comply with section 279.76 relating
30 to physical examinations, ~~and~~ health screenings, and formal
31 examinations or surveys designed to assess a student's mental,
32 emotional, or physical health in the same manner as a school
33 district.

34 Sec. 7. Section 256E.7, subsection 2, Code 2023, is amended
35 by adding the following new paragraphs:

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1 **NEW PARAGRAPH.** *0j.* Be subject to and comply with the
2 requirements of section 279.78 relating to notifications
3 required to be provided to the parents and guardians of minor
4 children and the rights of parents and guardians of minor
5 children in the same manner as a school district.

6 **NEW PARAGRAPH.** *00j.* Be subject to and comply with the
7 requirements of section 279.79 relating to student, employee,
8 and contractor participation in surveys, analyses, activities,
9 or evaluations in the same manner as a school district.

10 **NEW PARAGRAPH.** *000j.* Be subject to and comply with the
11 requirements of section 279.80 relating to sexual orientation
12 and gender identity instruction in kindergarten through grade
13 six in the same manner as a school district.

14 Sec. 8. Section 256F.4, subsection 2, paragraph k, Code
15 2023, is amended to read as follows:

16 *k.* Be subject to and comply with section 279.76 relating
17 to physical examinations, ~~and~~ health screenings, and formal
18 examinations or surveys designed to assess a student's mental,
19 emotional, or physical health in the same manner as a school
20 district.

21 Sec. 9. Section 256F.4, subsection 2, Code 2023, is amended
22 by adding the following new paragraphs:

23 **NEW PARAGRAPH.** *l.* Be subject to and comply with the
24 requirements of section 279.78 relating to notifications
25 required to be provided to the parents and guardians of minor
26 children and the rights of parents and guardians of minor

27 children in the same manner as a school district.
28 NEW PARAGRAPH. *m.* Be subject to and comply with the
29 requirements of section 279.79 relating to student, employee,
30 and contractor participation in surveys, analyses, activities,
31 or evaluations in the same manner as a school district.
32 NEW PARAGRAPH. *n.* Be subject to and comply with the
33 requirements of section 279.80 relating to sexual orientation
34 and gender identity instruction in kindergarten through grade
35 six in the same manner as a school district.

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1 Sec. 10. Section 279.50, subsections 1 and 2, Code 2023, are
2 amended to read as follows:
3 1. ~~Each Subject to section 279.80, each~~ school board shall
4 provide instruction in kindergarten which gives attention
5 to experiences relating to life skills and human growth and
6 development as required in section 256.11. School districts
7 shall use research provided in section 256.9, subsection 46,
8 paragraph "b", to evaluate and upgrade their instructional
9 materials and teaching strategies for human growth and
10 development.
11 2. Each school board shall provide age-appropriate and
12 research-based instruction in human growth and development
13 including instruction regarding human sexuality, self-esteem,
14 stress management, interpersonal relationships, domestic
15 abuse, ~~HPV and the availability of a vaccine to prevent HPV,~~
16 ~~and acquired immune deficiency syndrome and the prevention and~~
17 control of disease, including sexually transmitted diseases as
18 required in section 256.11, in grades ~~one~~ seven through twelve.
19 Sec. 11. Section 279.50, Code 2023, is amended by adding the
20 following new subsection:
21 NEW SUBSECTION. 1A. Subject to section 279.80, each
22 school board shall provide age-appropriate and research-based
23 instruction in human growth and development including
24 instruction regarding self-esteem, stress management,
25 interpersonal relationships, and domestic abuse in grades one
26 through six.
27 Sec. 12. Section 279.50, subsection 9, paragraphs b and c,
28 Code 2023, are amended by striking the paragraphs.
29 Sec. 13. Section 279.76, subsection 1, Code 2023, is amended
30 to read as follows:
31 1. a. Each school district is prohibited from administering
32 or conducting an invasive physical examination of a student,
33 ~~or~~ a student health screening that is not required by state or
34 federal law, or a formal examination or survey of a student
35 that is designed to assess the student's mental, emotional, or

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1 physical health that is not required by state or federal law,
2 without first acquiring the written consent of the student's
3 parent or guardian. This section applies only to a minor child
4 in the direct care of a parent or guardian, and does not apply
5 to an emancipated minor or a minor who is not residing with the
6 parent or guardian.

7 b. Each school district shall give written notice to a
8 student's parent or guardian of an examination or survey of
9 the student required by state or federal law that is designed
10 to assess the student's mental, emotional, or physical health
11 not less than seven days prior to the examination or survey.
12 The notice shall include a copy of the examination or survey
13 or a link to an internet site where the parent or guardian may
14 access the examination or survey.

15 c. This subsection shall not apply to a hearing or vision
16 examination.

17 Sec. 14. **NEW SECTION. 279.77 Transparency — publication**
18 **of school district information.**

19 1. Each school district shall publish all of the following
20 information related to the current school year on the school
21 district's internet site:

22 *a.* A comprehensive list of all persons in direct contact
23 with students enrolled in the school district who contract with
24 or otherwise receive moneys from the board of directors of the
25 school district.

26 *b.* A detailed explanation of the procedures or policies
27 in effect for the parent or guardian of a student enrolled in
28 the school district to request the removal of a book, article,
29 outline, handout, video, or other educational material that is
30 available to students in the classroom or in a library operated
31 by the school district. Each school district shall prominently
32 display the detailed explanation on the school district's
33 internet site.

34 *c.* A detailed explanation of the procedures or policies in
35 effect to request the review of decisions made by the board

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1 of directors of the school district, including the petition
2 process established pursuant to section 279.8B.

3 2. The board of directors of each school district shall
4 adopt a policy describing the procedures for the parent or
5 guardian of a student enrolled in the school district to review
6 the instructional materials used in the student's classroom.
7 The policy shall include a process for the student's parent
8 or guardian to request that the student not be provided
9 with certain instructional materials. The policy shall be
10 prominently displayed on the school district's internet site
11 and the board of directors of the school district shall, at
12 least annually, provide a written or electronic copy of the

13 policy to the parent or guardian of each student enrolled
14 in the school district. For purposes of this section,
15 “*instructional materials*” means either printed or electronic
16 textbooks and related core materials that are written and
17 published primarily for use in elementary school and secondary
18 school instruction and are required by a state educational
19 agency or local educational agency for use by students in the
20 student’s classes by the teacher of record. “*Instructional*
21 *materials*” does not include lesson plans.

22 3. Each school district shall make available to the parent
23 or guardian of each student enrolled in the school district
24 a comprehensive list of all books available to students in
25 libraries operated by the school district by providing a link
26 on the school district’s internet site to the electronic
27 catalog of the books available in the libraries operated by the
28 school district. However, for school years beginning prior to
29 July 1, 2025, if the school district does not use an electronic
30 catalog, the school district may request a waiver from this
31 requirement from the department of education.

32 4. This section shall not be construed to require a school
33 district to do any of the following:

34 a. Reproduce educational materials that were not created by
35 a person employed by the board of directors.

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1 b. Distribute any educational materials in a manner that
2 would infringe on the intellectual property rights of any
3 person.

4 Sec. 15. **NEW SECTION. 279.78 Parental rights in education.**

5 1. As used in this section:

6 a. “*Gender identity*” means the same as defined in section
7 216.2.

8 b. “*Minor child*” means an individual under eighteen years
9 of age.

10 2. a. Each school district shall immediately notify the
11 parent or guardian of a minor child enrolled in the school
12 district if any employee of the school district reasonably
13 believes that the minor child has expressed a gender identity
14 that is different than the biological sex listed on the minor
15 child’s official birth certificate or certificate issued upon
16 adoption if the certificate was issued at or near the time of
17 the minor child’s birth.

18 b. Notwithstanding paragraph “a”, if a school district
19 determines based on actual threats to the health, safety, or
20 welfare of a minor child enrolled in the school district that
21 notifying the parent or guardian of the minor child pursuant
22 to paragraph “a” may result in serious harm to the minor child,
23 the school district shall not notify the parent or guardian and
24 shall instead immediately report the school district’s safety
25 concerns to the department of health and human services so that
26 the department may determine whether the minor child is a child

27 in need of assistance under chapter 232.
28 3. The parent or guardian of a minor child enrolled in
29 a school district may access and review all school records
30 related to the minor child, including teacher evaluations of
31 the minor child and associated notes, evaluation information,
32 and documents created by the minor child, unless the federal
33 Family Educational Rights and Privacy Act, 20 U.S.C. §1232g, or
34 chapter 232, subchapter III, part 2, prohibits the record from
35 being disclosed.

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1 4. A school district must receive the prior written consent
2 of the parent or guardian of a minor child enrolled in the
3 school district before recognizing the minor child's request to
4 change the minor child's name or pronoun to a name or pronoun
5 that is different from the name or pronoun assigned to the
6 minor child in the school district's registration forms or
7 records.
8 5. If, after investigation, the department of education
9 determines that a school district or an employee of a school
10 district has violated this section, the school district or
11 employee of the school district, as applicable, shall be
12 subject to the following:
13 a. For the first violation of this section, the department
14 of education shall issue a written warning to the board
15 of directors of the school district or the employee, as
16 applicable.
17 b. (1) For a second or subsequent violation of this
18 section, if the department of education finds that a school
19 district knowingly violated this section, the superintendent of
20 the school district shall be subject to a hearing conducted by
21 the board of educational examiners pursuant to section 272.2,
22 subsection 14, which may result in disciplinary action.
23 (2) For a second or subsequent violation of this section,
24 if the department of education finds that an employee of
25 the school district who holds a license, certificate,
26 authorization, or statement of recognition issued by the board
27 of educational examiners knowingly violated this section, the
28 employee shall be subject to a hearing conducted by the board
29 of educational examiners pursuant to section 272.2, subsection
30 14, which may result in disciplinary action.
31 6. The state board of education shall adopt rules pursuant
32 to chapter 17A to administer this section.
33 Sec. 16. NEW SECTION. **279.79 Protection of student rights.**
34 1. The board of directors of a school district must
35 receive the prior written consent of a student's parent or

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- 1 guardian before requiring a student to take part in any survey,
- 2 analysis, activity, or evaluation that reveals information
- 3 concerning any of the following about the student or the
- 4 student's family, whether the information is personally
- 5 identifiable or not:
- 6 a. The political affiliations or beliefs of the student or
- 7 the student's parent or guardian.
- 8 b. Mental or psychological problems of the student or the
- 9 student's family.
- 10 c. Sexual behavior, orientation, or attitudes.
- 11 d. Illegal, antisocial, self-incriminating, or demeaning
- 12 behavior.
- 13 e. Critical appraisals of other individuals with whom the
- 14 student has close familial relationships.
- 15 f. Legally recognized privileged or analogous relationships,
- 16 such as those of attorneys, physicians, or ministers.
- 17 g. Religious practices, affiliations, or beliefs of the
- 18 student or the student's parent or guardian.
- 19 h. Income, except when required by law to determine
- 20 eligibility for participation in a program or for receiving
- 21 financial assistance under such a program.
- 22 2. An employee of a school district, or a contractor engaged
- 23 by a school district, shall not answer any question pertaining
- 24 to any particular student enrolled in the school district
- 25 in any survey related to the social or emotional abilities,
- 26 competencies, or characteristics of the student, unless the
- 27 board of directors of the school district satisfies all of the
- 28 following requirements:
- 29 a. The board of directors of the school district provides to
- 30 the parent or guardian of each student enrolled in the school
- 31 district detailed information related to the survey, including
- 32 the person who created the survey, the person who sponsors the
- 33 survey, how information generated by the survey is used, and
- 34 how information generated by the survey is stored.
- 35 b. The board of directors of the school district receives

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- 1 the written consent from a student's parent or guardian
- 2 authorizing the employee or contractor to answer questions in
- 3 the survey pertaining to the student.
- 4 3. Subsection 2 shall not be construed to prohibit an
- 5 employee of a school district, or a contractor engaged by a
- 6 school district, from answering questions pertaining to any
- 7 particular student enrolled in the school district as part of
- 8 the process of developing or implementing an individualized
- 9 education program for such student.
- 10 Sec. 17. **NEW SECTION. 279.80 Sexual orientation and gender**
- 11 **identity — prohibited instruction.**
- 12 1. As used in this section:

13 *a. "Gender identity" means the same as defined in section*
 14 216.2.

15 *b. "Sexual orientation" means the same as defined in section*
 16 216.2.

17 2. A school district shall not provide any program,
 18 curriculum, test, survey, questionnaire, promotion, or
 19 instruction relating to gender identity or sexual orientation
 20 to students in kindergarten through grade six.

21 Sec. 18. Section 299A.9, subsection 1, Code 2023, is amended
 22 to read as follows:

23 1. A child of compulsory attendance age who is identified
 24 as requiring special education under chapter 256B is eligible
 25 for placement under competent private instruction ~~with prior~~
 26 ~~approval of the placement by the director of special education~~
 27 ~~of the area education agency of the child's district of~~
 28 ~~residence.~~

29 Sec. 19. Section 299A.9, Code 2023, is amended by adding the
 30 following new subsection:

31 NEW SUBSECTION. 3. The parent, guardian, or legal custodian
 32 of a child who is identified as requiring special education
 33 may request dual enrollment pursuant to section 299A.8. The
 34 appropriate special education services for the child shall be
 35 determined pursuant to chapter 256B and rules adopted pursuant

Page 14

1 to chapter 256B.

2 Sec. 20. NEW SECTION. **601.1 Parents and guardians —**
 3 **rights.**

4 1. For purposes of this section:

5 *a. "Emergent care situation" means a sudden or unforeseen*
 6 occurrence or onset of a medical or behavioral condition that
 7 could result in serious injury or harm to a minor child in the
 8 event immediate medical attention is not provided.

9 *b. "Medical care" means any care, treatment, service, or*
 10 procedure to prevent, diagnose, alleviate, treat, or cure a
 11 minor child's physical or mental condition.

12 *c. "Minor child" means an unmarried and unemancipated person*
 13 under the age of eighteen years.

14 2. Subject to section 147.64, if enacted by 2023 Iowa
 15 Acts, Senate File 538, a parent or guardian bears the ultimate
 16 responsibility, and has the fundamental, constitutionally
 17 protected right, to make decisions affecting the parent's
 18 or guardian's minor child, including decisions related to
 19 the minor child's medical care, moral upbringing, religious
 20 upbringing, residence, education, and extracurricular
 21 activities. Any and all restrictions of this right shall be
 22 subject to strict scrutiny.

23 3. This section shall not be construed to prohibit any of
 24 the following:

25 *a. A minor child from receiving medical attention in an*
 26 emergent care situation.

- 27 *b.* A person from cooperating in a child abuse assessment
28 commenced in accordance with section 232.71B.
29 *c.* A court, law enforcement officer, or an employee of a
30 governmental entity that is responsible for child welfare from
31 acting in the court's, law enforcement officer's, or employee's
32 official capacity and scope of authority.
33 *d.* A court from issuing an order that is otherwise permitted
34 by law.
35 4. This section shall not be construed to authorize a parent

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- 1 or guardian to engage in conduct that is unlawful or to abuse
2 or neglect a minor child in violation of the laws of this
3 state.
4 5. The rights guaranteed to parents and guardians by this
5 section are not a comprehensive list of the rights reserved
6 to parents or guardians of a minor child. The enumeration of
7 the rights contained in this section shall not be construed to
8 limit the rights reserved to parents or guardians of a minor
9 child.
10 Sec. 21. IMPLEMENTATION OF ACT. Section 25B.2, subsection
11 3, shall not apply to this Act.>
12 2. Title page, by striking lines 3 through 7 and inserting
13 <decisions affecting the parent's or guardian's child,
14 prohibiting instruction related to gender identity and
15 sexual orientation in school districts, charter schools, and
16 innovation zone schools in kindergarten through grade six, and
17 modifying provisions related to student health screenings,
18 school district library programs, the educational program
19 provided to students enrolled in school districts, accredited
20 nonpublic schools, and charter schools, other duties of school
21 districts and the governing boards of charter schools and
22 innovation zone schools, competent private>

KEN ROZENBOOM

S-3098

- 1 Amend Senate File 494 as follows:
2 1. Page 2, line 19, after <section> by inserting <The
3 provisions of this section shall not apply if the applicant's
4 household includes a child under eighteen years of age.
5 Instead, any identity authentication provision applicable to
6 an applicant whose household includes a child under eighteen
7 years of age in effect prior to July 1, 2023, shall continue to
8 be applicable to such applicant.>
9 2. Page 4, line 27, after <income> by inserting <or if the
10 applicant's household includes a child under eighteen years of
11 age>
12 3. Page 8, after line 23 by inserting:
13 <4. The provisions of this section shall not apply if the

14 applicant's or recipient's household includes a child under
15 eighteen years of age. Instead, any eligibility verification
16 provision applicable to an applicant or recipient whose
17 household includes a child under eighteen years of age in
18 effect prior to July 1, 2023, shall continue to be applicable
19 to such applicant or recipient.>
20 4. By renumbering, redesignating, and correcting internal
21 references as necessary.

SARAH TRONE GARRIOTT

S-3099

1 Amend the amendment, S-3097, to Senate File 496, as follows:
2 1. Page 8, by striking lines 22 through 25 and inserting:
3 <a. A comprehensive list of all persons in direct contact
4 with students enrolled in the school district and all persons
5 who contract with or otherwise receive moneys from the board of
6 directors of the school district for purposes of facilitating
7 student activities or providing instruction to students.>
8 2. Page 14, line 14, by striking <section 147.64> and
9 inserting <section 147.164>

KEN ROZENBOOM

S-3100

1 Amend Senate File 525 as follows:
2 1. Page 1, line 7, by striking <only>
3 2. Page 1, line 9, by striking <merely impeaching or>
4 3. Page 3, lines 13 and 14, by striking <are presumptively
5 reliable and>
6 4. Page 3, by striking line 20 and inserting <any Iowa
7 criminal law.>
8 5. By striking page 3, line 30, through page 4, line 3, and
9 inserting:
10 <(b) The child has been questioned by the defendant or
11 the defendant's attorney at a deposition or any substantially
12 similar setting and any of the following apply:
13 (i) The child is unavailable as a witness as provided in
14 rule of evidence 5.804(a).
15 (ii) The court finds by a preponderance of the evidence that
16 the child would suffer significant emotional or psychological
17 trauma from testifying in the personal presence of the
18 defendant at the time of the criminal proceeding.>

DAN DAWSON

S-3101

- 1 Amend Senate File 494 as follows:
- 2 1. Page 9, line 16, by striking <ten> and inserting <thirty>

WILLIAM A. DOTZLER, JR.

S-3102

- 1 Amend Senate File 494 as follows:
- 2 1. Page 2, line 3, by striking <less than or equal to one
- 3 hundred sixty> and inserting <two hundred>

CLAIRE A. CELSI

S-3103

- 1 Amend Senate File 525 as follows:
- 2 1. Page 4, by striking line 24 and inserting <showing
- 3 subject matter of the deposition could reasonably lead to the
- 4 discovery of information relevant to the criminal action.>

NATE BOULTON

S-3104

- 1 Amend the amendment, S-3097, to Senate File 496, as follows:
- 2 1. Page 3, line 7, after <a.> by inserting <(1)>
- 3 2. Page 3, after line 14 by inserting:
- 4 <(2) If, after investigation, the department of education
- 5 determines that a school district or an employee of a school
- 6 district has violated the provisions of subparagraph (1)
- 7 related to library programs containing only age-appropriate
- 8 materials, beginning January 1, 2024, the school district
- 9 or employee of the school district, as applicable, shall be
- 10 subject to the following:
- 11 (a) For the first violation of subparagraph (1), the
- 12 department of education shall issue a written warning to the
- 13 board of directors of the school district or the employee, as
- 14 applicable.
- 15 (b) (i) For a second or subsequent violation of
- 16 subparagraph (1), if the department of education finds that
- 17 a school district knowingly violated subparagraph (1), the
- 18 superintendent of the school district shall be subject to
- 19 a hearing conducted by the board of educational examiners
- 20 pursuant to section 272.2, subsection 14, which may result in
- 21 disciplinary action.
- 22 (ii) For a second or subsequent violation of subparagraph
- 23 (1), if the department of education finds that an employee
- 24 of the school district who holds a license, certificate,
- 25 authorization, or statement of recognition issued by the board

26 of educational examiners knowingly violated subparagraph (1).
27 the employee shall be subject to a hearing conducted by the
28 board of educational examiners pursuant to section 272.2.
29 subsection 14, which may result in disciplinary action.>

KEN ROZENBOOM

S-3105

- 1 Amend House File 583, as passed by the House, as follows:
- 2 1. Page 2, after line 15 by inserting:
- 3 <Sec. ____ RETROACTIVE APPLICABILITY. This Act applies
- 4 retroactively to vehicles transferred on or after July 1,
- 5 2022.>
- 6 2. Title page, line 3, by striking <statements.> and
- 7 inserting <statements, and including retroactive applicability
- 8 provisions.>
- 9 3. By renumbering as necessary.

COMMITTEE ON TRANSPORTATION
MIKE KLIMESH, Chair

S-3106

- 1 Amend Senate File 127 as follows:
- 2 1. Page 2, line 21, by striking <or> and inserting <and/or>
- 3 2. Page 12, line 8, by striking <compact> and inserting
- 4 <act>

MARK COSTELLO

S-3107

- 1 Amend House File 232, as passed by the House, as follows:
- 2 1. Page 3, after line 8 by inserting:
- 3 <e. The structured settlement obligor, as defined in section
- 4 682.2, of a structured settlement, as defined in section 682.2,
- 5 established for the benefit of the protected person, where the
- 6 protected person will not begin receiving payments from the
- 7 structured settlement prior to reaching age eighteen.>

JEFF TAYLOR

S-3108

HOUSE AMENDMENT TO
SENATE FILE 228

- 1 Amend Senate File 228, as amended, passed, and reprinted by
- 2 the Senate, as follows:
- 3 1. By striking everything after the enacting clause and

4 inserting:

5 <Section 1. **NEW SECTION. 668.12A No liability for**
6 **negligent hiring in actions involving commercial motor vehicles.**

7 1. In any civil action involving the operation of a
8 commercial motor vehicle requiring a commercial driver's
9 license, there shall not be civil liability for damages for
10 an employer's negligent hiring of an employee if all of the
11 following apply:

12 a. The employer complies with subsection 2.

13 b. The employee's actions that caused the claimant damage
14 are within the course and scope of the employee's employment.

15 2. On motion of an employer who is a defendant in a civil
16 action involving the operation of a commercial motor vehicle
17 requiring a commercial driver's license, a trial court shall
18 dismiss from the civil action any claim of the employer's
19 direct negligence in hiring the employee driver, if the
20 employer stipulates that at the time of the event that caused
21 the damages that are the subject of the civil action all of the
22 following are true:

23 a. The person whose negligence is alleged to have caused the
24 damages was the employer's employee.

25 b. The person whose negligence is alleged to have caused the
26 damages was acting within the course and scope of employment
27 with the employer.

28 3. If an employer makes the stipulations in subsection 2
29 with respect to an employee, and the employee's negligence is
30 found to have caused or contributed to causing the damages, the
31 employer's liability for negligent hiring shall be adjudged
32 solely on the basis of respondeat superior.

33 4. As used in this section:

34 a. "*Commercial motor vehicle*" means as defined in section
35 321.1, subsection 11, paragraph "f", subparagraphs (1), (2),

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1 and (4), and also includes a glider kit vehicle as defined in
2 section 321.1, subsection 28A; a road tractor as defined in
3 section 321.1, subsection 64A; a towing or recovery vehicle as
4 defined in section 321.1, subsection 83A; and a truck tractor
5 as defined in section 321.1, subsection 88.

6 b. "*Operation*" means actual physical control of a commercial
7 motor vehicle upon a highway as defined in section 321.1.

8 Sec. 2. **NEW SECTION. 668.15A Noneconomic damages —**
9 **commercial motor vehicle owners or operators.**

10 1. As used in this section:

11 a. "*Commercial motor vehicle*" means as defined in section
12 321.1, subsection 11, paragraph "f", subparagraphs (1), (2),
13 and (4), and also includes a glider kit vehicle as defined in
14 section 321.1, subsection 28A; a road tractor as defined in
15 section 321.1, subsection 64A; a towing or recovery vehicle as
16 defined in section 321.1, subsection 83A; and a truck tractor
17 as defined in section 321.1, subsection 88.

18 *b. "Inflation"* means the annual percentage change in the
19 United States department of labor, bureau of labor statistics,
20 consumer price index for all urban consumers for the midwest
21 region, all items, or its successor index.
22 *c. "Noneconomic damages"* means damages arising from
23 pain, suffering, inconvenience, physical impairment, mental
24 anguish, emotional pain and suffering, loss of chance, loss of
25 consortium, or any other nonpecuniary damages.
26 *d. "Operation"* means actual physical control of a commercial
27 motor vehicle upon a highway as defined in section 321.1.
28 2. The total amount recoverable per plaintiff against the
29 owner or operator of a commercial motor vehicle for noneconomic
30 damages for personal injury or death in a civil action
31 involving the operation of a commercial motor vehicle requiring
32 a commercial driver's license, whether in tort or otherwise,
33 is five million dollars. This limitation on damages applies
34 regardless of the number of derivative claims or theories of
35 liability in the civil action, subject to subsection 3.

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1 3. Upon motion by any plaintiff in a civil action against
2 the owner or operator of a commercial motor vehicle requiring a
3 commercial driver's license and prior to entry of judgment by
4 the trial court, the trial court shall not apply the limitation
5 on damages set forth in subsection 2 if the trial court finds,
6 by a preponderance of the evidence, that the negligent act
7 leading to the plaintiff's claimed harm involved any of the
8 following:
9 *a.* Operating a commercial motor vehicle with an alcohol
10 concentration, as defined in section 321J.1, of .04 or more.
11 *b.* Operating a commercial motor vehicle under the influence
12 of a drug.
13 *c.* A refusal to submit to chemical testing required under
14 chapter 321J.
15 *d.* A felony involving the use of a motor vehicle.
16 *e.* The use of a commercial motor vehicle involving the
17 manufacturing, distributing, or dispensing of a controlled
18 substance as defined in section 124.101; not including the
19 lawful transport for hire of a controlled substance.
20 *f.* Knowingly operating a commercial motor vehicle without
21 a proper license, or while the person's commercial driver's
22 license is revoked, suspended, or canceled, or while the person
23 is otherwise disqualified from operating a commercial motor
24 vehicle.
25 *g.* Operating a commercial motor vehicle without the
26 possession of a commercial driver's license or commercial
27 learner's permit valid for the vehicle operated.
28 *h.* Operating a commercial motor vehicle involving an act or
29 practice of human trafficking as defined in section 710A.1.
30 *i.* Reckless driving, as described in section 321.277.
31 *j.* Use of an electronic communication device while driving,

32 as described in section 321.276.
33 *k.* Speeding fifteen miles per hour or more over the legal
34 speed limit.
35 *l.* Violating any state or local law or ordinance restricting

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1 or prohibiting the use of a mobile telephone, computer,
2 tablet, or other device that is not a part of the vehicle while
3 operating the vehicle.
4 4. *a.* The limitation on damages set forth in subsection
5 2 does not apply to any case involving operation of a vehicle
6 that does not require a commercial driver's license.
7 *b.* The limitation on damages set forth in subsection 2
8 does not apply to a civil action involving the operation of
9 a commercial motor vehicle serving as a common carrier of
10 passengers, or a commercial motor vehicle that is primarily
11 engaged in transporting passengers, or a commercial motor
12 vehicle as defined in section 321.1, subsection 11, paragraph
13 "f", subparagraph (3); commercial vehicle as defined in section
14 321.1, subsection 12, paragraph "c"; school bus as defined in
15 section 321.1, subsection 69; or other passenger transport.
16 5. The limitation on damages set forth in subsection 2
17 shall be adjusted for inflation by the secretary of state on
18 January 1, 2028, and on January 1 of each even-numbered year
19 thereafter. The secretary of state shall certify and publish
20 the adjusted limitation on damages within fourteen days after
21 the appropriate information is available.
22 Sec. 3. Section 668A.1, subsection 2, paragraphs a and
23 b, Code 2023, as amended by 2023 Iowa Acts, House File 161,
24 section 4, are amended to read as follows:
25 *a.* If the answer or finding pursuant to subsection 1,
26 paragraph "b", is affirmative, or if the claim is against any
27 physician and surgeon, osteopathic physician and surgeon,
28 dentist, podiatric physician, optometrist, pharmacist,
29 chiropractor, physician assistant, or nurse, licensed under
30 chapter 147, or a hospital licensed under chapter 135B, arising
31 out of patient care, or if the claim is part of a civil action
32 involving the operation of a commercial motor vehicle, then the
33 full amount of the punitive or exemplary damages awarded shall
34 be paid to the claimant.
35 *b.* If the answer or finding pursuant to subsection 1,

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1 paragraph "b", is negative, and if the claim is not against
2 any physician and surgeon, osteopathic physician and surgeon,
3 dentist, podiatric physician, optometrist, pharmacist,
4 chiropractor, physician assistant, or nurse, licensed under
5 chapter 147, or a hospital licensed under chapter 135B,
6 arising out of patient care, and if the claim is not part of
7 a civil action involving the operation of a commercial motor

8 vehicle, then after payment of all applicable costs and fees,
 9 an amount not to exceed twenty-five percent of the punitive or
 10 exemplary damages awarded may be ordered paid to the claimant,
 11 with the remainder of the award to be ordered paid into a
 12 civil reparations trust fund administered by the state court
 13 administrator. Funds placed in the civil reparations trust
 14 shall be under the control and supervision of the executive
 15 council, and shall be disbursed only for purposes of indigent
 16 civil litigation programs or insurance assistance programs.>

S-3109

1 Amend House File 605, as passed by the House, as follows:
 2 1. Page 1, line 10, by striking <subsection:> and inserting
 3 <subsections:>
 4 2. Page 1, after line 18 by inserting:
 5 <NEW SUBSECTION. 23. A county shall not adopt an
 6 ordinance, motion, resolution, or amendment that imposes energy
 7 requirements that are more restrictive than requirements
 8 provided in an energy code adopted by the state building code
 9 commissioner. This subsection does not prevent a county from
 10 adopting an ordinance, motion, resolution, or amendment that
 11 imposes requirements that are less restrictive or equivalent to
 12 requirements provided in an energy code adopted by the state
 13 building code commissioner.>
 14 3. Page 1, line 20, by striking <paragraph:> and inserting
 15 <paragraphs:>
 16 4. Page 1, after line 27 by inserting:
 17 <NEW PARAGRAPH. *h*. A city shall not adopt an ordinance,
 18 motion, resolution, or amendment that imposes energy
 19 requirements that are more restrictive than requirements
 20 provided in an energy code adopted by the state building code
 21 commissioner. This paragraph does not prevent a city from
 22 adopting an ordinance, motion, resolution, or amendment that
 23 imposes requirements that are less restrictive or equivalent to
 24 requirements provided in an energy code adopted by the state
 25 building code commissioner.>
 26 5. Title page, by striking lines 1 and 2 and inserting <An
 27 Act relating to energy regulation by counties and cities.>

COMMITTEE ON STATE GOVERNMENT
 JASON SCHULTZ, Chair

S-3110

1 Amend House File 603, as passed by the House, as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. NEW SECTION. **100B.46 Volunteer emergency**
 5 **services providers — tires**.
 6 1. For purposes of this section, “*volunteer emergency*
 7 *services provider*” means any of the following:

8 a. A volunteer fire fighter as defined in section 85.61.
9 b. An emergency medical care provider as defined in section
10 147A.1 who performs, for a municipality as defined in section
11 100B.21, the functions of a volunteer operator or attendant of
12 an ambulance or rescue squad service, a volunteer paramedic, or
13 a volunteer emergency medical technician.
14 2. A municipality, as defined in section 100B.21, may
15 authorize a volunteer emergency services provider who has
16 performed services for the municipality for at least three
17 years and who is currently performing services for the
18 municipality to purchase up to four vehicle tires for one
19 personal vehicle owned by the volunteer emergency services
20 provider every three years under a contract for tires from
21 which the municipality purchases vehicle tires. The volunteer
22 emergency services provider shall pay for any tires purchased
23 under this section, including all applicable taxes and fees.
24 3. The authorization by a municipality to purchase tires
25 under this section must be in writing on the municipality's
26 letterhead and include the volunteer emergency services
27 provider's name, the number of years the volunteer emergency
28 services provider has performed services for the municipality,
29 the license plate of the personal vehicle authorized for
30 the purchase, and reference the contract under which the
31 municipality purchases vehicle tires. The municipality shall
32 document how many tires each volunteer emergency services
33 provider purchases during the periods specified in this
34 section.>

COMMITTEE ON STATE GOVERNMENT
JASON SCHULTZ, Chair

S-3111

1 Amend House File 349, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, line 30, by striking <On> and inserting <Except
4 as provided in subsections 12 and 13, on>
5 2. Page 2, line 10, by striking <On> and inserting <Except
6 as provided in subsections 12 and 13, on>
7 3. Page 2, line 16, by striking <On> and inserting <Except
8 as provided in subsections 12 and 13, on>
9 4. Page 3, after line 21 by inserting:
10 <NEW SUBSECTION. 12. Unless agreed to by the county
11 attorney, the defendant, and the court, subsections 6, 7, 8,
12 and 9 shall not apply to a defendant on probation for any of the
13 following offenses:
14 a. A misdemeanor conviction for an offense requiring the
15 defendant to register as a sex offender under section 692A.103.
16 b. A misdemeanor conviction under chapter 708.
17 c. A misdemeanor conviction for assault with the intent to
18 commit sexual abuse under section 709.11.
19 d. A misdemeanor conviction for false imprisonment under

20 section 710.7.
21 e. A misdemeanor conviction for child endangerment under
22 section 726.6.
23 f. A misdemeanor conviction for trespass committed by
24 placing or using cameras or electronic surveillance devices
25 under section 727.8A.
26 g. A misdemeanor conviction for any other offense that
27 resulted in the physical harm of another person.
28 NEW SUBSECTION. 13. A defendant on probation shall not be
29 eligible to accrue any credits provided for under subsections
30 6, 7, 8, and 9 until any terms of probation requiring that the
31 defendant attend classes, courses, or treatment, including but
32 not limited to domestic abuse classes, parenting classes, or
33 substance abuse treatment, have been fulfilled.>
34 5. By renumbering as necessary.

COMMITTEE ON JUDICIARY
BRAD ZAUN, Chair

S-3112

1 Amend House File 555, as passed by the House, as follows:
2 1. Page 1, by striking lines 11 and 12.
3 2. Page 1, line 34, after <drug> by inserting <, biological
4 product, or device>
5 3. Page 1, line 35, before <with> by inserting <or device>
6 4. Page 2, line 1, after <drug> by inserting <, biological
7 product, or device>
8 5. Page 4, by striking lines 21 through 29.
9 6. Page 5, by striking lines 12 through 17.
10 7. Page 10, line 2, after <board.> by inserting <The board
11 shall not develop or approve a statewide protocol permitting a
12 pharmacist to order and administer any drug intended to induce
13 an abortion as defined in section 146.1.>
14 8. Page 12, after line 10 by inserting:
15 <Sec. _____. Section 514F.7, subsection 4, paragraph a, Code
16 2023, is amended to read as follows:
17 a. Prevent a health carrier, health benefit plan, or
18 utilization review organization from requiring a covered person
19 to try a prescription drug with the same generic name and
20 demonstrated bioavailability or a biological product that is an
21 interchangeable biological product ~~pursuant to section 155A.32~~
22 ~~as defined in section 155A.3~~ prior to providing coverage for
23 the equivalent branded prescription drug.>
24 9. Page 12, line 11, after <155A.6B,> by inserting
25 <155A.11,>
26 10. By renumbering, redesignating, and correcting internal
27 references as necessary.

COMMITTEE ON HEALTH AND HUMAN
SERVICES
JEFF EDLER, Chair

S-3113

1 Amend House File 319, as passed by the House, as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 237A.5, subsection 1, Code 2023, is
5 amended to read as follows:

6 1. All personnel in licensed or registered facilities
7 shall ~~have good health as evidenced by a report following a~~
8 ~~preemployment physical examination taken within six months~~
9 ~~prior to beginning employment. The examination shall include~~
10 ~~communicable disease tests by a licensed physician as defined~~
11 ~~in section 135C.1 or a licensed physician assistant as defined~~
12 ~~in section 148C.1 and shall be repeated every three years~~
13 ~~after initial employment~~ sign a statement indicating whether
14 or not the employee has a communicable disease or other health
15 condition that could pose a threat to the health, safety, or
16 well-being of a child receiving child care from a licensed or
17 registered facility. Controlled medical conditions which would
18 not affect the performance of the employee in the capacity
19 employed shall not prohibit employment.>

20 2. Title page, by striking lines 1 and 2 and inserting <An
21 Act relating to the disclosure of certain health conditions
22 by an employee working in a licensed or registered child care
23 facility.>

COMMITTEE ON HEALTH AND HUMAN
SERVICES

JEFF EDLER, Chair

S-3114

1 Amend House File 314, as amended, passed, and reprinted by
2 the House, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

5 <Section 1. Section 8.6, Code 2023, is amended by adding the
6 following new subsection:

7 NEW SUBSECTION. 17. *County information.* To annually
8 compile the information submitted to the department of
9 management by county boards of supervisors pursuant to section
10 331.303, subsection 10A. The director shall make the compiled
11 information available to county compensation boards for review
12 as described in section 331.907.

13 Sec. 2. Section 331.303, Code 2023, is amended by adding the
14 following new subsection:

15 NEW SUBSECTION. 10A. Annually submit to the department
16 of management for compilation by the department pursuant to
17 section 8.6, subsection 17, all of the following information:

18 a. The population of the county according to the most recent
19 federal decennial census.

20 b. The annual salary of each elective county office for the

21 two years prior to submission.
22 c. The taxable value of property in the county.
23 d. The levy rate for each levy imposed by the county.
24 Sec. 3. Section 331.907, subsections 1 and 2, Code 2023, are
25 amended to read as follows:
26 1. a. The annual compensation of the auditor, treasurer,
27 recorder, sheriff, county attorney, and supervisors shall be
28 determined as provided in this section.
29 b. Prior to the first meeting of the county compensation
30 board for each budget cycle, the members of the county
31 compensation board must become familiar with the requirements
32 of this section and other relevant provisions of law relating
33 to the responsibilities of a county compensation board. The
34 members of the county compensation board may use resources
35 provided by the Iowa state association of counties to satisfy

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1 this paragraph.
2 c. (1) The county compensation board annually shall
3 review the compensation paid to comparable officers in other
4 counties of this state, other states, private enterprise, and
5 the federal government. In setting the salary of The county
6 compensation board shall conduct its review as follows:
7 (a) The county compensation board shall review the
8 information compiled by the department of management pursuant
9 to section 8.6, subsection 17.
10 (b) The county compensation board shall review United
11 States department of labor salary statistics for comparable
12 positions in the federal government and the private sector.
13 (c) The county compensation board may review other factors
14 for comparison, including data from county associations,
15 nonprofit organizations, private sector sources, government
16 data, and inflation and cost of living indices.
17 (2) Notwithstanding subparagraph (1), in setting the salary
18 for the county sheriff, the county compensation board shall
19 set the sheriff's salary so that it is comparable to salaries
20 paid to professional law enforcement administrators and command
21 officers of the state patrol; and the division of criminal
22 investigation of the department of public safety, and to city
23 police chiefs employed by cities of similar population to the
24 population of the county.
25 d. The county compensation board shall prepare a
26 compensation schedule for the ~~elective~~ elected county officers
27 for the succeeding fiscal year. The county compensation board
28 shall provide written documentation to the board of supervisors
29 that demonstrates how the county compensation board determined
30 the recommended compensation schedule, including by providing
31 the applicable compensation information for comparable

32 officers in other counties of this state, other states, private
33 enterprise, and the federal government. Such documentation
34 shall be made available to the public.
35 e. A recommended compensation schedule requires a majority

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1 vote of the membership of the county compensation board.
2 2. At the public hearing held on the county budget as
3 provided in section 331.434, the county compensation board
4 shall submit its recommended compensation schedule for the
5 next fiscal year to the board of supervisors for inclusion
6 in the county budget. The board of supervisors shall review
7 the recommended compensation schedule for the elected county
8 officers and determine the final compensation schedule, which
9 shall not exceed the compensation schedule recommended by
10 the county compensation board. In determining the final
11 compensation schedule, if the board of supervisors wishes to
12 reduce the amount of the recommended compensation schedule,
13 the amount of salary increase proposed for each elected county
14 officer, except as provided in subsection 3, shall be reduced
15 an equal percentage. The board of supervisors shall not set
16 the compensation for any elected county officer at an amount
17 lower than the compensation of the person holding the office
18 in the year immediately preceding the most recent election for
19 the office. However, the compensation for an elected county
20 officer may be set at less than the compensation of the person
21 holding the office in the year immediately preceding the most
22 recent election for the office if the position is reduced to
23 part-time under the recommended compensation schedule. A copy
24 of the final compensation schedule shall be filed with the
25 county budget at the office of the director of the department
26 of management. The final compensation schedule takes effect on
27 July 1 following its adoption by the board of supervisors.>

MIKE KLIMESH

S-3115

1 Amend Senate File 546 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 24.9, subsection 1, paragraph a, Code
5 2023, is amended to read as follows:
6 a. Each municipality shall file with the secretary or clerk
7 thereof the estimates required to be made in sections 24.3
8 through 24.8, at least twenty days before the date fixed by
9 law for certifying the same to the levying board and shall
10 forthwith fix a date for a hearing on the estimates, and
11 shall publish such estimates and any annual levies previously
12 authorized as provided in section 76.2, with a notice of the
13 time when and the place where such hearing shall be held not

14 less than ten nor more than twenty days before the hearing.
15 Provided that in municipalities of ~~less than two hundred one~~
16 thousand population or less such estimates and the notice
17 of hearing shall be posted in three public places in the
18 district in lieu of publication. For any other municipality
19 such publication shall be in a newspaper published in the
20 municipality, if any, if not, then in a newspaper of general
21 circulation in the municipality.

22 Sec. 2. Section 362.3, subsection 1, paragraph b, Code 2023,
23 is amended to read as follows:

24 b. A publication required by the city code must be in a
25 newspaper published at least once weekly and having general
26 circulation in the city. However, if the city has a population
27 of ~~two hundred one thousand~~ or less, or in the case of
28 ordinances and amendments to be published in a city in which no
29 newspaper is published, a publication may be made by posting
30 in three public places in the city which have been permanently
31 designated by ordinance.

32 Sec. 3. Section 362.3, subsection 2, Code 2023, is amended
33 to read as follows:

34 2. In the case of notices of elections, a city with a
35 population of ~~two hundred one thousand~~ or less meets the

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1 publication requirement of this section by posting notices of
2 elections in three public places which have been designated by
3 ordinance.

4 Sec. 4. Section 372.13, subsection 6, Code 2023, is amended
5 to read as follows:

6 6. Within fifteen days following a regular or special
7 meeting of the council, the clerk shall cause the minutes of
8 the proceedings of the council, including the total expenditure
9 from each city fund, to be published in a newspaper of general
10 circulation in the city. The publication shall include a
11 list of all claims allowed and a summary of all receipts
12 and shall show the gross amount of the claims. The list of
13 claims allowed shall show the name of the person or firm
14 making the claim, the reason for the claim, and the amount of
15 the claim. If the reason for the claims is the same, two or
16 more claims made by the same vendor, supplier, or claimant
17 may be consolidated if the number of claims consolidated
18 and the total consolidated claim amount are listed in the
19 statement. However, the city shall provide at its office
20 upon request an unconsolidated list of all claims allowed.
21 Matters discussed in closed session pursuant to section 21.3
22 shall not be published until entered on the public minutes.
23 However, in cities having more than one hundred fifty thousand
24 population, the council shall each month print in pamphlet
25 form a detailed itemized statement of all receipts and
26 disbursements of the city, and a summary of its proceedings
27 during the preceding month, and furnish copies to the city

28 library, the daily newspapers of the city, and to persons who
29 apply at the office of the city clerk, and the pamphlet shall
30 constitute publication as required. Failure by the clerk to
31 make publication is a simple misdemeanor. The provisions of
32 this subsection are applicable in cities in which a newspaper
33 is published, or in cities of two hundred over one thousand
34 population ~~or over~~, but in all other cities, posting the
35 statement in three public places in the city which have been

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1 permanently designated by ordinance is sufficient compliance
2 with this subsection.

3 Sec. 5. Section 384.15A, subsection 4, paragraph a,
4 unnumbered paragraph 1, Code 2023, is amended to read as
5 follows:

6 The council shall set a time and place for a public
7 hearing on the resolution before the date for adoption of the
8 resolution and shall publish notice of the hearing not less
9 than ten nor more than twenty days prior to the hearing in a
10 newspaper published at least once weekly and having general
11 circulation in the city. However, if the city has a population
12 of two hundred one thousand or less, publication may be made
13 by posting in three public places in the city. If the city has
14 an internet site, the notice shall also be posted and clearly
15 identified on the city's internet site for public viewing
16 beginning on the date of the newspaper publication or public
17 posting, as applicable. Additionally, if the city maintains a
18 social media account on one or more social media applications,
19 the public hearing notice or an electronic link to the public
20 hearing notice shall be posted on each such account on the same
21 day as the publication of the notice. All of the following
22 shall be included in the notice:

23 Sec. 6. Section 384.16, subsection 3, Code 2023, is amended
24 to read as follows:

25 3. Following, and not until, adoption of the resolution
26 under section 384.15A, the council shall set a time and place
27 for public hearing on the budget before the final certification
28 date and shall publish notice of the hearing not less than ten
29 nor more than twenty days before the hearing in a newspaper
30 published at least once weekly and having general circulation
31 in the city. However, if the city has a population of ~~two~~
32 hundred one thousand or less, publication may be made by
33 posting in three public places in the city. A summary of
34 the proposed budget and a description of the procedure for
35 protesting the city budget under section 384.19, in the form

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1 prescribed by the director of the department of management,
2 shall be included in the notice. Proof of publication of the
3 notice under this subsection 3 and a copy of the resolution
4 adopted under section 384.15A must be filed with the county
5 auditor. The department of management shall prescribe the form
6 for the public hearing notice for use by cities.

7 Sec. 7. Section 618.1, Code 2023, is amended to read as
8 follows:

9 **618.1 Publications in English** **Publication requirements.**

10 1. All notices, proceedings, and other matter whatsoever,
11 required by law or ordinance to be published in a newspaper,
12 shall be published only in the English language and in official
13 newspapers published primarily in the English language.

14 2. a. All publications made in an official newspaper at the
15 rates contained in section 618.11 shall also be posted by the
16 official newspaper to the official newspaper's internet site
17 within forty-eight hours of receipt from the public posting
18 entity, independent of the publication schedule of the official
19 newspaper's printed version and not subject to any paywall or
20 subscription.

21 b. A public posting entity's statutory notice requirement
22 is satisfied as soon as a statutorily required public notice
23 is posted pursuant to this subsection regardless of whether
24 the statutorily required public notice has been printed in the
25 official newspaper's printed version.

26 3. If no official newspaper exists in a public posting
27 entity's jurisdiction, the public posting entity satisfies the
28 requirements of this chapter by posting a statutorily required
29 public notice to the public posting entity's official internet
30 site or the relevant county's official internet site, and as
31 provided in section 4.

32 4. A public posting entity shall also post a physical
33 copy of a required public notice on a bulletin board or other
34 prominent place which is easily accessible to the public and
35 clearly designated for that purpose at the principal office of

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1 the public posting entity, or if no such office exists, at the
2 building in which a meeting is to be held, if applicable.

3 5. Nothing in this chapter modifies the duty of a public
4 posting entity to make public use copies of required notices
5 available to the public as otherwise required by law.

6 6. Nothing in this chapter modifies a public posting
7 entity's requirement to keep a record of statutorily required
8 public postings if another section requires such records to be
9 kept.

10 Sec. 8. **NEW SECTION. 618.1A Definitions.**

11 For the purposes of this chapter, unless the context
12 otherwise requires:

- 13 1. *“Official internet site”* means the internet site used
14 by a public posting entity to conduct or communicate official
15 business and information.
- 16 2. *“Official newspaper”* means a newspaper meeting the
17 requirements of section 618.3,
- 18 3. *“Official newspaper’s internet site”* means an internet
19 site owned and operated by an official newspaper to publish an
20 electronic version of the official newspaper.
- 21 4. *“Official newspaper’s printed version”* means the physical
22 version of an official newspaper.
- 23 5. *“Paywall”* or *“subscription”* means a fee charged by an
24 official newspaper to members of the public to receive or
25 access printed or electronic publications of the official
26 newspaper.
- 27 6. *“Publication schedule”* means the time of and interval
28 between the publication of an official newspaper’s printed
29 version.
- 30 7. *“Public posting entity”* means the state of Iowa, a
31 county, a city, a public school district, a private agency as
32 defined in section 28E.2, a public agency as defined in section
33 28E.2, or any other public entity who is required by law or
34 ordinance to post a public notice.
- 35 8. *“Statutorily required public notice”* means a notice

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- 1 required by the Iowa code to be made available to members of
2 the public.
- 3 Sec. 9. Section 618.3, Code 2023, is amended by adding the
4 following new subsection:
5 NEW SUBSECTION. 5. Has an official newspaper’s internet
6 site that provides public access to statutorily required public
7 notices that are to be published in the official newspaper’s
8 printed version independent of the publication schedule of
9 the official newspaper’s printed version and not subject to a
10 paywall or subscription.
- 11 Sec. 10. EFFECTIVE DATE. This Act takes effect January 1,
12 2025.>
- 13 2. Title page, line 2, by striking <providing for fees,>

CHRIS COURNOYER

S-3116

- 1 Amend House File 135, as amended, passed, and reprinted by
2 the House, as follows:
- 3 1. Page 1, line 6, after <is> by inserting <consistent with
4 applicable federal and state privacy restrictions,>
- 5 2. Page 1, line 7, after <education> by inserting <,>
- 6 3. Page 1, line 15, after <students> by inserting <who have
7 student loan debt and>
- 8 4. Page 1, line 17, after <students> by inserting <who have

- 9 student loan debt and>
10 5. Page 1, line 21, after <students> by inserting <who have
11 student loan debt and>
12 6. Page 2, by striking lines 2 through 7 and inserting
13 <report described in paragraph "a".>

KEN ROZENBOOM

S-3117

HOUSE AMENDMENT TO
SENATE FILE 496

- 1 Amend Senate File 496, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. By striking everything after the enacting clause and
4 inserting:
5 <DIVISION I
6 SCHOOL BOARDS — DUTIES AND RESPONSIBILITIES
7 Section 1. NEW SECTION. **279.8C Board of directors — access**
8 **to information.**
9 1. The board of directors of a school district shall have
10 access to and may review any of the following:
11 a. The curriculum associated with any instruction provided
12 to students enrolled in the school district.
13 b. Materials located in a library operated by the school
14 district, including a library located in a classroom.
15 2. A school district shall not prohibit a member of the
16 board of directors of the school district from attending
17 classes taught by teachers employed by the school district
18 to observe classroom instruction, not for the purpose of
19 evaluation, if the member has provided reasonable prior notice
20 to the superintendent and principal of the attendance center
21 in which the classes are taught and to the teacher providing
22 the instruction.
23 3. a. A school district shall not prohibit a member of
24 the board of directors of the school district from accessing
25 materials used in a professional development program that
26 the school district, or an administrator employed by the
27 school district, requires employees of the school district to
28 attend. This paragraph shall not be construed to authorize
29 a member of the board of directors of the school district to
30 access an individual teacher professional development plan
31 developed pursuant to section 284.6 or any materials related
32 to an intensive assistance program a teacher is required to
33 participate in pursuant to section 284.8.
34 b. A school district, or an administrator employed by the
35 school district, shall provide copies of materials used in a

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1 professional development program that the school district, or
2 an administrator employed by the school district, requires
3 employees of the school district to attend to a member of the
4 board of directors of the school district upon request. This
5 paragraph shall not be construed to require a school district,
6 or an administrator employed by the school district, to provide
7 copies of an individual teacher professional development plan
8 developed pursuant to section 284.6, or any materials related
9 to an intensive assistance program a teacher is required to
10 participate in pursuant to section 284.8, to a member of the
11 board of directors of the school district.

12 4. For purposes of this section, "*professional development*
13 *program*" means the same as defined in section 272.1.

14 DIVISION II

15 RESPONSIBILITIES AND REQUIREMENTS RELATED TO HEALTH

16 Sec. 2. DEPARTMENT OF EDUCATION — HEALTH CARE-RELATED
17 TRAINING FOR SCHOOL PERSONNEL WORK GROUP.

18 1. The department of education shall convene and provide
19 administrative support to a health care-related training
20 for school personnel work group. The work group shall
21 review and develop a plan to ensure Iowa educators have the
22 health care training necessary to perform their duties and
23 responsibilities, and shall consider and submit recommendations
24 for delivery and implementation of training required under
25 state law or rule.

26 2. The work group shall include all of the following:

27 a. (1) Two members who are staff members from the
28 department of education, one of whom shall be an administrative
29 consultant in the bureau of nutrition and health services.
30 A member appointed under this subparagraph shall coordinate
31 the work group and act as chairperson for the organizational
32 meeting.

33 (2) One member who is a staff member from the Iowa
34 department of health and human services.

35 b. Members who shall represent each of the following:

Page 3

1 (1) One member from a statewide organization representing
2 teachers.

3 (2) One member from a statewide organization representing
4 school board members.

5 (3) One member from a statewide organization representing
6 school administrators.

7 (4) One member from a statewide organization representing
8 authorities in charge of accredited nonpublic schools.

9 (5) One member representing the area education agencies.

10 (6) One member from a statewide organization representing
11 physicians.

12 (7) One member from a statewide organization representing

13 athletic trainers.

14 (8) One member from a statewide organization representing
15 emergency management services.

16 (9) One member from a statewide organization representing
17 health care organizations.

18 (10) One member from a statewide organization representing
19 school nurses.

20 3. Any expenses incurred by a member of the work group
21 shall be the responsibility of the individual member or the
22 respective entity represented by the member.

23 4. The director of the department of education or the
24 director's designee shall compile and provide to the work group
25 a list of, and the purposes for, the health care training
26 programs that school personnel are required to complete, as
27 well as any requirements school personnel must meet following
28 such training, in order be in compliance with state law or
29 administrative rule.

30 5. The work group shall do all of the following:

31 a. Identify which trainings can be best provided over the
32 internet, and how such training can be rotated on a five-year
33 basis for school personnel.

34 b. Develop a plan for a regular cycle of health care-related
35 training for school personnel review, with the goal of removing

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1 or modifying training or training programs that are no longer
2 relevant, and identifying less costly and more efficient
3 options that still provide the appropriate level of training to
4 school personnel.

5 c. Standardize the process of establishing new training
6 requirements in state law or rule to manage stakeholder
7 expectations relating to the timeline for establishing the
8 requirements.

9 d. Create an ongoing review process to find efficiencies,
10 identify training options that better utilize time and
11 financial resources, and offer a continuous improvement model
12 for the system moving forward.

13 e. Study and make any recommended changes on rules adopted
14 by the state board of education under 281 IAC ch. 14, relating
15 to individual health plans prepared for students with various
16 health conditions.

17 f. Ensure a public comment process for patient advocacy
18 groups and parents to provide input on the recommendations of
19 the work group.

20 6. If the work group recommends elimination or significant
21 modification of certain health care-related training for
22 school personnel, the department of education shall identify
23 stakeholders who would potentially be affected by such
24 change, and shall invite representatives from organizations
25 representing such stakeholders to submit comments before or
26 at an upcoming work group meeting before the work group makes

27 final recommendations.

28 7. The department of education shall compile the work
29 group's findings and recommendations and shall submit the
30 compilation, including any proposal for legislation, in a
31 report to the general assembly, the governor, and the state
32 board of education by December 1, 2023.

33 DIVISION III

34 MANDATORY REPORTERS

35 Sec. 3. Section 232.69, subsection 1, unnumbered paragraph

Page 5

1 1, Code 2023, is amended to read as follows:

2 The classes of persons enumerated in this subsection shall
3 make a report within twenty-four hours and as provided in
4 section 232.70, of cases of child abuse. In addition, the
5 classes of persons enumerated in this subsection shall make a
6 report of abuse of a child ~~who is under twelve years of age and~~
7 ~~may make a report of abuse of a child who is twelve years of age~~
8 ~~or older~~, which would be defined as child abuse under section
9 232.68, subsection 2, paragraph "a", subparagraph (3) or (5),
10 except that the abuse resulted from the acts or omissions of
11 a person other than a person responsible for the care of the
12 child.

13 Sec. 4. Section 232.69, subsection 1, paragraph b,
14 subparagraph (4), Code 2023, is amended to read as follows:

15 (4) A licensed school employee, certified para-educator,
16 holder of a coaching authorization issued under section 272.31,
17 school employee who is eighteen years of age or older, or an
18 instructor employed by a community college.

19 Sec. 5. Section 232.70, subsection 5, Code 2023, is amended
20 by adding the following new paragraph:

21 NEW PARAGRAPH. *Of.* If the person making the report is a
22 licensed school employee who reasonably believes the person
23 responsible for the injury is also a licensed school employee,
24 the identity of the licensed school employee the person making
25 the report believes is responsible for the injury.

26 DIVISION IV

27 DEPARTMENT OF EDUCATION — REPORTING AND INVESTIGATION PROCESS

28 Sec. 6. Section 256.9, Code 2023, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 66. *a.* Develop and implement a process
31 for the reporting and investigation of any incident that arises
32 that may reasonably lead to the conclusion that any individual
33 who is employed by the board of directors of a school district,
34 the authorities in charge of an accredited nonpublic school,
35 or the governing board of a charter school, including an

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1 individual with a license, endorsement, certification,
2 authorization, or statement of recognition issued by the
3 board of educational examiners, has committed a felony or,
4 in the case of an individual with a license, endorsement,
5 certification, authorization, or statement of recognition
6 issued by the board of educational examiners, has engaged in
7 conduct described in section 272.15, subsection 1, paragraph
8 “a”, subparagraph (1), subparagraph divisions (a) through (d).

9 b. The process shall prohibit the board of directors of a
10 school district, the authorities in charge of an accredited
11 nonpublic school, and the governing board of a charter school
12 from entering into any of the following:

13 (1) A written or oral agreement that prohibits the board
14 of directors of the school district, the authorities in charge
15 of an accredited nonpublic school, the governing board of
16 a charter school, an employee of the school district, the
17 accredited nonpublic school, or the charter school, or a
18 contractor of the school district, the accredited nonpublic
19 school, or the charter school from discussing an incident, past
20 performance or actions, past allegations leading to discipline
21 or adverse employment action, or employee resignation with any
22 governmental agent, governmental officer, or any potential
23 employer.

24 (2) A written or oral agreement that waives the liability
25 of an individual with a license, endorsement, certification,
26 authorization, or statement of recognition issued by the
27 board of educational examiners related to or arising from an
28 incident, past performance or action, or past allegations of
29 wrongdoing.

30 c. The process shall require the board of directors of a
31 school district, the authorities in charge of an accredited
32 nonpublic school, and the governing board of a charter school
33 to finalize the investigation of the incident even if the
34 employee resigns or the employee’s contract is terminated
35 during the investigation. The board of directors of a school

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1 district, the authorities in charge of an accredited nonpublic
2 school, or the governing board of a charter school, as
3 applicable, shall provide the board of educational examiners
4 with the results of the investigation if the employee who
5 was investigated has a license, endorsement, certification,
6 authorization, or statement of recognition issued by the board
7 of educational examiners.

8 d. The process shall require the board of directors of a
9 school district, the authorities in charge of an accredited
10 nonpublic school, and the governing board of a charter school
11 to take all of the following actions with respect to employees
12 who do not hold a license, endorsement, certification,

13 authorization, or statement of recognition issued by the board
14 of educational examiners:

15 (1) Collect and retain all complaints and reports related to
16 incidents reported under this subsection that are associated
17 with the employee and that relate to the health and safety of
18 students.

19 (2) Notify the school district, accredited nonpublic
20 school, or charter school that employs, or is seeking to
21 employ, the employee of the existence and nature of the
22 complaints and reports related to incidents reported under
23 this subsection that are associated with the employee and that
24 relate to the health and safety of students if contacted by
25 the school district, accredited nonpublic school, or charter
26 school. This subparagraph shall not be construed to require
27 the board of directors of a school district, the authorities
28 in charge of an accredited nonpublic school, or the governing
29 board of a charter school to disclose unfounded, closed
30 investigations.

31 e. The board of directors of a school district, the
32 authorities in charge of an accredited nonpublic school, or
33 the governing board of a charter school, and contractors of
34 the school district, the accredited nonpublic school, or the
35 charter school shall be immune from any civil liability arising

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1 from discussing an incident, past performance or actions,
2 past allegations leading to discipline or adverse employment
3 action, or employee resignation with any governmental agent,
4 governmental officer, or any potential employer.

5 f. If the board of educational examiners finds that the
6 board of directors of a school district, the authorities in
7 charge of an accredited nonpublic school, or the governing
8 board of a charter school has intentionally failed to follow
9 the process established by this subsection regarding an
10 incident, or the reporting requirements established pursuant
11 to section 272.15, related to an employee who holds a license,
12 endorsement, certification, authorization, or statement of
13 recognition issued by the board of educational examiners, the
14 board of educational examiners shall assess a fine against
15 an administrator of the school district, the accredited
16 nonpublic school, or the charter school who intentionally
17 failed to ensure compliance with the process of not less than
18 five hundred dollars and not more than five thousand dollars.
19 Payments of the fine provided in this paragraph shall be
20 remitted to the treasurer of the state for deposit in the
21 general fund of the state.

22 g. If the department finds that the board of directors of
23 a school district, the authorities in charge of an accredited
24 nonpublic school, or the governing board of a charter school
25 has intentionally failed to follow the process established by
26 this subsection regarding an incident related to an employee

27 who does not hold a license, endorsement, certification,
28 authorization, or statement of recognition issued by the board
29 of educational examiners, the department shall assess a fine
30 against an administrator of the school district, the accredited
31 nonpublic school, or the charter school who intentionally
32 failed to ensure compliance with the process of not less than
33 five hundred dollars and not more than five thousand dollars.
34 Payments of the fine provided in this paragraph shall be
35 remitted to the treasurer of the state for deposit in the

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1 general fund of the state.
2 *h.* If the board of educational examiners finds that the
3 board of directors of a school district, the authorities in
4 charge of an accredited nonpublic school, or the governing
5 board of a charter school has intentionally concealed, or
6 attempted to conceal from any governmental agent, governmental
7 officer, or potential employer a founded incident, or any
8 conduct required to be reported pursuant to section 272.15,
9 related to an employee who holds a license, endorsement,
10 certification, authorization, or statement of recognition
11 issued by the board of educational examiners, the board
12 of educational examiners shall assess a fine against an
13 administrator of the school district, the accredited nonpublic
14 school, or the charter school who intentionally assisted in the
15 concealment, or attempted concealment, of an incident, or any
16 conduct required to be reported pursuant to section 272.15,
17 of not more than ten thousand dollars. Payments of the fine
18 provided in this paragraph shall be remitted to the treasurer
19 of the state for deposit in the general fund of the state.
20 *i.* If the department finds that the board of directors of
21 a school district, the authorities in charge of an accredited
22 nonpublic school, or the governing board of a charter school
23 has intentionally concealed, or attempted to conceal from
24 any governmental agent, governmental officer, or potential
25 employer a founded incident related to an employee who does
26 not hold a license, endorsement, certification, authorization,
27 or statement of recognition issued by the board of educational
28 examiners, the department shall assess a fine against an
29 administrator of the school district, the accredited nonpublic
30 school, or the charter school who intentionally assisted in the
31 concealment, or attempted concealment, of an incident of not
32 more than ten thousand dollars. Payments of the fine provided
33 in this paragraph shall be remitted to the treasurer of the
34 state for deposit in the general fund of the state.
35

DIVISION V

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EDUCATIONAL PROGRAM

Sec. 7. Section 256.11, unnumbered paragraph 1, Code 2023, is amended to read as follows:

The state board shall adopt rules under chapter 17A and a procedure for accrediting all public and nonpublic schools in Iowa offering instruction at any or all levels from the prekindergarten level through grade twelve. The rules of the state board shall require that ~~a~~ an age-appropriate, multicultural, and gender-fair approach is used by schools and school districts. The educational program shall be taught from ~~a~~ an age-appropriate, multicultural, and gender-fair approach. Global perspectives shall be incorporated into all levels of the educational program. The rules adopted by the state board pursuant to section 256.17, Code Supplement 1987, to establish new standards shall satisfy the requirements of this section to adopt rules to implement the educational program contained in this section. The educational program shall be as follows:

Sec. 8. Section 256.11, subsections 2, 3, 4, and 9, Code 2023, are amended to read as follows:

2. The kindergarten program shall include experiences designed to develop healthy emotional and social habits and growth in the language arts and communication skills, as well as a capacity for the completion of individual tasks, and protect and increase physical well-being with attention given to experiences relating to the development of life skills and, subject to section 279.80, age-appropriate and research-based human growth and development. A kindergarten teacher shall be licensed to teach in kindergarten. An accredited nonpublic school must meet the requirements of this subsection only if the nonpublic school offers a kindergarten program; provided, however, that section 279.80 shall not apply to a nonpublic school.

3. The following areas shall be taught in grades one through six: English-language arts, social studies, mathematics, science, health, ~~age appropriate and research based~~

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~~human growth and development,~~ physical education, traffic safety, music, ~~and~~ visual art, and, subject to section 279.80, age-appropriate and research-based human growth and development. Computer science instruction incorporating the standards established under section 256.7, subsection 26, paragraph "a", subparagraph (4), shall be offered in at least one grade level commencing with the school year beginning July 1, 2023. The health curriculum shall include the characteristics of communicable diseases ~~including acquired immune deficiency syndrome.~~ The state board as part of accreditation standards shall adopt curriculum definitions for implementing the elementary program.

13 4. The following shall be taught in grades seven and
14 eight: English-language arts; social studies; mathematics;
15 science; health; age-appropriate and research-based human
16 growth and development; career exploration and development;
17 physical education; music; and visual art. Computer science
18 instruction incorporating the standards established under
19 section 256.7, subsection 26, paragraph “a”, subparagraph (4),
20 shall be offered in at least one grade level commencing with
21 the school year beginning July 1, 2023. Career exploration
22 and development shall be designed so that students are
23 appropriately prepared to create an individual career
24 and academic plan pursuant to section 279.61, incorporate
25 foundational career and technical education concepts aligned
26 with the six career and technical education service areas
27 as defined in subsection 5, paragraph “h”, and incorporate
28 relevant twenty-first century skills. The health curriculum
29 shall include age-appropriate and research-based information
30 regarding the characteristics of sexually transmitted diseases,
31 ~~including HPV and the availability of a vaccine to prevent~~
32 ~~HPV, and acquired immune deficiency syndrome.~~ The state board
33 as part of accreditation standards shall adopt curriculum
34 definitions for implementing the program in grades seven
35 and eight. However, this subsection shall not apply to the

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1 teaching of career exploration and development in nonpublic
2 schools. ~~For purposes of this section, “age appropriate”,~~
3 ~~“HPV”, and “research based” mean the same as defined in section~~
4 ~~279.50.~~
5 9. a. Beginning July 1, 2006, each school district shall
6 have a qualified teacher librarian who shall be licensed by
7 the board of educational examiners under chapter 272. Each
8 school district shall establish a kindergarten through grade
9 twelve library program that is consistent with the educational
10 standards established in this section, contains only
11 age-appropriate materials, and supports the student achievement
12 goals of the total school curriculum.
13 b. The state board shall establish in rule a definition
14 of and standards for an articulated sequential kindergarten
15 through grade twelve media program.
16 c. A school district that entered into a contract with an
17 individual for employment as a media specialist or librarian
18 prior to June 1, 2006, shall be considered to be in compliance
19 with this subsection until June 30, 2011, if the individual
20 is making annual progress toward meeting the requirements
21 for a teacher librarian endorsement issued by the board of
22 educational examiners under chapter 272. A school district
23 that entered into a contract with an individual for employment
24 as a media specialist or librarian who holds at least a
25 master’s degree in library and information studies shall be
26 considered to be in compliance with this subsection until the

27 individual leaves the employ of the school district.
28 Sec. 9. Section 256.11, subsection 5, paragraph j,
29 subparagraph (1), Code 2023, is amended to read as follows:
30 (1) One unit of health education which shall include
31 personal health; food and nutrition; environmental health;
32 safety and survival skills; consumer health; family life;
33 age-appropriate and research-based human growth and
34 development; substance abuse and nonuse; emotional and
35 social health; health resources; and prevention and control

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1 of disease, including age-appropriate and research-based
2 information regarding sexually transmitted diseases, ~~including~~
3 ~~HPV and the availability of a vaccine to prevent HPV, and~~
4 ~~acquired immune deficiency syndrome.~~

5 Sec. 10. Section 256.11, Code 2023, is amended by adding the
6 following new subsection:

7 NEW SUBSECTION. 19. For purposes of this section:

8 *a. (1) "Age-appropriate" means topics, messages, and*
9 *teaching methods suitable to particular ages or age groups*
10 *of children and adolescents, based on developing cognitive,*
11 *emotional, and behavioral capacity typical for the age or age*
12 *group. "Age-appropriate" does not include any material with*
13 *graphic descriptions or visual depictions of a sex act as*
14 *defined in section 702.17.*

15 (2) Notwithstanding subparagraph (1), for purposes of the
16 human growth and development curriculum, "*age-appropriate*" means
17 the same as defined in section 279.50.

18 *b. "Research-based" means the same as defined in section*
19 *279.50.*

20 DIVISION VI

21 BOARD OF EDUCATIONAL EXAMINERS — LICENSES

22 Sec. 11. Section 256.16, subsection 1, Code 2023, is amended
23 by adding the following new paragraph:

24 NEW PARAGRAPH. *m. If a higher education institution*
25 *providing practitioner preparation offers a program that is*
26 *designed to assist students in attaining a teacher intern*
27 *license from the board of educational examiners, the program*
28 *shall require participants to satisfy all of the following*
29 *requirements before completing the program:*

30 (1) A participant in the program must have graduated from
31 an accredited or state-approved college or university and must
32 meet the requirements for an endorsement area approved by the
33 board of educational examiners for a teacher intern license.

34 (2) A participant in the program must submit with the
35 application to the program a copy of an offer of employment

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1 from a school.

2 (3) A participant in the program must complete the required
3 pedagogy training.

4 (4) A participant in the program must work under the
5 supervision of a teacher leader assigned by the school district
6 or accredited nonpublic school, including during co-teaching
7 and planning time.

8 Sec. 12. **NEW SECTION. 256.161A Temporary initial license**
9 **for applicants who complete an alternative teacher certification**
10 **program.**

11 1. The board shall grant a temporary initial teaching
12 license to an applicant who meets all of the following
13 requirements:

14 a. The applicant shall hold a bachelor's degree from an
15 accredited college or university.

16 b. The applicant shall successfully complete an alternative
17 teacher certification program that includes all of the
18 following:

19 (1) The required content training in the area in which the
20 applicant seeks to be licensed.

21 (2) Pedagogy training, including an examination, that
22 teaches effective instructional delivery, classroom management
23 and organization, assessment, instructional design, and
24 professional learning and leadership.

25 2. To be considered an alternative teacher certification
26 program for purposes of this section, an alternative teacher
27 certification program shall meet all of the following
28 requirements:

29 a. The alternative teacher certification program must
30 operate in at least five states.

31 b. The alternative teacher certification program must have
32 been in operation for at least ten years.

33 3. An individual who successfully completes an alternative
34 teacher certification program and who is granted a temporary
35 initial teaching license by the board under this section is

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1 authorized to teach the subjects and grade levels that the
2 individual successfully completed during the alternative
3 teacher certification program.

4 4. An individual who successfully completes an alternative
5 teacher certification program and who is granted a temporary
6 initial teaching license by the board under this section shall
7 not provide instruction to students who are eligible for
8 services under chapter 256B until the individual successfully
9 completes a practicum relating to providing instruction to
10 such students that includes short-term field experiences in
11 educational settings that are connected to specific coursework.

12 5. The board shall treat an individual who successfully

13 completes an alternative teacher certification program and who
14 is granted a temporary initial teaching license by the board
15 under this section in the same manner as an individual who
16 completes a traditional teacher preparation program and who
17 receives an initial teaching license, including during the
18 process of converting the temporary initial teaching license
19 to a standard teaching license.

20 Sec. 13. Section 272.2, subsection 13, Code 2023, is amended
21 to read as follows:

22 13. Adopt rules to provide for nontraditional preparation
23 options for licensing persons who hold a bachelor's degree
24 or higher from an accredited or state-approved college or
25 university, who do not meet other requirements for licensure.
26 The rules shall, at a minimum, require the board to do all of
27 the following:

28 a. Issue a teacher intern license to an applicant who has
29 enrolled in a program established pursuant to section 256.16,
30 subsection 1, paragraph "m".

31 b. Allow a licensee who has attained a teacher intern
32 license pursuant to paragraph "a" to apply for an initial
33 teaching license if the school that employed the licensee
34 during the licensee's completion of the program established
35 pursuant to section 256.16, subsection 1, paragraph "m", and

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1 the higher education institution that operated the program,
2 recommend that the licensee be allowed to apply for an initial
3 teaching license.

4 Sec. 14. Section 272.28, Code 2023, is amended to read as
5 follows:

6 **272.28 Licensure beyond a temporary initial license or an**
7 **initial license.**

8 1. Requirements for teacher licensure beyond a temporary
9 initial license or an initial license shall include successful
10 completion of a beginning teacher mentoring and induction
11 program approved by the state board of education pursuant to
12 section 284.5; or two years of successful teaching experience
13 in a school district with an approved career paths, leadership
14 roles, and compensation framework or approved comparable system
15 as provided in section 284.15; or evidence of not less than
16 three years of successful teaching experience at any of the
17 following:

18 a. An accredited nonpublic school in this state.

19 b. A preschool program approved by the United States
20 department of health and human services.

21 c. Preschool programs at school districts approved to
22 participate in the preschool program under chapter 256C.

23 d. Shared visions programs receiving grants from the child
24 development coordinating council under section 256A.3.

25 e. Preschool programs receiving moneys from the school
26 ready children grants account of the early childhood Iowa fund

27 created in section 256I.11.

28 2. A teacher from an accredited nonpublic school or another
29 state or country is exempt from the requirement of subsection 1
30 if the teacher can document three years of successful teaching
31 experience and meet or exceed the requirements contained in
32 rules adopted under this chapter for endorsement and licensure.

33 DIVISION VII

34 SCHOOL RESPONSIBILITIES

35 Sec. 15. Section 256E.7, subsection 2, paragraph i, Code

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1 2023, is amended to read as follows:

2 i. Be subject to and comply with section 279.76 relating
3 to physical examinations, ~~and~~ health screenings, and formal
4 examinations or surveys designed to assess a student's mental,
5 emotional, or physical health in the same manner as a school
6 district.

7 Sec. 16. Section 256E.7, subsection 2, Code 2023, is amended
8 by adding the following new paragraphs:

9 NEW PARAGRAPH. 0j. Be subject to and comply with the
10 requirements of section 279.78 relating to prohibitions and
11 requirements related to the gender identity of students in the
12 same manner as a school district.

13 NEW PARAGRAPH. 00j. Be subject to and comply with the
14 requirements of section 279.79 relating to student, employee,
15 and contractor participation in surveys, analyses, activities,
16 or evaluations in the same manner as a school district.

17 NEW PARAGRAPH. 000j. Be subject to and comply with the
18 requirements of section 279.80 relating to sexual orientation
19 and gender identity instruction in kindergarten through grade
20 six in the same manner as a school district.

21 NEW PARAGRAPH. 0000j. Be subject to and comply with the
22 requirements of section 279.81 relating to prohibiting students
23 from serving on any committees that determine, or provide
24 recommendations related to, whether a material in a school
25 library should be removed.

26 NEW PARAGRAPH. 00000j. Be subject to and comply with the
27 requirements of section 280.33 relating to the reporting and
28 investigation of an incident involving the possible commission
29 of a felony by any person who has been issued a license,
30 endorsement, certification, authorization, or statement of
31 recognition by the board of educational examiners in the same
32 manner as a school district.

33 NEW PARAGRAPH. 000000j. Be subject to and comply with the
34 requirements of section 280.34 relating to the requirement
35 to view the board of educational examiners' public license

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1 information prior to hiring an individual who has been issued
2 a license, endorsement, certification, authorization, or
3 statement of recognition by the board of educational examiners
4 in the same manner as a school district.

5 Sec. 17. NEW SECTION. **256E.13 Extracurricular athletic**
6 **activities.**

7 1. If a charter school established pursuant to this chapter
8 does not offer a particular extracurricular athletic activity,
9 a student enrolled in the charter school may participate in the
10 extracurricular athletic activity provided by the student's
11 school district of residence as a member of a team from the
12 student's school district of residence.

13 2. If a student participates in an extracurricular athletic
14 activity provided by the student's school district of residence
15 pursuant to this section, the student shall be included in the
16 school district's basic enrollment under section 257.6 and
17 shall be counted as one-tenth of one pupil for purposes of
18 section 257.6.

19 3. The state board may adopt rules pursuant to chapter 17A
20 to administer this section.

21 Sec. 18. Section 256F.4, subsection 2, paragraph k, Code
22 2023, is amended to read as follows:

23 *k.* Be subject to and comply with section 279.76 relating
24 to physical examinations, ~~and~~ health screenings, and formal
25 examinations or surveys designed to assess a student's mental,
26 emotional, or physical health in the same manner as a school
27 district.

28 Sec. 19. Section 256F.4, subsection 2, Code 2023, is amended
29 by adding the following new paragraphs:

30 NEW PARAGRAPH. *l.* Be subject to and comply with the
31 requirements of section 279.78 relating to prohibitions and
32 requirements related to the gender identity of students in the
33 same manner as a school district.

34 NEW PARAGRAPH. *m.* Be subject to and comply with the
35 requirements of section 279.79 relating to student, employee,

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1 and contractor participation in surveys, analyses, activities,
2 or evaluations in the same manner as a school district.

3 NEW PARAGRAPH. *n.* Be subject to and comply with the
4 requirements of section 279.80 relating to sexual orientation
5 and gender identity instruction in kindergarten through grade
6 six in the same manner as a school district.

7 NEW PARAGRAPH. *o.* Be subject to and comply with the
8 requirements of section 279.81 relating to prohibiting students
9 from serving on any committees that determine, or provide
10 recommendations related to, whether a material in a school
11 library should be removed.

12 NEW PARAGRAPH. *p.* Be subject to and comply with the

13 requirements of section 280.33 relating to the reporting and
14 investigation of an incident involving the possible commission
15 of a felony by any person who has been issued a license,
16 endorsement, certification, authorization, or statement of
17 recognition by the board of educational examiners in the same
18 manner as a school district.

19 NEW PARAGRAPH. *q.* Be subject to and comply with the
20 requirements of section 280.34 relating to the requirement
21 to view the board of educational examiners' public license
22 information prior to hiring an individual who has been issued
23 a license, endorsement, certification, authorization, or
24 statement of recognition by the board of educational examiners
25 in the same manner as a school district.

26 Sec. 20. Section 257.6, subsection 1, paragraph a, Code
27 2023, is amended by adding the following new subparagraph:
28 NEW SUBPARAGRAPH. (10) In addition to subparagraph (9),
29 resident pupils enrolled in a charter school under chapter 256E
30 who participate in extracurricular athletic activities pursuant
31 to section 256E.13 shall be counted as one-tenth of one pupil.

32 Sec. 21. Section 279.50, subsections 1 and 2, Code 2023, are
33 amended to read as follows:

34 1. ~~Each Subject to section 279.80, each~~ school board shall
35 provide instruction in kindergarten which gives attention

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1 to experiences relating to life skills and human growth and
2 development as required in section 256.11. School districts
3 shall use research provided in section 256.9, subsection 46,
4 paragraph "b", to evaluate and upgrade their instructional
5 materials and teaching strategies for human growth and
6 development.

7 2. Each school board shall provide age-appropriate and
8 research-based instruction in human growth and development
9 including instruction regarding human sexuality, self-esteem,
10 stress management, interpersonal relationships, domestic
11 abuse, ~~HPV and the availability of a vaccine to prevent HPV,~~
12 ~~and acquired immune deficiency syndrome and the prevention and~~
13 control of disease, including sexually transmitted diseases as
14 required in section 256.11, in grades ~~one~~ seven through twelve.

15 Sec. 22. Section 279.50, Code 2023, is amended by adding the
16 following new subsection:

17 NEW SUBSECTION. 1A. Subject to section 279.80, each
18 school board shall provide age-appropriate and research-based
19 instruction in human growth and development including
20 instruction regarding self-esteem, stress management,
21 interpersonal relationships, and domestic abuse in grades one
22 through six.

23 Sec. 23. Section 279.50, subsection 9, paragraphs b and c,
24 Code 2023, are amended by striking the paragraphs.

25 Sec. 24. Section 279.76, subsection 1, Code 2023, is amended
26 to read as follows:

27 1. a. Each school district is prohibited from administering
28 or conducting an invasive physical examination of a student,
29 ~~or~~ a student health screening that is not required by state or
30 federal law, or a formal examination or survey of a student
31 that is designed to assess the student's mental, emotional, or
32 physical health that is not required by state or federal law,
33 without first acquiring the written consent of the student's
34 parent or guardian. This section applies only to a minor child
35 in the direct care of a parent or guardian, and does not apply

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1 to an emancipated minor or a minor who is not residing with the
2 parent or guardian.

3 b. Each school district shall give written notice to a
4 student's parent or guardian of an examination or survey of
5 the student required by state or federal law that is designed
6 to assess the student's mental, emotional, or physical health
7 not less than seven days prior to the examination or survey.
8 The notice shall include a copy of the examination or survey
9 or a link to an internet site where the parent or guardian may
10 access the examination or survey.

11 c. This subsection shall not apply to a hearing or vision
12 examination.

13 **Sec. 25. NEW SECTION. 279.77 Transparency — publication**
14 **of school district information.**

15 1. Each school district shall publish all of the following
16 information related to the current school year on the school
17 district's internet site:

18 *a.* A detailed explanation of the procedures or policies
19 in effect for the parent or guardian of a student enrolled in
20 the school district to request the removal of a book, article,
21 outline, handout, video, or other educational material that is
22 available to students in the classroom or in a library operated
23 by the school district. Each school district shall prominently
24 display the detailed explanation on the school district's
25 internet site.

26 *b.* A detailed explanation of the procedures or policies in
27 effect to request the review of decisions made by the board
28 of directors of the school district, including the petition
29 process established pursuant to section 279.8B.

30 2. The board of directors of each school district shall
31 adopt a policy describing the procedures for the parent or
32 guardian of a student enrolled in the school district or a
33 resident of the school district to review the instructional
34 materials used in classrooms in the school district. The
35 policy shall include a process for a student's parent or

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1 guardian to request that the student not be provided with
2 certain instructional materials. The policy shall be
3 prominently displayed on the school district's internet site
4 and the board of directors of the school district shall, at
5 least annually, provide a written or electronic copy of the
6 policy to the parent or guardian of each student enrolled
7 in the school district. For purposes of this section,
8 "*instructional materials*" means either printed or electronic
9 textbooks and related core materials that are written and
10 published primarily for use in elementary school and secondary
11 school instruction and are required by a state educational
12 agency or local educational agency for use by students in the
13 student's classes by the teacher of record. "*Instructional*
14 *materials*" does not include lesson plans.

15 3. Each school district shall make available on the school
16 district's internet site a comprehensive list of all books
17 available to students in libraries operated by the school
18 district. However, for school years beginning prior to July
19 1, 2025, if the school district does not use an electronic
20 catalog, the school district may request a waiver from this
21 requirement from the department of education.

22 4. The identity of a parent or guardian who requests the
23 removal of a book, article, outline, handout, video, or other
24 educational material that is available to students in the
25 classroom or in a library operated by the school district
26 pursuant to subsection 1, paragraph "a", shall be confidential
27 and shall not be a public record subject to disclosure under
28 chapter 22.

29 5. This section shall not be construed to require a school
30 district to do any of the following:

31 a. Reproduce educational materials that were not created by
32 a person employed by the board of directors.

33 b. Distribute any educational materials in a manner that
34 would infringe on the intellectual property rights of any
35 person.

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1 Sec. 26. NEW SECTION. **279.78 Parental rights in education.**
2 1. As used in this section:
3 a. "*Gender identity*" means the same as defined in section
4 216.2.
5 b. "*License*" means the same as defined in section 272.1.
6 c. "*Practitioner*" means the same as defined in section
7 272.1.
8 2. A school district shall not knowingly give false or
9 misleading information to the parent or guardian of a student
10 regarding the student's gender identity or intention to
11 transition to a gender that is different than the sex listed on
12 a student's official birth certificate or certificate issued

13 upon adoption if the certificate was issued at or near the time
14 of the student's birth.

15 3. If a student enrolled in a school district requests
16 an accommodation that is intended to affirm the student's
17 gender identity from a licensed practitioner employed by
18 the school district, including a request that the licensed
19 practitioner address the student using a name or pronoun that
20 is different than the name or pronoun assigned to the student
21 in the school district's registration forms or records, the
22 licensed practitioner shall report the student's request
23 to an administrator employed by the school district, and
24 the administrator shall report the student's request to the
25 student's parent or guardian.

26 Sec. 27. NEW SECTION. **279.79 Protection of student rights.**

27 1. The board of directors of a school district must
28 receive the prior written consent of a student's parent or
29 guardian before requiring a student to take part in any survey,
30 analysis, activity, or evaluation that reveals information
31 concerning any of the following about the student or the
32 student's family, whether the information is personally
33 identifiable or not:

34 a. The political affiliations or beliefs of the student or
35 the student's parent or guardian.

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1 b. Mental or psychological problems of the student or the
2 student's family.

3 c. Sexual behavior, orientation, or attitudes.

4 d. Illegal, antisocial, self-incriminating, or demeaning
5 behavior.

6 e. Critical appraisals of other individuals with whom the
7 student has close familial relationships.

8 f. Legally recognized privileged or analogous relationships,
9 such as those of attorneys, physicians, or ministers.

10 g. Religious practices, affiliations, or beliefs of the
11 student or the student's parent or guardian.

12 h. Income, except when required by law to determine
13 eligibility for participation in a program or for receiving
14 financial assistance under such a program.

15 2. An employee of a school district, or a contractor engaged
16 by a school district, shall not answer any question pertaining
17 to any particular student enrolled in the school district
18 in any survey related to the social or emotional abilities,
19 competencies, or characteristics of the student, unless the
20 board of directors of the school district satisfies all of the
21 following requirements:

22 a. The board of directors of the school district provides to
23 the parent or guardian of each student enrolled in the school
24 district detailed information related to the survey, including
25 the person who created the survey, the person who sponsors the
26 survey, how information generated by the survey is used, and

27 how information generated by the survey is stored.
28 **b.** The board of directors of the school district receives
29 the written consent from a student's parent or guardian
30 authorizing the employee or contractor to answer questions in
31 the survey pertaining to the student.
32 **3.** Subsection 2 shall not be construed to prohibit an
33 employee of a school district, or a contractor engaged by a
34 school district, from answering questions pertaining to any
35 particular student enrolled in the school district as part of

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1 the process of developing or implementing an individualized
2 education program for such student.
3 **Sec. 28. NEW SECTION. 279.80 Sexual orientation and gender**
4 **identity — prohibited instruction.**
5 **1.** As used in this section:
6 **a.** "*Gender identity*" means the same as defined in section
7 216.2.
8 **b.** "*Sexual orientation*" means the same as defined in section
9 216.2.
10 **2.** A school district shall not provide any program,
11 curriculum, test, survey, questionnaire, promotion, or
12 instruction relating to gender identity or sexual orientation
13 to students in kindergarten through grade six.
14 **Sec. 29. NEW SECTION. 279.81 Library materials review**
15 **committee.**
16 The board of directors of a school district shall not allow a
17 student to serve on any committee that determines, or provides
18 recommendations related to, whether a material in a library
19 operated by the school district should be removed.
20 **Sec. 30. NEW SECTION. 279.82 Intra-district enrollment.**
21 **1.** A parent or guardian of a student enrolled in a
22 school district may enroll the student in another attendance
23 center within the same school district that offers classes
24 at the student's grade level in the manner provided in this
25 section if, as a result of viewing a recording created by a
26 video surveillance system or a report from a school district
27 employee, the board of directors of the school district
28 determines that any student enrolled in the school district
29 has harassed or bullied the student. For purposes of this
30 subsection, "*harassment*" and "*bullying*" mean the same as defined
31 in section 280.28.
32 **2. a.** A parent or guardian shall send notification to the
33 board of directors of the school district, on forms prescribed
34 by the department of education, that the parent or guardian
35 intends to enroll the student in another attendance center

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1 within the same school district that offers classes at the
2 student's grade level.

3 **b.** The board of directors of the school district shall
4 enroll the student in another attendance center within the same
5 school district unless the attendance center has insufficient
6 classroom space for the student. The board of directors of a
7 school district may adopt a policy granting the superintendent
8 of the school district authority to approve requests submitted
9 pursuant to this section. If the request is granted, the board
10 of directors of the school district shall transmit a copy of
11 the form to the parent or guardian within five days after board
12 action. The parent or guardian may withdraw the request at any
13 time prior to the board of directors' action on the request.
14 A denial of a request by the board of directors is not subject
15 to appeal.

16 **c.** Each school district shall adopt a policy that defines
17 the term "*insufficient classroom space*" for that district.

18 **3.** A request under this section is for a period of not
19 less than one year. A student who attends school in another
20 attendance center pursuant to this section may return to the
21 original attendance center and enroll at any time, once the
22 parent or guardian has notified the board of directors of
23 the school district in writing of the decision to enroll the
24 student in the original attendance center.

25 **4.** If a request filed under this section is for a student
26 requiring special education under chapter 256B, the request to
27 transfer to another attendance center shall only be granted if
28 all of the following conditions are met:

29 **a.** The attendance center maintains a special education
30 instructional program that is appropriate to meet the student's
31 educational needs and the enrollment of the student in the
32 attendance center would not cause the size of the class or
33 caseload in that special education instructional program in the
34 attendance center to exceed the maximum class size or caseload
35 established pursuant to rules adopted by the state board of

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1 education.

2 **b.** If the student would be assigned to a general education
3 class, there is sufficient classroom space for the general
4 education class to which the student would be assigned.

5 **5.** If a student, for whom a request to transfer has been
6 filed with the board of directors of a school district, has
7 been suspended or expelled in the school district, the student
8 shall not be permitted to transfer until the student has been
9 reinstated. Once the student has been reinstated, however, the
10 student shall be permitted to transfer in the same manner as if
11 the student had not been suspended or expelled. If a student,
12 for whom a request to transfer has been filed with the board

13 of directors of a school district, is expelled in the school
14 district, the student shall be permitted to transfer under this
15 section if the student applies for and is reinstated. However,
16 if the student applies for reinstatement but is not reinstated
17 in the school district, the board of directors of the school
18 district may deny the request to transfer. The decision of
19 the board of directors of the school district is not subject
20 to appeal.

21 6. A student who is enrolled in another attendance center
22 within the same school district pursuant to this section is
23 eligible to participate immediately in varsity interscholastic
24 athletic contests and athletic competitions as a member of a
25 team from the receiving attendance center.

26 7. This section shall not be construed to prohibit a
27 school district from allowing the parent or guardian of a
28 student enrolled in the school district to enroll the student
29 in another attendance center within the same school district
30 that offers classes at the student's grade level pursuant to a
31 policy adopted by the board of directors of the school district
32 that allows for transfers for reasons in addition to those
33 allowed pursuant to this section.

34 8. The state board of education shall adopt rules pursuant
35 to chapter 17A to administer this section.

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1 Sec. 31. **NEW SECTION. 279.83 Notice to parents or guardians**
2 **related to physical injuries, harassment, or bullying.**

3 An employee of a school district shall notify the parents
4 or guardians of a student enrolled in the school district in
5 writing or by electronic mail within twenty-four hours after
6 the employee witnesses, either directly or indirectly by
7 viewing a recording created by a video surveillance system, any
8 of the following:

9 1. Any student enrolled in the school district physically
10 injuring the student.

11 2. Any student enrolled in the school district harassing
12 or bullying the student. For purposes of this subsection,
13 "*harassment*" and "*bullying*" mean the same as defined in section
14 280.28.

15 Sec. 32. **NEW SECTION. 280.13D Seizure action plan and**
16 **training requirements.**

17 1. For the purposes of this section, unless the context
18 otherwise requires:

19 a. "*Individual health plan*" means the confidential, written,
20 preplanned, and ongoing special health service developed for a
21 student who requires such service to be incorporated with the
22 student's educational program.

23 b. "*School nurse*" means a registered nurse holding current
24 licensure recognized by the board of nursing who practices in
25 the school setting to promote and protect the health of the
26 school population by using knowledge from the nursing, social,

27 and public health sciences.
28 c. *“School personnel”* means principals, guidance counselors,
29 teachers, and other relevant employees who have direct contact
30 with and supervise children, including school bus drivers and
31 paraeducators. *“School personnel”* does not include employees
32 who provide child care as part of a child care program
33 described in section 279.49 or 280.3A.
34 d. *“Seizure action plan”* means a written set of instructions
35 designed to direct caregivers and staff to intervene in the

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1 event of a seizure occurrence and is considered a plan for
2 emergencies as a part of an individual health plan.
3 2. a. Starting with the school year beginning July 1,
4 2024, the board of directors of each school district and the
5 authorities in charge of each accredited nonpublic school shall
6 have at least one school employee at each school who has met
7 the training requirements necessary to administer or assist
8 with the self-administration of all of the following:
9 (1) A medication approved by the United States food and
10 drug administration to treat seizure disorder symptoms or
11 a medication approved by the United States food and drug
12 administration as a seizure rescue medication.
13 (2) A manual dose of prescribed electrical stimulation
14 using a vagus nerve stimulator magnet approved by the United
15 States food and drug administration.
16 b. The presence of a school nurse employed full-time by
17 a school district or accredited nonpublic school who assumes
18 responsibility for the administration of seizure medications
19 and the administration oversight of vagus nerve stimulation
20 shall fulfill the requirements of paragraph “a”. This section
21 shall not be construed to require school personnel, other than
22 a school nurse, to administer a suppository to a student.
23 3. a. On or before December 31, 2025, each public school
24 and each accredited nonpublic school shall provide training to
25 all school personnel on how to recognize the signs and symptoms
26 of seizures and the appropriate steps for seizure first aid.
27 b. Each public school and each accredited nonpublic school
28 shall require school personnel responsible for the supervision
29 or care of students to undergo seizure recognition and first
30 aid training on a biennial basis.
31 4. Any training programs or guidelines adopted by a state
32 agency for the training of school personnel in the health care
33 needs of students diagnosed with a seizure disorder shall be
34 consistent with training programs and guidelines developed
35 by the epilepsy foundation of America or any successor

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1 organization.

2 5. This section shall not be construed to limit the
3 authority of a school district, an accredited nonpublic school,
4 or the department of education to require additional seizure
5 disorder training.

6 6. *a.* Prior to school personnel administering medication
7 prescribed to treat a student's seizure disorder symptoms, a
8 school or accredited nonpublic school shall obtain a signed and
9 dated authorization from the student's parent or guardian that
10 authorizes a person who meets the requirements of subsection 2
11 to administer medication in accordance with the school's policy
12 and procedures.

13 *b.* Authorizations required pursuant to paragraph "a" shall
14 be effective for the school year in which the authorization is
15 granted and must be renewed each school year.

16 7. Upon the request of a student's parent or guardian,
17 a school district or accredited nonpublic school shall
18 collaborate with the parent or guardian and relevant licensed
19 health care professionals, including the school nurse or
20 education team, in the development of an individual health
21 plan, and a seizure action plan if appropriate, consistent
22 with rules adopted by the state board of education. The
23 individual health plan or seizure action plan shall be based
24 on the student's needs and may include but is not limited
25 to assessment, nursing diagnosis, outcomes, planning,
26 interventions, student goals, and a plan for emergencies to
27 provide direction in managing the student's health needs. The
28 plan shall be updated consistent with timelines for individual
29 health plans and with rules adopted by the state board of
30 education.

31 8. *a.* Each school district and each accredited nonpublic
32 school shall maintain all authorizations pursuant to subsection
33 6, individual health plans, and seizure action plans for
34 enrolled students on file in the office of the school nurse or
35 school administrator.

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1 *b.* Each school district and each accredited nonpublic
2 school shall distribute information regarding a student's
3 seizure action plan to any school personnel responsible for the
4 supervision or care of the student.

5 9. The requirements of subsections 6, 7, and 8 shall only
6 apply to a school district or accredited nonpublic school that
7 has either of the following:

8 *a.* An enrolled student with a known diagnosis of epilepsy or
9 seizure disorder.

10 *b.* An enrolled student who is known to currently be taking
11 medication prescribed by a health care provider as that term
12 is defined in section 135.61, and approved by the United

13 States food and drug administration to treat seizure disorder
14 symptoms.

15 10. The state board of education shall adopt rules to
16 establish a seizure education program for the purpose of
17 providing school districts and accredited nonpublic schools an
18 age-appropriate program on seizures and seizure disorders. The
19 seizure education program shall be consistent with guidelines
20 published by the epilepsy foundation of America or any
21 successor organization, and participation in the program shall
22 be optional.

23 11. A school district or accredited nonpublic school, an
24 employee of a school district or accredited nonpublic school,
25 or an agent of a school district or accredited nonpublic
26 school acting in good faith and in compliance with a student's
27 individual health plan and seizure action plan shall not be
28 liable for any claim for injuries or damages arising from
29 actions taken to assist a student with the student's needs
30 related to epilepsy or a seizure disorder.

31 Sec. 33. NEW SECTION. 280.33 Incidents related to licensed
32 practitioners — reporting and investigation.

33 The board of directors of a school district and the
34 authorities in charge of each accredited nonpublic school shall
35 follow the process created by the department of education

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1 pursuant to section 256.9, subsection 66, related to the
2 reporting and investigation of an incident involving the
3 possible commission of a felony by any employee of the board of
4 directors of the school district or the authorities in charge
5 of the accredited nonpublic school.

6 Sec. 34. NEW SECTION. 280.34 Requirement to view public
7 license information.

8 Prior to hiring an individual who has been issued a license,
9 endorsement, certification, authorization, or statement of
10 recognition by the board of educational examiners, a school
11 district or an accredited nonpublic school, as applicable,
12 shall view the board of educational examiners' public license
13 information to determine if the individual has a case pending
14 with a finding of probable cause or any licensure sanction.
15 This section shall not be construed to require the board
16 of educational examiners to disclose unfounded, closed
17 investigations.

18 Sec. 35. EFFECTIVE DATE. The following, being deemed of
19 immediate importance, take effect upon enactment:

20 1. The section of this division of this Act enacting section
21 279.82.

22 2. The section of this division of this Act enacting section
23 279.83.

24 DIVISION VIII

25 BOARD OF EDUCATIONAL EXAMINERS — MEMBERSHIP AND MISCELLANEOUS
26 RESPONSIBILITIES

27 Sec. 36. Section 272.2, subsection 14, paragraph b,
28 subparagraph (1), unnumbered paragraph 1, Code 2023, is amended
29 to read as follows:
30 The person entered a plea of guilty to, ~~or~~ has been found
31 guilty of, or the board has found by a preponderance of the
32 evidence that the person committed, any of the following
33 offenses, whether or not a sentence is imposed:
34 Sec. 37. Section 272.2, subsection 15, Code 2023, is amended
35 to read as follows:

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1 15. a. Adopt rules that require specificity in written
2 complaints that are filed by individuals who have personal
3 knowledge of an alleged violation and which are accepted by
4 the board, provide that the jurisdictional requirements as set
5 by the board in administrative rule are met on the face of the
6 complaint before initiating an investigation of allegations,
7 provide that any investigation be limited to the allegations
8 contained on the face of the complaint, provide for an adequate
9 interval between the receipt of a complaint and public notice
10 of the complaint, permit parties to a complaint to mutually
11 agree to a resolution of the complaint filed with the board,
12 allow the respondent the right to review any investigative
13 report upon a finding of probable cause for further action by
14 the board, require that the conduct providing the basis for
15 the complaint occurred within three years of discovery of the
16 event by the complainant unless good cause can be shown for
17 an extension of this limitation, ~~and~~ require complaints to be
18 resolved within one hundred eighty days unless good cause can
19 be shown for an extension of this limitation, and require the
20 board to finalize the investigation of the written complaint
21 even if the licensed practitioner resigns or surrenders the
22 licensed practitioner's license, certificate, authorization, or
23 statement of recognition during the investigation.
24 b. Adopt rules that require the collection and retention of
25 written complaints that are filed. If the board determines a
26 written complaint is not founded, the complaint and all records
27 related to the complaint shall be kept confidential and are not
28 subject to chapter 22.
29 c. Adopt rules that require the board to notify the public
30 when a licensed practitioner who is the subject of an ongoing
31 investigation initiated under paragraph "a" has a case pending
32 with a finding of probable cause. This paragraph shall not be
33 construed to require the board to disclose unfounded, closed
34 investigations initiated under paragraph "a".
35 d. Adopt rules that require the evaluation of complaints

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1 that did not result in any discipline or sanction if similar
2 complaints are filed against the same licensed practitioner.
3 e. Adopt rules that require the board to investigate an
4 administrator who is employed by the school that employs a
5 licensed practitioner who is the subject of an investigation
6 initiated under paragraph "a". The rules shall require
7 the board to investigate whether the administrator filed a
8 written complaint pursuant to this subsection and whether the
9 administrator was required to report to the board pursuant to
10 section 272.15.

11 Sec. 38. Section 272.2, Code 2023, is amended by adding the
12 following new subsection:

13 **NEW SUBSECTION.** 26. Adopt rules pursuant to chapter
14 17A that allow an individual seeking a career and technical
15 secondary authorization to apply, and if eligible, be issued
16 the secondary authorization prior to accepting an offer of
17 employment with a school.

18 Sec. 39. Section 272.3, Code 2023, is amended by striking
19 the section and inserting in lieu thereof the following:

20 **272.3 Membership.**

21 1. The board of educational examiners shall consist of
22 eleven members, subject to the following requirements:

23 a. Five members shall be the parent or guardian of a student
24 who is either currently enrolled or has been enrolled within
25 the seven years immediately prior to the member's appointment
26 in a school district, nonpublic school, or charter school
27 located in this state and shall not currently hold any elective
28 office, shall not be an employee or contractor of a school
29 district, nonpublic school, or charter school, and shall not
30 have been an employee or contractor of a school district,
31 nonpublic school, or charter school within the ten years
32 immediately prior to the member's appointment.

33 b. Five members shall be licensed practitioners. One of
34 the members appointed pursuant to this paragraph shall be an
35 administrator and one shall be a special education teacher.

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1 c. One member shall be a member of the board of directors of
2 a school district.

3 2. The membership of the board shall comply with the
4 requirements of sections 69.16 and 69.16A. A quorum of the
5 board shall consist of six members. Members shall elect a
6 chairperson of the board. Members shall be appointed by the
7 governor subject to confirmation by the senate.

8 Sec. 40. Section 272.4, subsection 1, Code 2023, is amended
9 to read as follows:

10 1. Members, ~~except for the director of the department of~~
11 ~~education or the director's designee~~, shall be appointed to
12 serve staggered terms of four years. A member shall not serve

13 more than two consecutive terms, ~~except for the director of the~~
 14 ~~department of education or the director's designee, who shall~~
 15 ~~serve until the director's term of office expires.~~ A member of
 16 the board, ~~except for the two public members and the director~~
 17 ~~of the department of education or the director's designee, who~~
 18 is a licensed practitioner appointed pursuant to section 272.3,
 19 subsection 1, paragraph "b", shall hold a valid practitioner's
 20 license during the member's term of office. A vacancy exists
 21 when any of the following occur:

22 *a.* ~~A nonpublic member's license~~ The license of a licensed
 23 practitioner appointed pursuant to section 272.3, subsection 1,
 24 paragraph "b", expires, is suspended, or is revoked.

25 *b.* ~~A nonpublic member licensed practitioner appointed~~
 26 pursuant to section 272.3, subsection 1, paragraph "b", retires
 27 or terminates employment as a practitioner.

28 *c.* A member dies, resigns, is removed from office, or is
 29 otherwise physically unable to perform the duties of office.

30 *d.* A member's term of office expires.

31 Sec. 41. BOARD OF EDUCATIONAL EXAMINERS MEMBERSHIP —
 32 TRANSITION.

33 1. The terms of office associated with the members of the
 34 board of educational examiners shall, as of the effective
 35 date of this division of this Act, be deemed to have expired,

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1 notwithstanding the terms of office associated with the members
 2 under section 272.3.

3 2. For the members of the board of educational examiners
 4 first appointed by the governor on or after the effective date
 5 of this division of this Act, five shall serve an initial term
 6 of two years and six shall serve an initial term of four years.
 7 When the governor appoints such members, the governor shall
 8 indicate whether the appointee's term shall be for two years or
 9 for four years. For purposes of the limitation on consecutive
 10 terms a member may serve under section 272.4, subsection 1, a
 11 term of two years shall be considered a full term.

12 DIVISION IX

13 PRIVATE INSTRUCTION AND SPECIAL EDUCATION

14 Sec. 42. Section 299A.9, subsection 1, Code 2023, is amended
 15 to read as follows:

16 1. A child of compulsory attendance age who is identified
 17 as requiring special education under chapter 256B is eligible
 18 for placement under competent private instruction ~~with prior~~
 19 ~~approval of the placement by the director of special education~~
 20 ~~of the area education agency of the child's district of~~
 21 ~~residence.~~

22 Sec. 43. Section 299A.9, Code 2023, is amended by adding the
 23 following new subsection:

24 **NEW SUBSECTION.** 3. The parent, guardian, or legal custodian
 25 of a child who is identified as requiring special education
 26 may request dual enrollment pursuant to section 299A.8. The

27 appropriate special education services for the child shall be
28 determined pursuant to chapter 256B and rules adopted pursuant
29 to chapter 256B.

30 DIVISION X

31 PARENTS AND GUARDIANS RIGHTS

32 Sec. 44. NEW SECTION. **601.1 Parents and guardians —**
33 **rights.**

34 1. For purposes of this section:

35 a. “*Emergent care situation*” means a sudden or unforeseen

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1 occurrence or onset of a medical or behavioral condition that
2 could result in serious injury or harm to a minor child in the
3 event immediate medical attention is not provided.

4 b. “*Medical care*” means any care, treatment, service, or
5 procedure to prevent, diagnose, alleviate, treat, or cure a
6 minor child’s physical or mental condition.

7 c. “*Minor child*” means an unmarried and unemancipated person
8 under the age of eighteen years.

9 2. Subject to section 147.164, as enacted by 2023 Iowa
10 Acts, Senate File 538, a parent or guardian bears the ultimate
11 responsibility, and has the fundamental, constitutionally
12 protected right, to make decisions affecting the parent’s
13 or guardian’s minor child, including decisions related to
14 the minor child’s medical care, moral upbringing, religious
15 upbringing, residence, education, and extracurricular
16 activities. Any and all restrictions of this right shall be
17 subject to strict scrutiny.

18 3. This section shall not be construed to prohibit any of
19 the following:

20 a. A minor child from receiving medical attention in an
21 emergent care situation.

22 b. A person from cooperating in a child abuse assessment
23 commenced in accordance with section 232.71B.

24 c. A court, law enforcement officer, or an employee of a
25 governmental entity that is responsible for child welfare from
26 acting in the court’s, law enforcement officer’s, or employee’s
27 official capacity and scope of authority.

28 d. A court from issuing an order that is otherwise permitted
29 by law.

30 4. This section shall not be construed to authorize a parent
31 or guardian to engage in conduct that is unlawful or to abuse
32 or neglect a minor child in violation of the laws of this
33 state.

34 5. The rights guaranteed to parents and guardians by this
35 section are not a comprehensive list of the rights reserved

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1 to parents or guardians of a minor child. The enumeration of
2 the rights contained in this section shall not be construed to
3 limit the rights reserved to parents or guardians of a minor
4 child.

5 DIVISION XI
6 IMPLEMENTATION OF ACT

7 Sec. 45. IMPLEMENTATION OF ACT. Section 25B.2, subsection
8 3, shall not apply to this Act.>

9 2. Title page, line 3, after <child,> by inserting
10 <authorizing the parent or guardian of a student enrolled in
11 a school district to enroll the student in another attendance
12 center within the same school district in certain specified
13 circumstances, modifying the membership of the board of
14 educational examiners, establishing a temporary initial
15 teaching license to be issued by the board of educational
16 examiners to applicants who complete an alternative teacher
17 certification program,>

18 3. Title page, line 8, after <screenings,> by inserting
19 <mandatory reporters,>

20 4. Title page, line 11, by striking <districts> and
21 inserting <districts, accredited nonpublic schools, the
22 department of education, the board of educational examiners,>

23 5. Title page, line 13, after <education> by inserting <
24 and including effective date provisions>

S-3118

HOUSE AMENDMENT TO
SENATE FILE 84

1 Amend Senate File 84, as passed by the Senate, as follows:

2 1. Page 1, before line 1 by inserting:

3 <DIVISION I
4 SEXUAL EXPLOITATION OF A MINOR>

5 2. Page 1, before line 1 by inserting:

6 <Section 1. Section 710.10, subsections 1, 2, 3, and 4, Code
7 2023, are amended to read as follows:

8 1. A person commits a class "C" felony when, without
9 authority and with the intent to commit sexual abuse or sexual
10 exploitation upon a minor under the age of thirteen, the person
11 entices or attempts to entice a person reasonably believed
12 to be under the age of thirteen including a law enforcement
13 officer or agent posing as a minor under the age of thirteen.

14 2. A person commits a class "D" felony when, without
15 authority and with the intent to commit an illegal sex act upon
16 or sexual exploitation of a minor under the age of sixteen,
17 the person entices or attempts to entice a person reasonably
18 believed to be under the age of sixteen including a law
19 enforcement officer or agent posing as a minor under the age
20 of sixteen.

21 3. A person commits a class “D” felony when, without
 22 authority and with the intent to commit an illegal act upon a
 23 minor under the age of sixteen, the person entices a person
 24 reasonably believed to be under the age of sixteen including a
 25 law enforcement officer or agent posing as a minor under the
 26 age of sixteen.
 27 4. A person commits an aggravated misdemeanor when, without
 28 authority and with the intent to commit an illegal act upon
 29 a minor under the age of sixteen, the person attempts to
 30 entice a person reasonably believed to be under the age of
 31 sixteen including a law enforcement officer or agent posing as
 32 a minor under the age of sixteen. A person convicted under
 33 this subsection shall not be subject to the registration
 34 requirements under chapter 692A unless the finder of fact
 35 determines that the illegal act was sexually motivated.>

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1 3. Page 1, line 5, after <minor> by inserting <or a law
 2 enforcement officer or agent posing as a minor>
 3 4. Page 2, line 4, after <conviction> by inserting <or
 4 deferred judgment>
 5 5. Page 2, line 5, after <conviction> by inserting <or
 6 deferred judgment>
 7 6. Page 2, after line 18 by inserting:
 8 <Sec. ____ Section 728.15, subsection 1, paragraph b, Code
 9 2023, is amended to read as follows:
 10 b. A person shall not knowingly disseminate obscene material
 11 by the use of telephones or telephone facilities to a minor or
 12 a law enforcement officer or agent posing as a minor.>
 13 7. Page 4, after line 24 by inserting:
 14 <DIVISION ____
 15 STALKING UTILIZING A TECHNOLOGICAL DEVICE
 16 Sec. ____ Section 692A.102, subsection 1, paragraph a,
 17 subparagraph (6), subparagraph division (b), Code 2023, is
 18 amended to read as follows:
 19 (b) Stalking in violation of section 708.11, if a
 20 determination is made that the offense was sexually motivated
 21 pursuant to section 692A.126, except a violation of section
 22 708.11, subsection 3, paragraph ~~“b”~~ “a”, subparagraph (3), shall
 23 be classified a tier II offense as provided in paragraph ~~“b”~~ “a”.
 24 Sec. ____ Section 692A.102, subsection 1, paragraph b,
 25 subparagraph (8), Code 2023, is amended to read as follows:
 26 (8) Stalking in violation of section 708.11, subsection 3,
 27 paragraph ~~“b”~~ “a”, subparagraph (3), if a determination is made
 28 that the offense was sexually motivated pursuant to section
 29 692A.126.
 30 Sec. ____ Section 708.11, subsection 1, paragraph b, Code

31 2023, is amended to read as follows:

32 *b. "Course of conduct"* means repeatedly maintaining a visual
 33 or physical proximity to a person without legitimate purpose,
 34 repeatedly utilizing a technological device to locate, listen
 35 to, or watch a person without authorization or legitimate

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1 purpose, or repeatedly conveying oral or written threats,
 2 threats implied by conduct, or a combination thereof, directed
 3 at or toward a person.

4 Sec. ____ Section 708.11, subsection 1, Code 2023, is
 5 amended by adding the following new paragraph:

6 NEW PARAGRAPH. e. "Technological device" means any
 7 computer, cellular phone, smartphone, digital camera, video
 8 camera, audio recording device, global positioning device, or
 9 other electronic device that can be used for creating, storing,
 10 or transmitting information in the form of electronic data.

11 Sec. ____ Section 708.11, subsection 3, Code 2023, is
 12 amended to read as follows:

13 3. *a.* A person who commits stalking in violation of this
 14 section commits a class "C" felony ~~for a third or subsequent~~
 15 ~~offense, if any of the following apply:~~

16 (1) The person commits stalking while subject to
 17 restrictions contained in a criminal or civil protective
 18 order or injunction, or any other court order which prohibits
 19 contact between the person and the victim, or while subject to
 20 restrictions contained in a criminal or civil protective order
 21 or injunction, or any other court order which prohibits contact
 22 between the person and another person against whom the person
 23 has committed a public offense.

24 (2) The person commits stalking while in possession of a
 25 dangerous weapon, as defined in section 702.7.

26 (3) The person commits stalking by directing a course of
 27 conduct at a specific person who is under eighteen years of
 28 age.

29 (4) The person utilizes a technological device while
 30 committing stalking.

31 (5) For a third or subsequent offense.

32 *b.* ~~A person who commits stalking in violation of this~~
 33 ~~section commits a class "D" felony if any of the following~~
 34 ~~apply:~~

35 (1) ~~The person commits stalking while subject to~~

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1 ~~restrictions contained in a criminal or civil protective~~
 2 ~~order or injunction, or any other court order which prohibits~~
 3 ~~contact between the person and the victim, or while subject to~~
 4 ~~restrictions contained in a criminal or civil protective order~~
 5 ~~or injunction or other court order which prohibits contact~~
 6 ~~between the person and another person against whom the person~~

7 ~~has committed a public offense.~~
 8 ~~(2) The person commits stalking while in possession of a~~
 9 ~~dangerous weapon, as defined in section 702.7.~~
 10 ~~(3) The person commits stalking by directing a course of~~
 11 ~~conduct at a specific person who is under eighteen years of~~
 12 ~~age.~~
 13 ~~(4) The offense is a second offense.~~
 14 b. A person who commits stalking in violation of this
 15 section commits a class "D" felony if the offense is a second
 16 offense which is not included in paragraph "a".
 17 c. A person who commits stalking in violation of this
 18 section commits an aggravated misdemeanor if the offense is a
 19 first offense which is not included in paragraph ~~"b"~~ "a".>
 20 8. Title page, by striking lines 1 and 2 and inserting <An
 21 Act relating to the criminal offenses of sexual exploitation of
 22 a minor and stalking committed while utilizing a technological
 23 device, the enticement and sexual exploitation of minors
 24 and the dissemination of obscene material to minors and the
 25 utilization of undercover law enforcement officers or agents
 26 posing as minors, and providing penalties.>
 27 9. By renumbering as necessary.

S-3119

HOUSE AMENDMENT TO
 SENATE FILE 219

1 Amend Senate File 219, as passed by the Senate, as follows:
 2 1. Page 1, lines 3 and 4, by striking <of health and human
 3 services>

S-3120

1 Amend Senate File 554 as follows:
 2 1. Page 6, by striking lines 9 through 14 and inserting:
 3 <b. (1) Three years after the first service contract is
 4 awarded to a pharmacy benefits manager pursuant to subsection
 5 9, paragraph "a", any self-funded private sector health plan
 6 with substantial participation by Iowa employees and the
 7 employees' dependents shall have the option to conduct a
 8 pharmacy benefits manager reverse auction for the specific
 9 self-funded private sector health plan utilizing the technology
 10 platform and technology operator services selected by the
 11 department under this section. The department may charge the
 12 self-funded private sector health plan a fee, as established
 13 by the department by rule, sufficient to cover any incremental
 14 cost associated with the pharmacy benefits manager reverse
 15 auction.
 16 (2) A pharmacy benefits manager selected by a self-funded
 17 private sector health plan as a result of a pharmacy benefits
 18 manager reverse auction conducted pursuant to subparagraph
 19 (1) shall be assessed a per-prescription fee, pursuant to

- 20 subsection 11, in an amount determined by the department by
21 rule.>
22 2. Page 6, line 16, by striking <participate with>
23 3. Page 6, line 17, by striking <the state employees group
24 benefits plan in a joint> and inserting <conduct a>
25 4. Page 6, line 18, by striking <purchasing pool>
26 5. Page 6, by striking lines 23 through 27 and inserting
27 <benefit design.>
28 6. By renumbering, redesignating, and correcting internal
29 references as necessary.

MIKE KLIMESH

S-3121

- 1 Amend Senate File 564 as follows:
2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 MOTOR VEHICLE SPECIAL REGISTRATION PLATE DECALS>
5 2. Page 3, line 14, before <Act> by inserting <division of
6 this>
7 3. Page 3, line 22, before <Act> by inserting <division of
8 this>
9 4. Page 3, after line 23 by inserting:
10 <DIVISION ____
11 VETERANS AFFAIRS
12 Sec. ____ Section 35.1, subsection 2, Code 2023, is amended
13 by striking the subsection and inserting in lieu thereof the
14 following:
15 2. "*Veteran*" means a resident of this state who is any of
16 the following:
17 a. A veteran as defined in 38 C.F.R. §3.1, as amended.
18 b. A former member of the reserve forces of the United
19 States who served at least twenty years in the reserve forces
20 and who was discharged under honorable conditions. However,
21 a member of the reserve forces of the United States who
22 completed a minimum aggregate of ninety days of federal active
23 duty, other than training, and was discharged under honorable
24 conditions, or was retired under Tit. 10 of the United States
25 Code shall be included as a veteran.
26 c. A former member of the Iowa national guard who served
27 at least twenty years in the Iowa national guard and who was
28 discharged under honorable conditions. However, a member of
29 the Iowa national guard who was activated for federal duty,
30 other than training, for a minimum aggregate of ninety days,
31 and was discharged under honorable conditions or was retired
32 under Tit. 10 of the United States Code shall be included as a
33 veteran.
34 d. A member of the reserve forces of the United States who
35 has served at least twenty years in the reserve forces and who

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1 continues to serve in the reserve forces.
2 e. A member of the Iowa national guard who has served at
3 least twenty years in the Iowa national guard and who continues
4 to serve in the Iowa national guard.
5 Sec. ____ Section 35.2, unnumbered paragraph 1, Code 2023,
6 is amended to read as follows:
7 In order to fulfill any eligibility requirements under
8 Iowa law pertaining to veteran status, a veteran described in
9 section 35.1, subsection 2, paragraph ~~"b", subparagraph (6) or~~
10 ~~(7) "d" or "e",~~ shall submit the veteran's retirement points
11 accounting statement issued by the armed forces of the United
12 States, the state adjutant general, or the adjutant general
13 of any other state, to confirm that the person has completed
14 twenty years of service with the reserve forces or the national
15 guard.
16 Sec. ____ Section 35A.3, subsection 7, Code 2023, is amended
17 by striking the subsection.
18 Sec. ____ Section 35A.5, subsection 6, Code 2023, is amended
19 to read as follows:
20 6. ~~a. Conduct~~ Administer or conduct one service school
21 each year for county commissioners and one service school for
22 executive directors and administrators. ~~The service school for~~
23 ~~executive directors and administrators shall provide at least~~
24 ~~sixteen continuing education units.~~
25 b. (1) The department may receive and accept donations,
26 grants, gifts, and contributions from any public or private
27 source to be used for any of the following purposes:
28 (a) Providing payment for training opportunities under
29 paragraph "a".
30 (b) Organizing training relating to state programs for
31 county commission of veteran affairs executive directors,
32 administrators, and commissioners.
33 (c) Hiring an agency, organization, or other entity to
34 provide training or educational programming.
35 (d) Reimbursing county commission of veteran affairs

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1 executive directors, administrators, and commissioners for
2 transportation costs related to a conference, program, or both.
3 (e) Verifying a person's qualifications pursuant to section
4 35A.5, subsection 9.
5 (2) All moneys received by the department for the
6 purposes established in subparagraph (1) shall be deposited
7 in the county commission of veteran affairs training account
8 established in section 35A.16, subsection 4.
9 Sec. ____ Section 35A.5, subsection 9, Code 2023, is amended
10 by striking the subsection and inserting in lieu thereof the
11 following:
12 9. Verify each executive director, administrator, and

13 commissioner of a county commission of veteran affairs is fully
14 qualified to work in the person's position. Qualifications
15 shall include but are not limited to all of the following:
16 a. The person has obtained certification that is federally
17 required for the member, executive director, or administrator's
18 position within twelve months of beginning the person's
19 employment.
20 b. The person has obtained a personal identification
21 verification card necessary to access the veterans benefits
22 management system within twelve months of beginning the
23 person's employment.
24 c. The person maintains certification that is federally
25 required for the member, executive director, or administrator's
26 position.
27 d. The person maintains an active personal identification
28 verification card and has access to the veterans benefits
29 management system.
30 e. For executive directors and administrators, the person
31 is proficient in the use of electronic mail, general computer
32 use, and use of the internet to access information regarding
33 facilities, benefits, and services available to veterans and
34 their families.
35 Sec. ____ Section 35A.13, subsection 3, Code 2023, is

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1 amended to read as follows:
2 3. Moneys credited to the trust fund shall not be
3 transferred, used, obligated, appropriated, or otherwise
4 encumbered, except as provided in this section. ~~Moneys in the~~
5 ~~trust fund may also be used for cemetery grant development~~
6 ~~purposes provided that any moneys so allocated, except~~
7 ~~for moneys used for department of administrative services~~
8 ~~expenditures related to the grant, are returned to the trust~~
9 ~~fund upon receipt of federal funds received for such purposes.~~
10 Sec. ____ Section 35A.16, subsection 3, paragraph a, Code
11 2023, is amended to read as follows:
12 a. If sufficient moneys are available, the department
13 shall annually allocate ten thousand dollars to each county
14 commission of veteran affairs, or to each county sharing the
15 services of an executive director or administrator pursuant
16 to chapter 28E, to be used to provide services to veterans
17 pursuant to section 35B.6 and provide for and maintain
18 accreditation in accordance with the policies and procedures of
19 the United States department of veterans affairs. Each county
20 receiving an allocation shall annually report on expenditure of
21 the allocation in a form agreed to by the department and county
22 representatives.
23 Sec. ____ Section 35A.16, subsection 4, Code 2023, is
24 amended to read as follows:
25 4. A county commission of veteran affairs training program
26 account shall be established within the county commissions

27 of veteran affairs fund. Any moneys remaining in the fund
28 after the allocations under subsection 3 shall be credited
29 to the account and used by the department to fund the county
30 commission of veteran affairs training program under section
31 ~~35A.17~~ 35A.5, subsection 6, and training for department
32 personnel.

33 Sec. _____. Section 35B.3, Code 2023, is amended to read as
34 follows:

35 **35B.3 County commission of veteran affairs.**

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1 The county commission of veteran affairs shall consist
2 of either three or five persons, as determined by the board
3 of supervisors, all of whom shall be veterans as defined in
4 section 35.1. If possible, each member of the commission shall
5 be a veteran of a different military ~~action~~ branch. However,
6 this qualification does not preclude membership to a veteran
7 who served in more than one branch of the military ~~actions~~.

8 Sec. _____. Section 35B.6, subsection 1, paragraph c, Code
9 2023, is amended to read as follows:

10 c. (1) Upon the employment of an executive director or
11 administrator, the executive director or administrator shall
12 complete a course of for the purpose of obtaining certification
13 training provided by the department of veterans affairs
14 pursuant to section 35A.5 federally required for the person's
15 position and a personal identification verification card
16 necessary to access the veterans benefits management system.
17 If an executive director or administrator fails to obtain
18 certification or a personal identification verification card
19 within one year of being employed, the executive director or
20 administrator shall be removed from office. ~~The department~~
21 ~~shall issue the executive director or administrator a~~
22 ~~certificate of training after completion of the certification~~
23 ~~training course. To maintain certification, the~~

24 (2) An executive director or administrator shall satisfy
25 the continuing education requirements established by the
26 national association of county veterans service officers and
27 the United States department of veterans affairs. Failure
28 of an executive director or administrator to maintain
29 certification shall be cause for removal from office. The
30 expenses of training the executive director or administrator
31 shall be paid from the appropriation authorized in section
32 35B.14.

33 (3) An executive director or administrator shall satisfy
34 the continuing education requirements necessary to maintain an
35 active personal identification verification card and access

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1 to the veterans benefits management system. Failure of an
2 executive director or administrator to maintain certification
3 and access to the veterans benefits management system shall be
4 cause for removal from office.

5 Sec. ____ Section 35B.14, subsection 4, Code 2023, is
6 amended to read as follows:

7 4. Burial expenses shall be paid by the county in which
8 the person ~~died~~ resided. ~~If the person is a resident of a~~
9 ~~different county at the time of death, the county of residence~~
10 ~~shall reimburse the county where the person died for the cost~~
11 ~~of burial. In either case, the~~ The county board of supervisors
12 ~~of the respective counties~~ shall audit and pay the account from
13 the funds provided for in this chapter in the manner as other
14 claims are audited and paid.

15 Sec. ____ Section 426A.12, Code 2023, is amended to read as
16 follows:

17 **426A.12 Exemptions to relatives.**

18 1. In case any person in the foregoing classifications does
19 not claim the exemption from taxation, it shall be allowed in
20 the name of the person to the same extent on the property of any
21 one of the following persons in the order named:

22 a. The spouse, or surviving spouse remaining unmarried,
23 of a veteran, as defined in this chapter or in section 35.1,
24 ~~subsection 2, paragraph "a" or "b"~~, where they are living
25 together or were living together at the time of the death of
26 the veteran.

27 b. The parent whose spouse is deceased and who remains
28 unmarried, of a veteran, as defined in this chapter or in
29 section 35.1, ~~subsection 2, paragraph "a" or "b"~~, whether living
30 or deceased, where the parent is, or was at the time of death of
31 the veteran, dependent on the veteran for support.

32 c. The minor child, or children owning property as tenants
33 in common, of a deceased veteran, as defined in this chapter or
34 in section 35.1, ~~subsection 2, paragraph "a" or "b"~~.

35 2. No more than one tax exemption shall be allowed under

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1 this section or section 426A.11 in the name of a veteran,
2 as defined in this chapter or in section 35.1, ~~subsection 2,~~
3 ~~paragraph "a" or "b"~~.

4 Sec. ____ Section 426A.13, subsections 1 and 2, Code 2023,
5 are amended to read as follows:

6 1. A person named in section 426A.11, who is a resident of
7 and domiciled in the state of Iowa, shall receive a reduction
8 equal to the exemption, to be made from any property owned
9 by the person or owned by a family farm corporation of which
10 the person is a shareholder and occupant of the property and
11 so designated by proceeding as provided in this section. To
12 be eligible to receive the exemption, the person claiming it

13 shall have recorded in the office of the county recorder of
14 the county in which is located the property designated for the
15 exemption, evidence of property ownership by that person or the
16 family farm corporation of which the person is a shareholder
17 and the military certificate of satisfactory service, order
18 transferring to inactive status, reserve, retirement, order of
19 separation from service, honorable discharge or a copy of any
20 of these documents of the person claiming or through whom is
21 claimed the exemption. In the case of a person claiming the
22 exemption as a veteran described in section 35.1, subsection 2,
23 paragraph ~~“b”~~, subparagraph (6) or (7) “d” or “e”, the person
24 shall file the statement required by section 35.2.

25 2. The person shall file with the appropriate assessor on
26 forms obtained from the assessor the claim for exemption for
27 the year for which the person is first claiming the exemption.
28 The claim shall be filed not later than July 1 of the year
29 for which the person is claiming the exemption. The claim
30 shall set out the fact that the person is a resident of and
31 domiciled in the state of Iowa, and a person within the terms
32 of section 426A.11, and shall give the volume and page on which
33 the certificate of satisfactory service, order of separation,
34 retirement, furlough to reserve, inactive status, or honorable
35 discharge or certified copy thereof is recorded in the office

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1 of the county recorder, and may include the designation of the
2 property from which the exemption is to be made, and shall
3 further state that the claimant is the equitable or legal owner
4 of the property designated or if the property is owned by a
5 family farm corporation, that the person is a shareholder of
6 that corporation and that the person occupies the property.
7 In the case of a person claiming the exemption as a veteran
8 described in section 35.1, subsection 2, paragraph ~~“b”~~,
9 ~~subparagraph (6) or (7)~~ “d” or “e”, the person shall file the
10 statement required by section 35.2.

11 Sec. ____ REPEAL. Sections 35A.17 and 35B.17, Code 2023,
12 are repealed.>

13 5. Title page, line 1, before <motor> by inserting
14 <veterans, including>

15 6. Title page, by striking lines 2 and 3 and inserting
16 <decals and matters under the purview of the department of
17 veterans affairs.>

18 7. By renumbering as necessary.

MIKE KLIMESH

S-3122

1 Amend Senate File 417 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. NEW SECTION. 558B.1 Definitions.

5 As used in this chapter, unless the context otherwise
6 requires:

7 1. *a. "Common interest community"* means real estate
8 described in a declaration with respect to which a person,
9 by virtue of the person's ownership of a unit, is obligated
10 to pay for a share of real estate taxes, insurance premiums,
11 maintenance, or improvement of, or services or other expenses
12 related to, common elements, other units, or other real estate
13 described in the declaration. "*Common interest community*"
14 includes a planned community, a cooperative under chapter 499A,
15 and a horizontal property regime under chapter 499B.

16 *b. "Common interest community"* does not include any of the
17 following:

18 (1) A covenant that requires the owners of separate parcels
19 of real estate to share costs or other obligations related to a
20 wall, driveway, well, or other similar structure, unless all
21 such owners consent in writing to the creation of a common
22 interest community.

23 (2) Real estate described in paragraph "*a*" if all units are
24 owned by a single owner.

25 2. "*Consumer*" means a natural person being provided a
26 service under a service agreement, or the natural person's
27 legal representative.

28 3. "*Record*" means presentation of a document to a county
29 recorder in this state for official placement in the public
30 land records.

31 4. "*Residential real estate*" means real property located
32 in this state which is used primarily for personal, family,
33 or household purposes and is improved by one to four dwelling
34 units.

35 5. "*Service agreement*" means a contract under which a person

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1 agrees to provide a service in connection with the maintenance
2 of, the purchase of, or the sale of, residential real estate.

3 Sec. 2. NEW SECTION. 558B.2 Unfair service agreements —
4 **penalties.**

5 1. A service agreement shall be considered unfair under this
6 section if a service that is covered by the service agreement
7 is not required to be completely performed within one year
8 after the date on which the service agreement is executed, and
9 the service agreement has any of the following characteristics:

10 *a.* The service agreement purports to run with the land or
11 to be binding on future owners of interests in the residential
12 real estate that is the subject of the service agreement.

13 *b.* The service agreement permits assignment of the right to
14 provide service under the service agreement without requiring
15 notice to, and the consent of, the owner of the residential
16 real estate that is the subject of the service agreement.
17 *c.* The service agreement purports to create a lien,
18 encumbrance, or other real property security interest on the
19 residential real estate that is the subject of the service
20 agreement.
21 2. If a service agreement is unfair under this section, the
22 service agreement shall be unenforceable.
23 3. If a person enters into an unfair service agreement
24 with a consumer, the person commits an unlawful practice under
25 section 714.16.
26 4. *a.* A person shall not cause an unfair service agreement,
27 or a notice or memorandum of an unfair service agreement, to
28 be recorded.
29 *b.* A person who causes an unfair service agreement, or a
30 notice or memorandum of an unfair service agreement, to be
31 recorded commits an aggravated misdemeanor.
32 *c.* A county recorder may refuse to record an unfair service
33 agreement.
34 *d.* If an unfair service agreement is recorded, the recorded
35 service agreement shall not provide actual or constructive

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1 notice against an otherwise bona fide purchaser or creditor,
2 or actual or constructive notice against heirs or other
3 successors-in-interest to the residential real estate that is
4 the subject of the recorded service agreement.
5 *e.* If an unfair service agreement or a notice or memorandum
6 of an unfair service agreement is recorded, any person with an
7 interest in the residential real estate that is the subject
8 of the service agreement may apply to a district court in the
9 county in which the service agreement is recorded for a court
10 order declaring the service agreement unenforceable.
11 *f.* If an unfair service agreement or a notice or memorandum
12 of an unfair service agreement is recorded, any person with an
13 interest in the residential real estate that is the subject
14 of the recorded service agreement may recover actual damages,
15 costs, and attorney fees as may be proven against the person
16 who caused the unfair service agreement or the notice or
17 memorandum of the unfair service agreement to be recorded.
18 5. This section does not apply to any of the following:
19 *a.* A home warranty or similar agreement that covers the
20 cost of maintenance for a fixed period of time of a major home
21 system including but not limited to plumbing, electrical,
22 heating, ventilation, or air conditioning.
23 *b.* An insurance contract.
24 *c.* An option or a right of refusal to purchase residential
25 real estate.
26 *d.* A maintenance or repair agreement entered into by the

27 homeowners' association of a common interest community.
 28 e. A mortgage loan, or a commitment to make or to receive a
 29 mortgage loan.
 30 f. A security agreement under the uniform commercial code
 31 related to the sale or rental of personal property or fixtures.
 32 g. Water, sewer, electrical, telephone, cable, internet, or
 33 any other utility service providers.
 34 6. This section shall not be construed to impair a person's
 35 rights established by a mechanics' lien under chapter 572.

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1 Sec. 3. Section 714.16, subsection 2, Code 2023, is amended
 2 by adding the following new paragraph:
 3 NEW PARAGRAPH. q. It shall be an unlawful practice for a
 4 person to violate section 558B.2, subsection 3.>

SCOTT WEBSTER

S-3123

HOUSE AMENDMENT TO SENATE FILE 527

1 Amend Senate File 527, as passed by the Senate, as follows:
 2 1. Page 1, line 8, by striking <that have indicated> and
 3 inserting ~~<that have indicated>~~
 4 2. Page 1, line 16, by striking <permit.> and inserting
 5 <permit without justification.>
 6 3. Page 1, line 20, by striking <state.> and inserting
 7 <state, or with another highway or street upon which movement
 8 under an all-systems permit is valid that ultimately connects
 9 with a highway or street under the jurisdiction of the state.>
 10 4. Page 1, line 22, by striking <street> and inserting
 11 <street, including a paved farm-to-market road.>
 12 5. Page 1, line 31, after <loaded> by inserting <or is to
 13 be unloaded>

S-3124

1 Amend Senate File 130 as follows:
 2 1. Page 1, line 5, after <facilities> by inserting <owned,
 3 controlled, constructed, or operated by the provider of such
 4 video service and>
 5 2. Page 1, lines 14 and 15, by striking <47 U.S.C. §303(v)>
 6 and inserting <47 U.S.C. §303(v) and that are transmitted from
 7 a satellite directly to a customer's premises without using or
 8 accessing any portion of the public right-of-way>

CARRIE KOELKER

S-3125

HOUSE AMENDMENT TO
SENATE FILE 315

- 1 Amend Senate File 315, as passed by the Senate, as follows:
- 2 1. Page 1, by striking lines 3 through 7 and inserting:
- 3 <The department of health and human services may demand that
- 4 a raw milk producer provide the department with all records
- 5 required to be retained by the raw milk producer as provided in
- 6 section 195.6, including any of the following:
- 7 1. The coliform count and standard plate count of dairy
- 8 animals maintained at a raw milk dairy owned or operated by the
- 9 raw milk producer.
- 10 2. The administration of antibiotic drugs to dairy animals
- 11 maintained at a raw milk dairy owned or operated by the raw
- 12 milk producer.>
- 13 2. Page 1, by striking lines 10 through 13 and inserting:
- 14 <NEW PARAGRAPH. e. Demand that a raw milk producer provide
- 15 the board with all records required to be retained by the raw
- 16 milk producer as provided in section 195.6, including any of
- 17 the following:
- 18 (1) The coliform count and standard plate count of dairy
- 19 animals maintained at a raw milk dairy owned or operated by the
- 20 raw milk producer.
- 21 (2) The administration of antibiotic drugs to dairy animals
- 22 maintained at a raw milk dairy owned or operated by the raw
- 23 milk producer.>
- 24 3. Page 2, line 31, by striking <manufacture,> and inserting
- 25 <production, processing,>
- 26 4. Page 3, line 12, by striking <section 195.8> and
- 27 inserting <section 195.9>
- 28 5. Page 4, line 21, by striking <operation> and inserting
- 29 <operation, owned or operated by a raw milk producer,>
- 30 6. Page 4, line 28, by striking <dairy> and inserting
- 31 <dairy, if the milk producer makes the election provided in
- 32 section 195.5>
- 33 7. Page 4, after line 31 by inserting:
- 34 <10. "Recognized bacteria count limit" means the results
- 35 of a test measuring the presence of bacteria in raw milk at a

Page 2

- 1 level that does not exceed the following:
- 2 a. For a bacteria coliform count, ten colony forming units
- 3 per milliliter (10 cfu/mL).
- 4 b. For a standard plate count, twenty-five thousand colony
- 5 forming units per milliliter (25,000 cfu/mL).>
- 6 8. By striking page 4, line 32, through page 5, line 3, and
- 7 inserting:
- 8 <Sec. ____ NEW SECTION. 195.2 Construing this chapter with
- 9 other applicable chapters.

10 1. This chapter shall be construed to supplement applicable
11 provisions in chapters 190, 191, 192, and 194. If there is a
12 conflict between a provision in this chapter and one of those
13 other chapters, the provision in this chapter shall prevail
14 but only to the extent of interpreting the provision in this
15 chapter.

16 2. This chapter does not apply to the powers and duties of
17 the department to control an infectious or contagious disease
18 that may affect dairy animals within the state as provided in
19 another chapter, including a rule adopted pursuant to that
20 other chapter. The control of an infectious or contagious
21 disease includes the prevention, suppression, or eradication
22 of an infectious or contagious disease among a population of
23 dairy animals as provided in that other chapter. However, the
24 department shall not administer or enforce a provision of the
25 other chapter if it results in treating a raw milk producer
26 differently than producers of milk pasteurized or graded as
27 otherwise required in chapter 190, 192, or 194.>

28 9. Page 5, line 13, before <process> by inserting <produce,>

29 10. Page 5, line 14, by striking <produced>

30 11. Page 5, line 20, by striking **<and processing>**

31 12. Page 5, line 23, by striking <and process>

32 13. By striking page 5, line 27, through page 6, line 8, and
33 inserting:

34 <2. The raw milk must be produced at the raw milk dairy in a
35 manner that ensures the health and safety of persons consuming

Page 3

1 the raw milk.

2 3. Each twelve-month period, a licensed veterinarian must
3 examine each dairy animal maintained at the raw milk producer's
4 raw milk dairy to determine the dairy animal's health status.
5 The examination must at least include a blood test for common
6 diseases afflicting the type of dairy animal being examined.

7 4. a. The raw milk producer shall, every month, test
8 each dairy animal maintained at the raw milk producer's raw
9 milk dairy to determine the dairy animal's coliform count and
10 standard plate count.

11 b. The raw milk producer shall not do any of the following:

12 (1) Process, market, or distribute raw milk, if the raw milk
13 exceeds the recognized bacteria count limit.

14 (2) Manufacture, market, or distribute a raw milk product
15 or raw milk dairy product, if raw milk used as an ingredient
16 exceeds the recognized bacteria count limit.

17 c. The raw milk producer shall retain a record of each test
18 conducted at the raw milk dairy for at least three years.

19 5. a. If a dairy animal maintained at a raw milk dairy is
20 administered with an antibiotic drug, the raw milk producer
21 shall comply with the following health protocols:

22 (1) The antibiotic drug must be all of the following:

23 (a) Approved by the United States food and drug

24 administration for its intended use.

25 (b) Stored in a closed, labeled container as provided by the
26 manufacturer of the antibiotic drug before being administered.

27 (c) Stored and administered as directed by the manufacturer
28 of the antibiotic drug.

29 (2) For a dairy animal subject to a health protocol as
30 provided in subparagraph (1), any raw milk produced from the
31 dairy animal before the expiration of the production waiting
32 period as directed by the manufacturer shall not be used to do
33 any of the following:

34 (a) Process, market, or distribute the raw milk.

35 (b) Manufacture, market, or distribute a raw milk product or

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1 raw milk dairy product that uses the raw milk as an ingredient.

2 b. The manufacturer of an antibiotic drug administered to
3 a dairy animal under this subsection may provide directions
4 on the label of the container storing the antibiotic drug or
5 other source of information regarding the use of the antibiotic
6 controlled by the manufacturer.

7 c. The raw milk producer shall retain records identifying
8 the type and dosage of each antibiotic drug administered to
9 a dairy animal maintained at the raw milk dairy, each dairy
10 animal administered the antibiotic drug, and date and place
11 where the antibiotic drug was administered. The raw milk
12 producer shall retain the records for at least three years.>

13 14. Page 6, before line 9 by inserting:

14 <Sec. . **NEW SECTION. 195.7 Processing and manufacturing**
15 **of raw milk.**

16 1. Raw milk produced at a raw milk dairy must be processed
17 and manufactured at the raw milk dairy in a manner that ensures
18 the health and safety of persons consuming the processed raw
19 milk, raw milk product, or raw milk dairy product.

20 2. The raw milk must not be pasteurized or graded.

21 3. The raw milk must be distributed not later than seven
22 calendar days after it was produced by a dairy animal.

23 4. The raw milk, raw milk product, or raw milk dairy
24 product, or any other item using raw milk as an ingredient,
25 shall be kept for storage prior to distribution at not more
26 than 45 degrees Fahrenheit.>

27 15. Page 6, line 9, by striking <195.7> and inserting
28 <195.8>

29 16. Page 6, line 16, after <a.> by inserting <(1)>

30 17. Page 6, by striking lines 20 through 23 and inserting
31 <dairy's distribution point for the raw milk.>

32 18. Page 6, before line 24 by inserting:

33 <(2) (a) The individual being distributed the raw milk
34 may examine records required to be retained by the raw milk
35 producer as provided in section 195.6, including any of the

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1 following:

2 (i) The coliform count and standard plate count of dairy
3 animals maintained at a raw milk dairy owned or operated by the
4 raw milk producer.

5 (ii) The administration of antibiotic drugs to dairy
6 animals maintained at a raw milk dairy owned or operated by the
7 raw milk producer.

8 (b) The individual being distributed the raw milk may
9 examine the records for the three-year period that the records
10 are required to be retained by the raw milk producer under
11 section 195.6.>

12 19. Page 6, line 26, by striking <section 195.8> and
13 inserting <section 195.9>

14 20. Page 7, line 13, after <a.> by inserting <(1)>

15 21. Page 7, by striking lines 18 through 21 and inserting
16 <or raw milk dairy products.>

17 22. Page 7, before line 22 by inserting:

18 <(2) (a) The individual being distributed the raw milk
19 product or raw milk dairy product may examine records required
20 to be retained by the raw milk producer as provided in section
21 195.6, including any of the following:

22 (i) The coliform count and standard plate count of dairy
23 animals maintained at a raw milk dairy owned or operated by the
24 raw milk producer.

25 (ii) The administration of antibiotic drugs to dairy
26 animals maintained at a raw milk dairy owned or operated by the
27 raw milk producer.

28 (b) The individual being distributed the raw milk product
29 or raw milk dairy product may examine the records for the
30 three-year period that the records are required to be retained
31 by the raw milk producer under section 195.6.>

32 23. Page 7, line 24, by striking <section 195.8> and
33 inserting <section 195.9>

34 24. Page 8, line 4, by striking <195.8> and inserting
35 <195.9>

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1 25. Page 8, line 27, by striking <195.9> and inserting
2 <195.10>

3 26. By striking page 8, line 28, through page 9, line 3, and
4 inserting:

5 <1. The department of health and human services acting
6 under chapter 135, or a local board of health acting under
7 chapter 137, may demand that a raw milk producer provide it
8 with all records required to be kept by the raw milk producer
9 as provided in section 195.6, including any of the following:

10 a. The coliform count and standard plate count of dairy
11 animals maintained by the raw dairy producer at a raw milk
12 dairy.

- 13 *b.* The administration of antibiotic drugs to dairy animals
 14 maintained by the dairy producer at a raw milk dairy.
 15 2. A demand described in subsection 1 shall be based on an
 16 affidavit signed by a licensed physician certifying that in
 17 the physician's opinion an individual contracted an illness as
 18 a direct result of consuming raw milk produced at a raw milk
 19 dairy, or consuming a raw milk product or a raw milk dairy
 20 product manufactured at a raw milk dairy.>
 21 27. By renumbering as necessary.

S-3126

HOUSE AMENDMENT TO
 SENATE FILE 193

- 1 Amend Senate File 193, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, line 7, by striking <“*Removal specialist*”> and
 4 inserting <“*Removal technician*”>
 5 2. Page 1, line 9, by striking <**specialists**> and inserting
 6 <**technicians**>
 7 3. Page 1, line 12, by striking <specialist> and inserting
 8 <technician>
 9 4. Page 1, line 16, by striking <specialist> and inserting
 10 <technician>
 11 5. Title page, lines 1 and 2, by striking <person other than
 12 a funeral director> and inserting <removal technician>

S-3127

HOUSE AMENDMENT TO
 SENATE FILE 549

- 1 Amend Senate File 549, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:
 5 <Section 1. Section 432.1, subsections 2 and 4, Code 2023,
 6 are amended to read as follows:
 7 2. The “*applicable percent*” for purposes of subsection 1 of
 8 this section and section 432.2 is the following:
 9 *a.* For calendar years beginning before the 2003 calendar
 10 year, two percent.
 11 *b.* For the 2003 calendar year, one and three-fourths
 12 percent.
 13 *c.* For the 2004 calendar year, one and one-half percent.
 14 *d.* For the 2005 calendar year, one and one-fourth percent.
 15 *e.* For the 2006 ~~and subsequent~~ calendar years year through
 16 the 2023 calendar year, one percent.
 17 *f.* For the 2024 calendar year, nine hundred seventy-five
 18 thousandths of one percent.
 19 *g.* For the 2025 calendar year, ninety-five hundredths of one

20 percent.
21 h. For the 2026 calendar year, nine hundred twenty-five
22 thousandths of one percent.
23 i. For the 2027 and subsequent calendar years, nine-tenths
24 of one percent.
25 4. The “*applicable percent*” for purposes of subsection 3 is
26 the following:
27 a. For calendar years beginning before the 2004 calendar
28 year, two percent.
29 b. For the 2004 calendar year, one and three-fourths
30 percent.
31 c. For the 2005 calendar year, one and one-half percent.
32 d. For the 2006 calendar year, one and one-fourth percent.
33 e. For the 2007 ~~and subsequent calendar years~~ year through
34 the 2023 calendar year, one percent.
35 f. For the 2024 calendar year, nine hundred seventy-five

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1 thousandths of one percent.
2 g. For the 2025 calendar year, ninety-five hundredths of one
3 percent.
4 h. For the 2026 calendar year, nine hundred twenty-five
5 thousandths of one percent.
6 i. For the 2027 and subsequent calendar years, nine-tenths
7 of one percent.
8 Sec. 2. **NEW SECTION. 432.1A Tax on premiums — captive**
9 **insurance companies.**
10 1. a. Each captive company under chapter 521J shall pay
11 on or before March 1 of each year a tax on the direct premiums
12 collected or contracted for on policies or contracts of
13 insurance written by the captive company during the immediately
14 preceding calendar year, after deducting from the direct
15 premiums the amounts paid to policyholders as return premiums,
16 including dividends on unabsorbed premiums or premium deposits
17 returned or credited to policyholders.
18 b. The tax due under paragraph “a” on direct premiums
19 collected or contracted for by a captive company shall be
20 calculated as follows:
21 (1) Seven-twentieths of one percent on the first twenty
22 million dollars of direct premiums.
23 (2) One-quarter of one percent on each dollar of direct
24 premiums after the first twenty million dollars collected under
25 subparagraph (1).
26 2. a. Each captive company under chapter 521J shall pay
27 on or before March 1 of each year a tax on assumed reinsurance
28 premiums. A reinsurance tax shall not apply to premiums for
29 risks or portions of risks that are subject to taxation on a
30 direct basis pursuant to subsection 1.

31 *b.* A reinsurance premium tax shall not be payable by a
32 captive company in connection with the receipt by the captive
33 company of assets in exchange for the assumption of loss
34 reserves and other liabilities of another insurer under common
35 ownership and control if the transaction is part of a plan

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1 to discontinue the operations of the other insurer, and if
2 the intent of the parties to the transaction is to renew or
3 maintain the other insurer's business with the captive company.
4 *c.* The amount of reinsurance tax due from a captive company
5 under paragraph "*a*" shall be calculated as follows:
6 (1) Two-tenths of one percent on the first twenty million
7 dollars of assumed reinsurance premiums.
8 (2) One-eighth of one percent on the twenty million
9 dollars of assumed reinsurance premiums collected after the
10 first twenty million dollars of assumed reinsurance premiums
11 collected under subparagraph (1).
12 (3) Five percent on each dollar of assumed reinsurance
13 premiums collected after the twenty million dollars collected
14 under subparagraph (1) and the twenty million dollars collected
15 under subparagraph (2).
16 3. *a.* (1) Except as provided in subparagraphs (2) and
17 (3), if the aggregate taxes as calculated under subsections
18 1 and 2 that are payable by a captive company are less than
19 five thousand dollars for any one tax year, the captive company
20 shall pay five thousand dollars in tax for that tax year.
21 (2) If a captive company is subject to the minimum tax under
22 subparagraph (1) in the calendar year in which the company is
23 first granted a certificate of authority under section 521J.2,
24 the tax shall be prorated as follows:
25 (a) If a certificate of authority is first granted in the
26 first quarter of the calendar year, the tax shall be five
27 thousand dollars.
28 (b) If a certificate of authority is first granted in the
29 second quarter of the calendar year, the tax shall be three
30 thousand seven hundred fifty dollars.
31 (c) If a certificate of authority is first granted in
32 the third quarter of the calendar year, the tax shall be two
33 thousand five hundred dollars.
34 (d) If a certificate of authority is first granted in the
35 fourth quarter of the calendar year, the tax shall be one

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1 thousand five hundred dollars.
2 (3) If a captive company that is subject to the minimum tax
3 under subparagraph (1) surrenders the company's certificate of
4 authority in the year that the captive company is subject to
5 the minimum tax, the tax shall be prorated on a quarterly basis
6 as follows:

- 7 (a) If the certificate of authority is surrendered in
8 the first quarter of the calendar year, the tax shall be one
9 thousand dollars.
- 10 (b) If the certificate of authority is surrendered in the
11 second quarter of the calendar year, the tax shall be two
12 thousand five hundred dollars.
- 13 (c) If the certificate of authority is surrendered in the
14 third quarter of the calendar year, the tax shall be three
15 thousand seven hundred fifty dollars.
- 16 (d) If the certificate of authority is surrendered in the
17 fourth quarter of the calendar year, the tax shall be five
18 thousand dollars.
- 19 b. Each protected cell in a protected cell captive company
20 shall be considered separately in determining the aggregate
21 tax to be paid by the protected cell captive company. If the
22 protected cell captive company insures any risks in addition
23 to the protected cells, the determination of the aggregate tax
24 shall, in addition to the protected cells, also include the
25 premium on all insured risks.
- 26 c. Each series of members of a limited liability company
27 formed as a special purpose captive company shall be considered
28 separately under this section, except that the minimum tax as
29 described in paragraph "a" shall be considered in the aggregate.
- 30 4. A captive company, other than a protected cell captive
31 company, shall not be required to pay aggregate taxes under
32 this section that exceed one hundred thousand dollars in any
33 one tax year.
- 34 5. Two or more captive companies under common ownership
35 and control shall be taxed as a single captive company. For

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- 1 the purposes of this subsection, "*common ownership and control*"
2 means either of the following:
- 3 a. In the case of a stock corporation, the direct or
4 indirect ownership of eighty percent or more of the outstanding
5 voting stock of two or more corporations by the same
6 shareholder or shareholders.
- 7 b. In the case of a mutual insurer, the direct or indirect
8 ownership of eighty percent or more of the surplus, and the
9 voting power of two or more insurers, by the same member or
10 members.
- 11 6. Only the branch business of a branch captive company
12 shall be subject to taxation under this section.
- 13 7. The tax provided for in this section shall be calculated
14 on an annual basis notwithstanding a policy or a contract
15 of insurance, or a contract of reinsurance, that is issued
16 on a multiyear basis. In the case of a multiyear policy or
17 a multiyear contract, the premium shall be prorated for the
18 purpose of calculating the appropriate tax.
- 19 Sec. 3. Section 507C.3, Code 2023, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 8. Captive companies under chapter 521J.
22 Sec. 4. NEW SECTION. **521J.1 Definitions.**
23 As used in this chapter, unless the context otherwise
24 requires:
25 1. “*Affiliated company*” means a company that is in the
26 same corporate system as a parent, an industrial insured, or
27 a member based on common ownership, control, operation, or
28 management.
29 2. “*Alien captive company*” means a captive company
30 formed under the laws of an alien jurisdiction that imposes
31 statutory or regulatory standards in a form acceptable to the
32 commissioner on companies transacting the business of insurance
33 in such jurisdiction.
34 3. “*Branch business*” means any insurance business transacted
35 by a branch captive company in this state.

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1 4. “*Branch captive company*” means an alien captive company
2 authorized by the commissioner by rule to transact the business
3 of insurance in this state through a business entity with its
4 principal place of business in this state.
5 5. “*Branch operations*” means any business operations of a
6 branch captive company.
7 6. “*Business entity*” means a corporation, a limited
8 liability company, or other legal entity formed by an
9 organizational document. “*Business entity*” does not include a
10 sole proprietorship.
11 7. “*Captive company*” means any pure captive company,
12 protected cell captive company, special purpose captive
13 company, or industrial insured captive company formed or
14 authorized under this chapter.
15 8. “*Captive reinsurance company*” means a captive insurance
16 company in this state, as authorized by the commissioner by
17 rule, that reinsures the risk ceded by any other insurer.
18 9. “*Captive risk retention group*” means a captive insurance
19 risk retention group formed under this chapter and that is
20 subject to chapter 515E.
21 10. “*Cash equivalent*” means any short-term, highly liquid
22 investment with an original maturity of three months or less
23 that is readily convertible to known amounts of cash.
24 11. “*Commissioner*” means the commissioner of insurance.
25 12. “*Controlled unaffiliated business entity*” means a
26 business entity or sole proprietorship that meets all of the
27 following requirements:
28 a. The business entity or sole proprietorship is not in a
29 parent’s corporate system that consists of the parent and any
30 affiliated companies.
31 b. The business entity or sole proprietorship has an

32 existing, controlling contractual relationship with the parent
33 or an affiliated company.
34 c. The business entity's or sole proprietorship's risks
35 are managed by a pure captive company or an industrial insured

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1 captive company, as applicable.
2 13. "*Excess workers' compensation insurance*" means, for
3 an employer that has insured or self-insured the employer's
4 workers' compensation risks in accordance with applicable state
5 or federal law, insurance in excess of a specified per-incident
6 or aggregate limit as established by the commissioner by rule.
7 14. "*Industrial insured*" means an insured that meets all of
8 the following requirements:
9 a. The insured procures the insurance of any risk by use
10 of the services of a full-time employee acting as an insurance
11 manager or buyer.
12 b. The insured's aggregate annual premiums for insurance on
13 all risks are at least twenty-five thousand dollars.
14 c. The insured employs a minimum of twenty-five full-time
15 employees.
16 15. "*Industrial insured captive company*" means an insurance
17 company that insures the risks of industrial insureds,
18 comprised of the industrial insured group and the industrial
19 insured group's affiliated companies and the risks of the
20 controlled unaffiliated business of an industrial insured or
21 its affiliates.
22 16. "*Industrial insured group*" means a group of industrial
23 insureds that meets either of the following requirements:
24 a. The group collectively owns, controls, or holds with
25 the power to vote all of the outstanding voting securities
26 of an industrial insured captive company incorporated as a
27 stock insurer, or has complete voting control over any of the
28 following:
29 (1) An industrial insured captive company incorporated as
30 a mutual insurer.
31 (2) An industrial insured captive company formed as a
32 reciprocal insurer.
33 (3) An industrial insured captive company formed as a
34 limited liability company.
35 b. The group is a captive risk retention group.

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1 17. "*Mutual insurer*" means a business entity that does
2 not have capital stock, and that has a governing body elected
3 by the insurer's policyholders. "*Mutual insurer*" includes a
4 nonprofit corporation with members.
5 18. "*Organizational document*" means articles of
6 incorporation, articles of organization, a subscribers'
7 agreement, a charter, or any other document that can legally

8 establish a business entity in this state.

9 19. "*Parent*" means a sole proprietorship, a business entity,
10 or an individual that directly or indirectly owns, controls,
11 or holds with power to vote more than fifty percent of the
12 outstanding voting securities or membership interests of a
13 captive company.

14 20. "*Participant*" means a sole proprietorship or a business
15 entity and any affiliates that are insured by a protected cell
16 captive company and whose losses are limited by a participant
17 contract to such participant's pro rata share of the assets
18 of one or more protected cells identified in the participant
19 contract.

20 21. "*Participant contract*" means a contract by which
21 a protected cell captive company insures the risks of a
22 participant and limits the losses of each participant in the
23 contract to the participant's pro rata share of the assets of
24 one or more protected cells as identified in the contract.

25 22. "*Protected cell*" means a separate account established
26 by a protected cell captive company formed or authorized
27 under this chapter in which an identified pool of assets and
28 liabilities are segregated and insulated, as provided in
29 section 521J.17, from the remainder of the protected cell
30 captive company's assets and liabilities in accordance with
31 the terms of one or more participant contracts to fund the
32 liability of the protected cell captive company with respect to
33 the participants.

34 23. "*Protected cell assets*" means all assets, contract
35 rights, and general intangibles identified and attributable to

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1 a specific protected cell of a protected cell captive company.

2 24. "*Protected cell captive company*" means a captive company
3 that meets all of the following requirements:

4 a. The minimum legally required capital and surplus of the
5 company is provided by one or more sponsors.

6 b. The company is formed or authorized under this chapter.

7 c. The company insures the risks of separate participants
8 through participant contracts.

9 d. The company funds the company's liability to each
10 participant through one or more protected cells, and segregates
11 the assets of each protected cell from the assets of other
12 protected cells, and from the assets of the protected cell
13 captive company's general account.

14 e. The company is incorporated or formed as a limited
15 liability company.

16 25. "*Protected cell liabilities*" means all liabilities
17 and other obligations identified with and attributable to a
18 specific protected cell of a protected cell captive company.

19 26. "*Public records*" means the same as defined in section
20 22.1.

21 27. "*Pure captive company*" means an insurance company that

22 insures the risks of the company's parent and the parent's
23 affiliated companies, and the risks of controlled unaffiliated
24 business entities.
25 28. "*Qualified actuary*" means an individual who meets all
26 of the following requirements:
27 a. The individual is a member of the American academy of
28 actuaries.
29 b. The individual is qualified to provide the certifications
30 as described in the United States qualifications standards
31 promulgated by the American academy of actuaries pursuant
32 to the code of professional conduct adopted by the American
33 academy of actuaries, the society of actuaries, the American
34 society of pension professionals and actuaries, the casualty
35 actuarial society, and the conference of consulting actuaries.

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1 29. "*Series of members*" means a group or collection of
2 members of a limited liability company who share interests
3 and who have separate rights, powers, or duties with respect
4 to property, obligations, or profits and losses associated
5 with property or obligations, and who are specified in the
6 organizational document or operating agreement of the limited
7 liability company, or that are specified by one or more
8 members or managers of the limited liability company or other
9 persons as provided in the organizational document or operating
10 agreement.
11 30. "*Sole proprietorship*" means an individual who does
12 business in a noncorporate form.
13 31. "*Special purpose captive company*" means a captive
14 company that is formed or authorized under this chapter that
15 does not meet the definition of any other type of captive
16 company as defined in this section, or that is formed by, on
17 behalf of, or for the benefit of a political subdivision of
18 this state.
19 32. "*Sponsor*" means any person that meets the requirements
20 of sections 521J.17 and 521J.18, and that is approved by the
21 commissioner to do all of the following:
22 a. Provide all or part of the capital and surplus required
23 of a protected cell captive company by law.
24 b. Organize and operate a protected cell captive company.
25 Sec. 5. **NEW SECTION. 521J.2 Certificate of authority.**
26 1. If permitted by its organizational document, a captive
27 company may apply to the commissioner for a certificate of
28 authority to provide property insurance, casualty insurance,
29 life insurance, disability income insurance, surety insurance,
30 marine insurance, health insurance, or a group health plan,
31 with the following exceptions:
32 a. A pure captive company shall only insure risks of the
33 company's parent and affiliated companies, and of the company's
34 controlled unaffiliated business entities.
35 b. An industrial insured captive company shall only insure

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1 risks of the industrial insured company, comprised of the
2 industrial insured group and the industrial insured group's
3 affiliated companies, and the controlled unaffiliated business
4 of an industrial insured group or the industrial insured
5 group's affiliated companies.

6 c. A special purpose captive company shall not provide
7 insurance or reinsurance for risks unless approved by the
8 commissioner.

9 d. A captive company or a branch captive company shall not
10 do any of the following:

11 (1) Provide personal lines of insurance, including but not
12 limited to motor vehicle insurance, homeowner's insurance,
13 or any component of motor vehicle insurance or homeowner's
14 insurance on a direct basis.

15 (2) Accept or cede reinsurance except as permitted by the
16 commissioner by rule.

17 (3) Provide health insurance coverage or a group health
18 plan unless the captive company or the branch captive company
19 provides the health insurance coverage or the group health plan
20 only for the parent company and the parent company's affiliated
21 companies.

22 (4) Write workers' compensation insurance on a direct
23 basis.

24 (5) Write life insurance on a direct basis.

25 e. A protected cell captive company shall not insure any
26 risks other than those of the protected cell captive company's
27 participants.

28 2. A captive company shall not write any insurance business
29 unless the captive company complies with all of the following:

30 a. The captive company obtains a certificate of authority
31 from the commissioner prior to writing any insurance business.

32 b. The captive company's board of directors, board of
33 managing members, or a reciprocal insurer's subscribers'
34 advisory committee, holds at least one annual meeting in the
35 state.

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1 c. The captive company maintains its principal place of
2 business in the state.

3 d. The captive company designates a registered agent
4 to accept service of process, files the name and contact
5 information and any subsequent changes regarding the
6 registered agent with the commissioner, and agrees that if the
7 registered agent cannot be found with reasonable diligence, the
8 commissioner may act as an agent of the captive company with
9 respect to any action or proceeding and may be served pursuant
10 to section 505.30.

11 3. a. Prior to receiving a certificate of authority, a
12 captive company shall do all of the following:

- 13 (1) File with the commissioner all of the following:
- 14 (a) A certified copy of the business entity's
- 15 organizational document.
- 16 (b) A statement under oath of an officer of the business
- 17 entity showing the business entity's financial condition.
- 18 (c) Any other statement or document required by the
- 19 commissioner as established by rule.
- 20 (2) Submit a description of coverages, deductibles,
- 21 coverage limits, rates, and any additional information
- 22 requested by the commissioner to the commissioner for approval.
- 23 (3) Provide a statement to the commissioner that describes
- 24 all of the following:
- 25 (a) The character, reputation, and financial standing of
- 26 the organizers of the business entity.
- 27 (b) The character, reputation, financial responsibility,
- 28 insurance experience, and business qualifications of all
- 29 officers, directors, and managing members of the business
- 30 entity.
- 31 (4) Provide any other information required by the
- 32 commissioner as established by rule.
- 33 b. If there is a subsequent material change in the
- 34 information provided to the commissioner under paragraph
- 35 "a", the captive company shall submit appropriate supporting

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- 1 documentation to the commissioner for approval. The captive
- 2 company shall not offer any additional lines of insurance until
- 3 on or after the date on which the commissioner approves the
- 4 supporting documentation. The captive company shall inform the
- 5 commissioner of any change in rates within thirty calendar days
- 6 of the captive company's adoption of a change in rate.
- 7 c. In addition to the information required under paragraphs
- 8 "a" and "b", each applicant captive company shall file with the
- 9 commissioner evidence of all of the following:
- 10 (1) The amount and liquidity of the captive company's assets
- 11 relative to the risks to be assumed by the captive company.
- 12 (2) The adequacy of the expertise, experience, and
- 13 character of the persons who will manage the captive company.
- 14 (3) The overall soundness of the captive company's plan of
- 15 operation.
- 16 (4) The adequacy of the loss prevention program of the
- 17 captive company's parent, members, or industrial insureds, as
- 18 applicable.
- 19 (5) Any other factors deemed relevant by the commissioner to
- 20 ascertain if the proposed captive company will be able to meet
- 21 the company's policy obligations.
- 22 d. In addition to the information required under paragraph
- 23 "a", each applicant that is a protected cell captive company
- 24 shall file with the commissioner all of the following:
- 25 (1) A business plan that demonstrates, at a level of detail
- 26 deemed sufficient by the commissioner, how the applicant will

27 account for the loss and expense experience of each protected
28 cell, and how the applicant will report the loss and expense
29 experience of each protected cell to the commissioner.

30 (2) A statement that acknowledges that all financial
31 records of the protected cell captive company, including
32 records pertaining to any protected cells, shall be made
33 available upon request for inspection or examination by the
34 commissioner or the commissioner's designated agent.

35 (3) A copy of each participant contract.

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1 (4) Evidence that expenses will be allocated to each
2 protected cell in a fair and equitable manner.

3 e. In addition to the requirements of paragraph "a", a
4 captive company formed as a reciprocal insurer shall file with
5 the commissioner a certified copy of the power of attorney of
6 the reciprocal insurer's attorney-in-fact, a certified copy of
7 the reciprocal insurer's subscribers' agreement, a statement
8 under oath of the reciprocal insurer's attorney-in-fact that
9 shows the reciprocal insurer's financial condition, and any
10 other statements or documents required by the commissioner as
11 established by rule.

12 f. All documents and information submitted pursuant to this
13 subsection shall be confidential and shall not be made public
14 without the advance written consent of the submitting company,
15 with the following exceptions:

16 (1) The documents and information shall be discoverable
17 by a party in a civil action or in a contested case to which
18 the captive company that submitted the information is a party
19 upon a showing by the party seeking to discover the information
20 that the information sought is relevant to, and necessary for,
21 the furtherance of the action or case; the information sought
22 is unavailable from other nonconfidential sources; and that a
23 subpoena issued by a judicial or an administrative officer has
24 been submitted to the commissioner.

25 (2) The commissioner may, in the commissioner's discretion,
26 disclose the documents and information to a public official
27 having jurisdiction over the regulation of insurance in another
28 state, or to a public official of the federal government,
29 provided that the public official agrees in writing to maintain
30 the confidentiality of the information, and that the laws of
31 the state in which the public official serves require that the
32 information remain confidential.

33 4. a. Each captive company, each individual series of
34 members of a limited liability company, and each protected
35 cell shall pay a nonrefundable fee to the commissioner of

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1 two hundred dollars for the examination, investigation, and
2 processing of its application for a certificate of authority.
3 The commissioner shall be authorized to retain legal,
4 financial, and examination services from outside experts as
5 necessary for review of the application, the reasonable cost of
6 which may be charged to the applicant.

7 **b.** Each captive insurance company, each individual series of
8 members of a limited liability company, and each protected cell
9 shall pay an initial registration fee, and an annual renewal
10 registration fee, of three hundred dollars.

11 **5.** If the commissioner is satisfied with the documents
12 and statements that an applicant captive company has filed in
13 compliance with this chapter, and the applicable provisions
14 of Title XIII, subtitle 1, the commissioner may grant a
15 certificate of authority to the captive company that permits
16 the company to do the business of insurance in this state. The
17 certificate of authority must be renewed annually and may be
18 renewed if the applicant is in compliance with this chapter.

19 Sec. 6. NEW SECTION. **521J.3 Captive companies — names.**

20 A captive company shall not adopt a name that is the same,
21 deceptively similar, or likely to be confused with or mistaken
22 for any other existing business name already registered in this
23 state.

24 Sec. 7. NEW SECTION. **521J.4 Minimum capital and surplus**
25 **requirements.**

26 **1.** The commissioner shall not issue a certificate of
27 authority to a captive company unless the captive company
28 possesses and maintains unimpaired paid-in capital and surplus
29 that meets the following requirements:

30 **a.** Is not less than two hundred fifty thousand dollars for
31 a pure captive company.

32 **b.** Is not less than five hundred thousand dollars for an
33 industrial insured captive company, including a captive risk
34 retention group.

35 **c.** Is an amount as determined by the commissioner after

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1 giving due consideration to the captive company's business
2 plan, feasibility study, and pro forma documents, including,
3 for a special purpose captive company, the nature of the risks
4 to be insured.

5 **d.** Is not less than five hundred thousand dollars for a
6 protected cell captive company. If, however, the protected
7 cell captive company does not assume any risks, the risks
8 insured by the protected cells are homogenous, and there are
9 not more than ten cells, the commissioner may reduce the amount
10 to an amount not less than two hundred fifty thousand dollars.

11 **e.** Is not less than the applicable amount of capital and
12 surplus required in paragraphs "a" through "d", as determined

13 based upon the organizational form of the alien captive
14 company, for a branch captive company. The minimum capital
15 and surplus shall be jointly held by the commissioner and the
16 branch captive company in a bank of the federal reserve system
17 as approved by the commissioner by rule.

18 *f.* Is not less than fifty percent of the capital required
19 for that type of captive company for a captive reinsurance
20 company.

21 2. The commissioner may require additional capital and
22 surplus for a captive company under subsection 1 based upon the
23 type, volume, and nature of the insurance business transacted
24 by the captive company.

25 3. The capital and surplus required under subsection 1 and
26 subsection 2, if applicable, shall be in the form of cash,
27 cash equivalent, or an irrevocable letter of credit on a form
28 as prescribed by the commissioner by rule and as issued by
29 a bank chartered by the state of Iowa, a member bank of the
30 federal reserve system, or a bank chartered by another state if
31 approved by the commissioner.

32 Sec. 8. NEW SECTION. **521J.5 Captive companies — formation.**

33 1. A captive company must be formed or organized as a
34 business entity as provided under this chapter.

35 2. An industrial insured captive company shall be formed or

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1 organized in one of the following ways:

2 *a.* Incorporated as a stock insurer with the stock insurer's
3 capital divided into shares and held by the stockholders.

4 *b.* Incorporated as a mutual insurer without capital stock.

5 *c.* Organized as a reciprocal insurer as permitted by the
6 commissioner by rule.

7 *d.* Organized as a manager-managed limited liability company.

8 3. A captive company incorporated or organized in this state
9 shall be incorporated or organized by at least one incorporator
10 or organizer who is a resident of the state.

11 4. The capital stock of a captive company incorporated as a
12 stock insurer may be authorized with no par value.

13 5. *a.* At least one member of the board of directors of a
14 captive company shall be a resident of this state. A captive
15 risk retention group shall have a minimum of five directors.

16 *b.* A captive company formed as a limited liability company
17 shall have at least one manager who is a resident of this
18 state. A captive risk retention group formed as a limited
19 liability company shall not be required to have a manager who
20 is a resident of this state; however, the limited liability
21 company shall maintain a board of directors of which at least
22 one board member shall be a resident of this state.

23 *c.* A reciprocal insurer shall have at least one member
24 of the subscribers' advisory committee who is a resident
25 of this state. A captive risk retention group formed as a
26 reciprocal insurer shall have a minimum of five members of

27 the subscribers' advisory committee who are residents of this
28 state.

29 6. *a.* A captive company formed as a corporation or another
30 business entity shall have the privileges of, and shall be
31 subject to, state laws governing corporations or other business
32 entities, and the applicable provisions of this chapter.

33 *b.* In the event of a conflict between a state law governing
34 corporations or other business entities and this chapter, this
35 chapter shall take precedence.

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1 7. *a.* A subscribers' agreement, or other organizational
2 document of a captive company formed as a reciprocal insurer,
3 shall authorize a quorum of a subscribers' advisory committee
4 to consist of at least one-third of the number of members on
5 the advisory committee.

6 *b.* In addition to this chapter, a captive risk retention
7 group shall be subject to chapter 515E. In the event of a
8 conflict between chapter 515E and this chapter, this chapter
9 shall take precedence.

10 8. Except as provided in section 521J.11, applicable
11 provisions of chapter 508B shall apply to a merger,
12 consolidation, conversion, mutualization, or voluntary
13 dissolution by a captive company.

14 9. *a.* An alien captive company must apply to the secretary
15 of state for a certificate of authority for the alien captive
16 company's branch captive company to transact business in this
17 state.

18 *b.* A branch captive company established under this chapter
19 to write, in this state, only insurance or reinsurance of the
20 employee benefit business of the branch captive company's
21 parent and affiliated companies shall be subject to the federal
22 Employee Retirement Income Security Act of 1974, 29 U.S.C.
23 §1001, et seq.

24 *c.* A branch captive company shall not conduct any insurance
25 business in this state unless the branch captive company
26 maintains the principal place of business for the company's
27 branch operations in this state.

28 Sec. 9. **NEW SECTION. 521J.6 Dividends.**

29 1. A captive company shall not pay a dividend out of, or
30 other distribution with respect to, the minimum capital or
31 surplus required under section 521J.4 without the prior written
32 approval of the commissioner.

33 2. The commissioner's approval of an ongoing plan for
34 the payment of dividends or other distributions shall be
35 conditioned upon retention, at the time of each payment, of

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1 capital and surplus in excess of the amounts specified by,
2 or determined in accordance with, a formula approved by the
3 commissioner by rule.

4 Sec. 10. NEW SECTION. **521J.7 Reports.**

5 1. A captive company shall be required to file an annual
6 report with the commissioner that meets the following
7 requirements:

8 a. Except as provided in paragraph "b", on or before April
9 1 of each year, each captive company and each captive risk
10 retention group shall submit to the commissioner a report on
11 the company's financial condition as of December 31 of the
12 preceding year, as verified by oath of two of the company's or
13 group's executive officers. The report shall be submitted in a
14 form and manner as prescribed by the commissioner by rule.

15 b. A captive company, other than a captive risk retention
16 group, may apply to the commissioner to file the report
17 required under paragraph "a" on a fiscal year-end basis. If
18 the commissioner approves reporting on a fiscal year-end basis,
19 the captive company shall comply with all of the following
20 requirements:

21 (1) Subject to subparagraph (2), the captive's company
22 report shall be filed no later than ninety calendar days after
23 the close of the company's fiscal year.

24 (2) Prior to April 1, the captive company shall file a
25 report covering the immediately preceding calendar year with
26 the commissioner to provide sufficient information to support
27 the captive company's premium tax return under section 432.1A.

28 c. Each captive company shall use generally accepted
29 accounting principles, unless the commissioner requires,
30 approves, or accepts the use of statutory accounting principles
31 or any other comprehensive accounting principles for the
32 company's report. The commissioner may require, approve, or
33 accept any appropriate or necessary modifications of statutory
34 accounting principles or other comprehensive accounting
35 principles based on the type of insurance and kinds of insurers

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1 that are included in a captive company's report. The report
2 may include letters of credit that are established, issued, or
3 confirmed by any of the following:

4 (1) A bank chartered in this state.

5 (2) A member of the federal reserve system.

6 (3) A bank chartered by another state, if approved by the
7 commissioner.

8 d. An actuarial opinion from a qualified actuary regarding
9 the adequacy of the company's required reserves to make full
10 provision for the company's liabilities, insured or reinsured,
11 shall be included in the report. The qualified actuary
12 shall submit a memorandum to the commissioner that details

13 the qualified actuary's support for the actuarial opinion.
14 The commissioner may require that additional information be
15 submitted to supplement the actuarial opinion.
16 *e.* All captive companies shall be audited annually by an
17 independent certified public accountant and shall annually file
18 the audited financial report with the commissioner on or before
19 June 1, as a supplement to the annual report required under
20 section 521J.7, subsection 1.
21 *f.* A captive company may request an extension to file a
22 report required by this section. A written request for an
23 extension must be received by the commissioner not less than
24 ten days before the filing due date, and the request must
25 contain sufficient details to enable the commissioner to make
26 an informed decision regarding the request. The commissioner
27 may grant a thirty-day extension upon a determination by the
28 commissioner that a captive company has good cause for the
29 extension.
30 *g.* A captive company may be required to file a report on
31 the captive company's financial condition on a semiannual,
32 quarterly, monthly, or other basis as determined by the
33 commissioner.
34 *h.* Captive companies shall file all reports required
35 under this section in the form and manner prescribed by the

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1 commissioner by rule.
2 2. All reports filed pursuant to this section shall be
3 considered confidential and shall not be a public record.
4 Sec. 11. **NEW SECTION. 521J.8 Examinations.**
5 1. *a.* Except for captive risk retention groups as provided
6 under paragraph "c", the commissioner may examine each captive
7 company's compliance with this chapter, and may examine the
8 affairs, transactions, accounts, records, and assets of each
9 captive company as the commissioner deems necessary.
10 *b.* The commissioner shall upon the completion of an
11 examination under paragraph "a", or at such regular intervals
12 prior to completion of an examination as the commissioner
13 determines, prepare an account of the costs incurred in
14 performing and preparing the report of the examination which
15 shall be charged to and paid by the captive company examined.
16 If the captive company fails or refuses to pay the charges, the
17 charges may be recovered in an action brought in the name of
18 the state.
19 *c.* The commissioner shall examine the affairs, transactions,
20 accounts, records, and assets of each captive risk retention
21 group as the commissioner deems necessary, but no less
22 frequently than every three calendar years. A report produced
23 pursuant to the examination of a captive risk retention group
24 under this section shall be a public record.
25 2. Except as provided in subsection 3, this section shall
26 apply to all business written by a captive company.

27 3. An examination of a branch captive company shall be
28 conducted only on the branch business and branch operations if
29 all of the following requirements are met:
30 a. The branch captive company annually provides the
31 commissioner a certificate of compliance, or equivalent, that
32 was issued by or filed with the licensing authority of the
33 jurisdiction in which the branch captive company is formed.
34 b. The branch captive company demonstrates to the
35 satisfaction of the commissioner that the company is operating

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1 in sound financial condition and in compliance with all
2 applicable law and regulations of the jurisdiction in which the
3 branch captive company is formed.
4 4. As a condition of authorization of a branch captive
5 company, the alien captive company shall grant authority to
6 the commissioner for examination of the affairs of the alien
7 captive company in the jurisdiction in which the alien captive
8 company is formed.
9 5. The applicable provisions of chapter 507 shall apply to
10 examinations conducted under this chapter.
11 Sec. 12. NEW SECTION. 521J.9 Suspension or revocation.
12 1. A captive company's certificate of authority to conduct
13 the business of insurance in this state may be suspended or
14 revoked by the commissioner for any of the following reasons:
15 a. Insolvency or impairment of capital or surplus.
16 b. Failure to meet and maintain the minimum capital and
17 surplus requirements under section 521J.4.
18 c. Refusal or failure to submit an annual report pursuant
19 to section 521J.7, or to submit any other report or statement
20 required by law or by lawful order of the commissioner.
21 d. Failure to comply with the captive company's own charter,
22 bylaws, or other organizational document.
23 e. Failure to submit to an examination as required under
24 section 521J.8.
25 f. Use of methods that render the captive company's
26 operation detrimental, or the company's condition unsound, with
27 respect to the company's policyholders or to the public.
28 g. Failure to pay tax on premiums as required under section
29 432.1A.
30 h. Failure to submit or pay any fee under this chapter.
31 i. Failure to submit to or pay the cost of any examination
32 under this chapter.
33 j. Failure to comply with the laws of this state.
34 2. a. If the commissioner finds upon examination, hearing,
35 or other review that a captive company has committed an

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1 act specified in subsection 1, the commissioner may suspend
2 or revoke the company's certificate of authority if the
3 commissioner deems it in the best interest of the public or of
4 the policyholders of the captive company.

5 *b.* If the commissioner does not revoke a captive company's
6 certificate of authority during a suspension imposed by the
7 commissioner under paragraph "a", the company's certificate of
8 authority may be reinstated if the commissioner finds that the
9 cause of the suspension has been rectified.

10 Sec. 13. NEW SECTION. **521J.10 Excess workers' compensation**
11 **insurance.**

12 1. A captive company may provide excess workers'
13 compensation insurance to the captive company's parent and
14 affiliated companies unless the laws of the state that has
15 jurisdiction over the transaction prohibits the captive company
16 from providing excess workers' compensation insurance.

17 2. A captive company may reinsure workers' compensation of
18 a qualified self-insured plan of the captive company's parent
19 and affiliated companies.

20 Sec. 14. NEW SECTION. **521J.11 Captive mergers.**

21 1. A merger between captive stock insurers, or a merger
22 between captive mutual insurers, shall meet the requirements
23 of chapter 521 and section 521J.5, as applicable. The
24 commissioner may, at the commissioner's discretion, provide
25 notice to the public of a proposed merger prior to the
26 commissioner's approval or disapproval of a merger.

27 2. An industrial insured group formed as a stock insurer
28 or as a mutual insurer may be converted to or merged with a
29 reciprocal insurer under this section.

30 3. A plan for conversion or merger shall meet all of the
31 following requirements:

32 *a.* (1) The plan shall be fair and equitable to the
33 shareholders in the case of a stock insurer, or to the
34 policyholders in the case of a mutual insurer.

35 (2) The plan shall provide for the purchase of the shares

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1 of any nonconsenting shareholder of a stock insurer, or of the
2 policyholder interests of any nonconsenting policyholder of a
3 mutual insurer.

4 *b.* A plan for conversion to a reciprocal insurer must be
5 approved by the commissioner. The commissioner shall not
6 approve a plan unless the plan meets all of the following
7 requirements:

8 (1) The plan provides for a hearing upon notice to the
9 insurer, directors, officers, and stockholders or policyholders
10 who have the right to appear at the hearing, unless the
11 commissioner waives or modifies the requirements for the
12 hearing.

13 (2) (a) In the case of a stock insurer, the plan provides
14 for the conversion of the existing stockholder interests into
15 subscriber interests in the resulting reciprocal insurer
16 proportionate to the existing stockholder interests, and is
17 approved by a majority of the shareholders who are entitled to
18 vote, and who are represented at a regular or special meeting
19 at which a quorum is present either in person or by proxy.
20 (b) In the case of a mutual insurer, the plan provides
21 for the conversion of the existing policyholder interests
22 into subscriber interests in the resulting reciprocal insurer
23 proportionate to the existing policyholder interests, and
24 is approved by a majority of the voting interests of the
25 policyholders who are represented at a regular or special
26 meeting at which a quorum is present either in person or by
27 proxy.
28 (3) The plan meets the applicable requirements of section
29 521J.5.
30 c. If the commissioner approves a plan of conversion, the
31 certificate of authority for the converting insurer shall be
32 amended to state that the converting insurer is a reciprocal
33 insurer. The conversion shall be effective and the corporate
34 existence of the converting entity shall cease to exist on the
35 date on which the amended certificate of authority is issued to

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1 the attorney-in-fact for the reciprocal insurer. The resulting
2 reciprocal insurer shall file the articles of merger or the
3 articles of conversion with the secretary of state.
4 Sec. 15. **NEW SECTION. 521J.12 Captive insurance —**
5 **regulatory and supervision fund — appropriation.**
6 1. A captive insurance regulatory and supervision fund is
7 established in the state treasury under the control of the
8 division. The fund shall consist of all moneys deposited
9 in the fund pursuant to this section and any other moneys
10 appropriated to or deposited in the fund.
11 2. All fees, assessments, fines, and administrative
12 penalties collected under this chapter shall be deposited in
13 the fund.
14 3. Moneys in the fund are appropriated to the division to
15 administer this chapter, including the maintenance of staff,
16 associated expenses, and necessary contractual services, and
17 for the reimbursement of reasonable expenses incurred by the
18 division to promote captive insurance in this state.
19 4. a. Notwithstanding section 8.33, moneys in the fund
20 that remain unencumbered or unobligated at the close of a
21 fiscal year shall not revert but shall remain available for
22 expenditure for the purposes designated.
23 b. At the close of each fiscal year, if unencumbered
24 or unobligated moneys remaining in the captive insurance
25 regulatory and supervision fund exceed five hundred thousand
26 dollars, moneys in excess of that amount shall be transferred

27 from the captive insurance regulatory and supervision fund to
28 the general fund of the state.

29 5. The division may temporarily use moneys from the general
30 fund of the state to pay expenses in excess of moneys available
31 in the captive insurance regulatory and supervision fund for
32 the purposes designated in this section if those additional
33 expenditures are fully reimbursable and the division reimburses
34 the general fund of the state in full by the close of the fiscal
35 year. Because any general fund moneys used shall be fully

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1 reimbursed, such temporary use of moneys from the general fund
2 of the state shall not constitute an appropriation for purposes
3 of calculating the state general fund expenditure limitation
4 pursuant to section 8.54.

5 Sec. 16. NEW SECTION. 521J.13 Legal investments.

6 1. *a.* Industrial insured captive companies and captive risk
7 retention groups shall comply with investment requirements as
8 established by the commissioner by rule. The commissioner may
9 approve the use of alternative reliable methods of valuation
10 and rating.

11 *b.* If a captive company's admitted assets total less
12 than five million dollars, the commissioner may approve an
13 investment of up to twenty percent of the captive company's
14 admitted assets in rated credit instruments in any one
15 investment that meets the requirements established by the
16 commissioner by rule.

17 2. A pure captive company, or a protected cell captive
18 company, shall not be subject to any restrictions on allowable
19 investments, except that the commissioner may prohibit or limit
20 any investment that threatens the solvency or liquidity of the
21 pure captive company.

22 3. Any captive company may make loans to any of the captive
23 company's affiliates with prior written approval of the
24 commissioner, and each loan must be evidenced by a note in a
25 form as approved by the commissioner by rule. Loans made from
26 minimum capital and surplus funds required by section 521J.4
27 shall be prohibited.

28 Sec. 17. NEW SECTION. 521J.14 Reinsurance.

29 1. Subject to the prior approval of the commissioner, a
30 captive company may provide reinsurance on risks ceded by any
31 other insurer.

32 2. Any captive company may take credit for reserves on
33 risks, or portions of risks, ceded to reinsurers as provided
34 under chapter 521B. In order to cede or take credit for the
35 reinsurance of risks or portions of risks ceded to reinsurers

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1 that do not comply with chapter 521B, a captive company shall
2 obtain the prior approval of the commissioner.

3 3. Insurance by a captive company of any workers'
4 compensation qualified self-insured plan of the captive
5 company's parent and affiliates shall be deemed to be
6 reinsurance under this chapter.

7 4. In addition to reinsurers authorized under chapter 521B,
8 a captive company may take credit for the reinsurance of risks
9 or portions of risk ceded to a pool or exchange acting as a
10 reinsurer which has been authorized by the commissioner. The
11 commissioner may require documents, financial information, or
12 other evidence that such a reinsurance pool or exchange will be
13 able to provide adequate security for the reinsurance pool's or
14 exchange's financial obligations. The commissioner may deny
15 authorization or impose any limitations on the activities of
16 a reinsurance pool or exchange that, in the commissioner's
17 judgment, are necessary and proper to provide adequate security
18 for the ceding captive company and for the protection and
19 benefit of the public.

20 5. No credit shall be allowed for reinsurance if the
21 reinsurance contract does not result in the complete transfer
22 of the risk or liability to the reinsurer.

23 6. No credit shall be allowed, as an asset or a deduction
24 from liability, to any ceding insurer for reinsurance unless
25 the reinsurance is payable by the assuming insurer on the basis
26 of the liability of the ceding insurer under the contract
27 reinsured without diminution because of the insolvency of the
28 ceding insurer.

29 7. Reinsurance under this section shall be effected
30 through a written agreement of reinsurance setting forth the
31 terms, provisions, and conditions governing the reinsurance.
32 The commissioner may require that complete copies of all
33 reinsurance agreements be filed with and approved by the
34 commissioner.

35 Sec. 18. NEW SECTION. **521J.15 Rating organizations.**

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1 A captive company shall not be required to join a rating
2 organization.

3 Sec. 19. NEW SECTION. **521J.16 Compulsory organizations.**

4 A captive company shall not join or contribute financially
5 to any plan, pool, association, or guaranty or insolvency
6 fund in this state. A captive company, a captive company's
7 insureds, a captive company's parent, and any company
8 affiliated with a captive company shall not receive any benefit
9 from a plan, pool, association, or guaranty or insolvency
10 fund for claims arising out of the operations of the captive
11 company.

12 Sec. 20. NEW SECTION. **521J.17 Protected cell captive**

13 **companies.**

14 1. One or more sponsors may form a protected cell captive
15 company.

16 2. A protected cell captive company formed or authorized
17 under this chapter shall be subject to all of the following
18 requirements:

19 a. (1) A protected cell captive company may establish one
20 or more protected cells subject to the prior written approval
21 of the commissioner of a plan of operation submitted by the
22 protected cell captive company for each protected cell. The
23 plan of operation shall include but is not limited to the
24 specific business objectives and investment guidelines of the
25 protected cell.

26 (2) Upon the commissioner's approval of the protected cell
27 captive company's plan of operation, the company, in accordance
28 with the approved plan of operation, may attribute insurance
29 obligations with respect to its insurance business to the
30 protected cell.

31 (3) A protected cell captive company shall transfer
32 all assets attributable to a protected cell to one or more
33 separately established and separately identified protected cell
34 accounts bearing the name or designation of that protected
35 cell. Each protected cell shall have a distinct name or

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1 designation that must include the words "protected cell".
2 Protected cell assets shall be held in the protected cell
3 accounts for the purpose of satisfying the obligations of the
4 specific protected cell.

5 (4) Each protected cell shall be incorporated. An
6 incorporated protected cell may be organized and operated
7 in any form of business organization as authorized by the
8 commissioner by rule. Each protected cell of a protected cell
9 captive company shall be treated as a captive insurance company
10 under this chapter, except that the limit on maximum yearly
11 aggregate taxes paid under section 432.1A, subsection 4, shall
12 not apply. Unless otherwise permitted by the organizational
13 document of a protected cell captive company, each protected
14 cell of the protected cell captive company must have the same
15 directors, secretary, and registered office as the protected
16 cell captive company.

17 b. All attributions of assets and liabilities between a
18 protected cell and the protected cell captive company's general
19 account shall be in accordance with the plan of operation and
20 the participant contracts as approved by the commissioner. No
21 other attribution of assets and liabilities shall be made by
22 a protected cell captive company between the protected cell
23 captive company's general account and the company's protected
24 cells. Any attribution of assets and liabilities between the
25 general account and a protected cell shall be in cash or in
26 readily marketable securities with established market values.

27 c. The establishment of a protected cell shall create, with
28 respect to the protected cell, a legal person separate from
29 the protected cell captive company. Amounts attributed to a
30 protected cell under this chapter, including assets transferred
31 to a protected cell account, shall be owned by the protected
32 cell and the protected cell captive company shall not be a
33 trustee, or hold itself out to be a trustee, with respect to
34 the protected cell assets of that protected cell account.
35 d. A protected cell captive company may contract with

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1 or arrange for an investment adviser or other third party,
2 approved by the commissioner, to manage the protected cell
3 assets of a protected cell if all remuneration, expenses,
4 and other compensation of the third party are paid from the
5 protected cell assets of that protected cell, and not from the
6 protected cell assets of other protected cells or the assets of
7 the protected cell captive company's general account.
8 e. (1) A protected cell captive company shall establish the
9 administrative and accounting procedures necessary to properly
10 identify each protected cell of the protected cell captive
11 company, and the protected cell assets and protected cell
12 liabilities attributable to each protected cell. The directors
13 of a protected cell captive company shall be responsible for
14 all of the following:
15 (a) Maintaining the assets and liabilities of protected
16 cells separately, and separately identifiable, from the assets
17 and liabilities of the protected cell captive company's general
18 account.
19 (b) Maintaining protected cell assets and protected cell
20 liabilities attributable to one protected cell separate,
21 and separately identifiable, from protected cell assets and
22 protected cell liabilities attributable to another protected
23 cell.
24 (2) If a protected cell captive company fails to comply with
25 subparagraph (1), the remedy of tracing shall be applicable to
26 protected cell assets commingled with protected cell assets of
27 other protected cells, or commingled with the assets of the
28 protected cell captive company's general account. The remedy
29 of tracing shall not be the exclusive remedy.
30 f. When establishing a protected cell, a protected cell
31 captive company shall attribute assets with a value at least
32 equal to the reserves attributed to that protected cell to the
33 protected cell.
34 3. Each protected cell shall be accounted for separately
35 on the books and records of the protected cell captive company

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1 to reflect the financial condition and result of operations of
2 the protected cell, including but not limited to the net income
3 or loss, dividends or other distributions to participants, and
4 any other factor provided in the participant contract, or as
5 required by the commissioner by rule.

6 4. The assets of a protected cell shall not be chargeable
7 with liabilities arising from any other insurance business of
8 the protected cell captive company.

9 5. A protected cell captive company shall not make a
10 sale, exchange, or other transfer of assets among any of
11 the company's protected cells without the consent of the
12 participants of each affected protected cell.

13 6. A protected cell shall not make a sale, exchange,
14 transfer of assets, dividend, or distribution to a sponsor
15 or to a participant without the commissioner's prior written
16 approval, which shall not be given if the sale, exchange,
17 transfer, dividend, or distribution will result in the
18 insolvency or impairment of the protected cell.

19 7. A protected cell captive company shall annually file
20 with the commissioner any financial reports required by the
21 commissioner, as established by rule, and shall include,
22 without limitation, accounting statements detailing the
23 finances of each protected cell.

24 8. A protected cell captive company shall notify the
25 commissioner in writing within ten business days from the date
26 that a protected cell has become impaired or insolvent, or is
27 otherwise unable to meet its claim or expense obligations.

28 9. A participant contract shall not take effect without the
29 commissioner's prior written approval.

30 10. An addition of any new protected cell, or the withdrawal
31 of any participant of an existing protected cell, shall
32 constitute a change in the business plan of the protected cell
33 captive company, and the change shall not become effective
34 without the prior written approval of the commissioner.

35 11. With respect to each protected cell, business written

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1 by a protected cell captive company shall be fronted by an
2 insurance company authorized under the laws of any state, or as
3 approved by the commissioner.

4 12. If a protected cell captive company's business is
5 reinsured, with respect to each protected cell, the protected
6 cell captive company shall comply with at least one of the
7 following requirements:

8 a. The business shall be reinsured by a reinsurer authorized
9 or approved by the commissioner.

10 b. The business shall be secured by a trust fund that is
11 located in the United States for the benefit of policyholders
12 and claimants, and which is funded by an irrevocable letter of

13 credit or other asset that is acceptable to the commissioner,
14 and that is subject to all of the following:

15 (1) The amount of security provided by the trust fund shall
16 not be less than the reserves associated with the liabilities
17 that are not fronted or reinsured, including but not limited
18 to reserves for losses that are allocated for loss adjustment
19 expenses, incurred but not reported losses, and unearned
20 premiums for business written through the participant's
21 protected cell.

22 (2) The commissioner may require the protected cell captive
23 company to increase the funding of any trust.

24 (3) If the form of security in the trust is a letter of
25 credit, the letter of credit shall be established, issued, or
26 confirmed by a bank chartered in this state, a member of the
27 federal reserve system, or a bank chartered by another state if
28 the bank is approved by the commissioner.

29 (4) The commissioner shall approve the form and terms of the
30 trust and trust instrument.

31 Sec. 21. **NEW SECTION.** **521J.18 Sponsors — qualifications.**

32 A sponsor of a protected cell captive company may be
33 any person approved by the commissioner, based on the
34 commissioner's determination that the approval of such person
35 as a sponsor is consistent with the purposes of this chapter.

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1 In evaluating the qualifications of a proposed sponsor, the
2 commissioner shall consider the type and structure of the
3 proposed sponsor entity, the sponsor's experience in financial
4 operations, the sponsor's financial stability, the sponsor's
5 business reputation, and any other factors deemed relevant
6 by the commissioner. A risk retention group shall not be a
7 sponsor of a protected cell captive company.

8 Sec. 22. **NEW SECTION.** **521J.19 Delinquency.**

9 1. Except as otherwise provided in this section, chapter
10 507C shall apply to a protected cell captive company.

11 2. Upon any order of supervision, rehabilitation, or
12 liquidation of a protected cell captive company, the receiver
13 shall manage the assets and liabilities of the protected cell
14 captive company pursuant to this section.

15 3. Notwithstanding chapter 507C or any other provision to
16 law to the contrary, in the conservation, rehabilitation, or
17 liquidation of a protected cell captive company, all of the
18 following requirements shall be met:

19 a. The assets and liabilities of a protected cell shall at
20 all times be kept separate from, and shall not be commingled
21 with, those of other protected cells and the protected cell
22 captive company.

23 b. The assets of a protected cell shall not be used to
24 pay any expenses or claims other than the expenses or claims
25 attributable to the protected cell.

26 c. If the sponsor consents and the commissioner has

27 granted prior written approval, the assets of the protected
28 cell captive company's general account may be used to pay any
29 expenses or claims attributable solely to a protected cell
30 or protected cells of the protected cell captive company.
31 Notwithstanding section 521J.4, if the assets of the protected
32 cell captive company's general account are used to pay expenses
33 or claims attributed solely to a protected cell or protected
34 cells of the protected cell captive company, the sponsor shall
35 not be required to contribute additional capital and surplus to

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1 the protected cell captive company's general account.
2 *d.* A protected cell captive company's capital and surplus
3 shall be available at all times to pay any expenses of, or
4 claims against, the protected cell captive company.
5 4. Notwithstanding chapter 507C or any other provision
6 of law to the contrary, in the event of an insolvency of
7 a protected cell captive company where the commissioner
8 determines that one or more protected cells remain solvent, the
9 commissioner may separate such cells from the protected cell
10 captive company and, on application of the sponsor, may allow
11 for the conversion of such protected cells into one or more
12 new or existing protected cell captive companies, or one or
13 more other captive companies, pursuant to a plan of operation
14 approved by the commissioner.

15 **Sec. 23. NEW SECTION. 521J.20 Participants.**

16 Individuals, business entities, and sponsors may be a
17 participant in a protected cell captive company. A participant
18 shall not be required to be a shareholder of a protected cell
19 captive company, or of the protected cell captive company's
20 affiliate.

21 **Sec. 24. NEW SECTION. 521J.21 Investments — combined**
22 **assets.**

23 The assets of two or more protected cells may be combined
24 for the purpose of investment by a protected cell captive
25 company, and combining the protected cells' assets shall not
26 be construed as defeating the segregation of the assets for
27 accounting or any other purpose. Protected cell captive
28 companies and protected cells shall comply with the applicable
29 investment requirements contained in section 521J.13; however,
30 compliance with such investment requirements shall be waived
31 for protected cell captive companies to the extent that credit
32 for reinsurance ceded to reinsurers is allowed under section
33 521J.14, or to the extent that waiver of compliance with the
34 investment requirements is deemed reasonable and appropriate by
35 the commissioner. The commissioner may exercise discretion in

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1 approving the accounting standards used by the company.
2 Sec. 25. NEW SECTION. 521J.22 Dormant captive companies.
3 1. As used in this section, "*dormant captive company*" means
4 a captive company, other than a captive risk retention group,
5 that meets all of the following:
6 a. The captive company has ceased transacting the business
7 of insurance, including the issuance of insurance policies.
8 b. The captive company does not have any remaining
9 liabilities associated with its insurance business transactions
10 or insurance policies issued prior to the captive company's
11 filing of an application for a certificate of dormancy under
12 subsection 2.
13 2. Any captive company that is domiciled in this state and
14 that complies with this section may apply to the commissioner
15 for a certificate of dormancy. A certificate of dormancy shall
16 be subject to expiration five calendar years from the date that
17 the certificate is issued, and the commissioner shall not renew
18 a certificate of dormancy.
19 3. a. A captive company that has been issued a certificate
20 of dormancy shall comply with all of the following:
21 (1) The dormant captive company shall possess and maintain
22 unimpaired, paid-in capital and surplus of not less than
23 twenty-five thousand dollars.
24 (2) Within ninety calendar days of the dormant captive
25 company's fiscal year end, the company shall annually submit to
26 the commissioner a report on the company's financial condition,
27 verified by oath of two of the company's executive officers, in
28 the form and manner as established by the commissioner by rule.
29 (3) The dormant captive company shall pay an annual one
30 thousand dollar dormancy tax, due on or before March 1, if
31 for any portion of the immediately preceding calendar year
32 the captive company held a certificate of dormancy. Each
33 series of members and each protected cell shall be considered
34 separate for purposes of paying the annual dormancy tax under
35 a certificate of dormancy. A dormant captive company is not

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1 otherwise liable for any annual renewal as provided in section
2 521J.2, subsection 4, paragraph "b".
3 b. A dormant captive insurance company that has been issued
4 a certificate of dormancy shall not be subject to or liable
5 for the payment of tax under section 432.1A from the date
6 the certificate of dormancy is issued through the date the
7 certificate of dormancy expires.
8 4. A dormant captive company shall be subject to examination
9 under section 521J.9 for any year in which the company does not
10 qualify as a dormant captive company. In the commissioner's
11 discretion, a dormant captive company shall be subject to
12 examination under section 521J.9 for any year in which the

13 dormant captive company qualifies as a dormant captive company.

14 5. Prior to a dormant captive company issuing an
15 insurance policy, the dormant captive company shall apply
16 to the commissioner for approval to surrender the company's
17 certificate of dormancy and to resume conducting the business
18 of insurance.

19 6. A dormant captive company's certificate of dormancy
20 shall be revoked if the company violates this section.

21 Sec. 26. NEW SECTION. 521J.23 Workers' compensation —
22 **compliance with state and federal laws.**

23 1. This chapter shall not be construed to exempt a captive
24 company, a captive company's parent, or a captive company's
25 affiliated companies from compliance with applicable state and
26 federal laws governing workers' compensation insurance.

27 2. This chapter shall not be construed to divest the
28 division of workers' compensation of any jurisdiction, as
29 authorized by law, over workers' compensation self-insurance
30 plans.

31 Sec. 27. NEW SECTION. 521J.24 Books and records.

32 1. *a.* Unless otherwise approved by the commissioner, a
33 captive company shall maintain the captive company's original
34 books, records, documents, accounts, vouchers, and agreements
35 in this state and make them available for examination

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1 and inspection by the commissioner as requested by the
2 commissioner. The captive company may store and reproduce the
3 books, records, documents, accounts, vouchers, and agreements
4 electronically.

5 *b.* All books, records, documents, accounts, vouchers, and
6 agreements shall be kept in a manner that the commissioner can
7 readily ascertain the captive company's financial condition,
8 affairs, and operations; can readily verify the captive
9 company's financial statements; and can confirm the captive
10 company's compliance with this chapter.

11 2. Unless otherwise approved by the commissioner, all
12 books, records, documents, accounts, vouchers, and agreements
13 maintained by a captive company under subsection 1 shall
14 remain available in the state until the commissioner approves
15 destruction or other disposition of the books, records,
16 documents, accounts, vouchers, and agreements.

17 Sec. 28. NEW SECTION. 521J.26 Risk management of controlled
18 **unaffiliated business — standards.**

19 The commissioner may adopt rules establishing standards to
20 ensure that a parent or affiliated company is able to exercise
21 control of the risk management function of any controlled
22 unaffiliated business to be insured by a captive company. If
23 rules are not adopted to establish standards pursuant to this
24 section, the commissioner may approve the coverage of such
25 risks on a case-by-case basis.

26 Sec. 29. NEW SECTION. 521J.27 Rules.

27 The commissioner shall adopt rules pursuant to chapter 17A
28 to implement and administer this chapter.
29 Sec. 30. FUTURE REPEAL. Chapter 521G, Code 2023, is
30 repealed effective January 1, 2025.
31 Sec. 31. APPLICABILITY. The following applies January 1,
32 2025, to protected cell captive companies formed, authorized,
33 or continued on or after that date:
34 The section of this Act enacting section 521J.17.>

S-3128

1 Amend Senate File 504 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 321.50, subsection 5, paragraph a, Code
5 2023, is amended to read as follows:
6 a. ~~When~~ Except as provided in section 321.48, subsection
7 1, paragraph "b", when a security interest is discharged, the
8 holder shall note a cancellation of the security interest
9 on the face of the certificate of title over the holder's
10 signature or may note the cancellation of the security interest
11 on a separate, notarized release form or letter. The holder
12 shall deliver the certificate of title and the form or letter,
13 if applicable, to the county treasurer where the title was
14 issued. In the case of a security interest that has been
15 delivered by electronic means, the holder shall notify the
16 department or the county treasurer, in a manner prescribed
17 by the department, of the release of the security interest.
18 The county treasurer shall immediately note the cancellation
19 of the security interest on the face of the certificate of
20 title, if applicable, and in the county records system. The
21 county treasurer shall on the same day deliver the certificate
22 of title, if applicable, and the separate, notarized release
23 form or letter, if applicable, to the then first secured party
24 or, if there is no such person, to the person as directed by
25 the owner, in writing, on a form prescribed by the department
26 or, if there is no person designated, then to the owner. The
27 cancellation of the security interest shall be noted on the
28 certificate of title by the county treasurer without charge.
29 The holder of a security interest discharged by payment who
30 fails to release the security interest within fifteen days
31 after being requested in writing to do so shall forfeit to the
32 person making the payment the sum of twenty-five dollars.
33 Sec. 2. Section 321.50, Code 2023, is amended by adding the
34 following new subsection:
35 NEW SUBSECTION. 5A. Notwithstanding subsection 5, when

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1 an application for registration and issuance of a certificate
2 of title is made by the means described in section 321.20,
3 subsection 2, and the application includes a certificate of
4 title upon which a security interest has been discharged by the
5 secured party and the cancellation of the security interest is
6 noted by the secured party on the certificate of title above
7 the secured party's signature, the county treasurer shall
8 not require any other notation of the cancellation of the
9 security interest on the face of the certificate of title, and,
10 if applicable, the county treasurer shall notify the county
11 treasurer of the county where the certificate of title was
12 issued that the security interest has been released as of the
13 specified date and shall update such release on the applicable
14 program or computer system. A dealer licensed under chapter
15 322 or chapter 322C is authorized to sell such a vehicle
16 pursuant to section 321.48, subsection 1, paragraph "b".
17 Sec. 3. Section 322.2, Code 2023, is amended by adding the
18 following new subsection:

19 NEW SUBSECTION. 20A. "*Remote sale*" means a sale of a
20 motor vehicle conducted via mail, either electronically or
21 by courier, including any offering, bartering, negotiating,
22 exchanging, and other communication regarding the sale of the
23 vehicle. "*Remote sale*" includes the delivery of the vehicle to
24 the residence of the buyer or another agreed-to location, if
25 requested by the buyer.

26 Sec. 4. Section 322.3, subsection 11, Code 2023, is amended
27 to read as follows:

28 11. A person who is engaged in the business of selling motor
29 vehicles at retail shall not sell, offer for sale, display,
30 represent, or advertise that the person intends to sell motor
31 vehicles from a location other than the person's place of
32 business, except as provided in subsection 11A or section
33 322.5.

34 Sec. 5. Section 322.3, Code 2023, is amended by adding the
35 following new subsection:

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1 NEW SUBSECTION. 11A. A retail seller licensed under this
2 chapter may engage in remote sales of motor vehicles located
3 at a place of business of the retail seller, as listed on the
4 license, under all of the following conditions:

5 a. The dealer shall possess, at the time of the sale, the
6 certificate of title to any motor vehicle offered for remote
7 sale.

8 b. The dealer may transmit a proposed purchase agreement
9 from the dealer to the prospective buyer if such agreement is
10 the result of negotiation between the parties. The dealer
11 shall not negotiate and shall not deliver a proposed purchase
12 agreement to a buyer in person at a location other than the

13 dealer's place of business.
14 c. The dealer shall not sign a proposed purchase agreement
15 until the dealer receives an executed purchase agreement from
16 the buyer. A signed purchase agreement must be delivered to
17 the dealer's place of business.
18 d. The dealer shall not deliver a motor vehicle to a buyer
19 away from the dealer's place of business until the buyer's
20 purchase of the motor vehicle is completed.
21 e. Remote sales are subject to chapter 554D.>
22 2. Title page, by striking lines 1 through 3 and inserting
23 <An Act relating to licensed vehicle dealers, including
24 vehicles for resale subject to a security interest and remote
25 sales of motor vehicles.>

MIKE BOUSSELOT

S-3129

1 Amend Senate File 508 as follows:
2 1. Page 2, by striking lines 8 through 12 and inserting:
3 <NEW PARAGRAPH. i. For purposes of this subsection, a
4 person causes the death or serious injury of another person
5 when the controlled substance contributes to the other person's
6 death or serious injury.>
7 2. Page 6, line 30, by striking <paragraph> and inserting
8 <paragraphs>
9 3. Page 6, before line 31 by inserting:
10 <NEW PARAGRAPH. 0a. "Community-based organization" means
11 a public or private organization that provides health or
12 human services to meet the needs of a community including but
13 not limited to a nonprofit organization, a social service
14 provider, or an organization providing substance abuse disorder
15 prevention, treatment, recovery, or harm reduction services.>
16 4. Page 7, before line 1 by inserting:
17 <Sec. _____. Section 135.190, subsection 1, paragraph d, Code
18 2023, is amended to read as follows:
19 d. "Person in a position to assist" means a family member,
20 friend, caregiver, community-based organization, health care
21 provider, employee of a substance abuse treatment facility,
22 school employee, first responder as defined in section 147A.1,
23 or other person who may be in a place to render aid to a person
24 at risk of experiencing an opioid-related overdose.>
25 5. Page 7, after line 25 by inserting:
26 <Sec. _____. Section 135.190, Code 2023, is amended by adding
27 the following new subsections:
28 NEW SUBSECTION. 3A. Notwithstanding any other provision
29 of law to the contrary, the chief medical officer of the
30 department may issue a standing order that does not identify
31 individual patients at the time it is issued for the purpose

32 of dispensing opioid antagonists to a person in a position to
 33 assist.
 34 NEW SUBSECTION. 3B. A person in a position to assist may
 35 distribute an opioid antagonist to any individual pursuant to

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1 this section.>
 2 6. By renumbering, redesignating, and correcting internal
 3 references as necessary.

JEFF REICHMAN

S-3130

1 Amend House File 474, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 3, after line 8 by inserting:
 4 <Sec. ____ NEW SECTION. **233.1A Required training and**
 5 **certification in cardiopulmonary resuscitation and first aid —**
 6 **adoption service provider employees.**
 7 An adoption service provider shall require and verify that
 8 all employees of the adoption service provider responding to
 9 the relinquishment of physical custody of a newborn infant
 10 in accordance with section 233.2 are trained and maintain
 11 certification in cardiopulmonary resuscitation and first aid
 12 for infants and adults.>
 13 2. Page 8, line 1, by striking <or first responder> and
 14 inserting <the adoption service provider, or the first
 15 responder>
 16 3. By renumbering as necessary.

DAVID D. ROWLEY

S-3131

1 Amend House File 158, as passed by the House, as follows:
 2 1. Page 1, line 3, by striking <division> and inserting
 3 <department>
 4 2. Page 1, line 8, by striking <division> and inserting
 5 <department>

CHRIS COURNOYER

S-3132

1 Amend Senate File 358 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 481A.87, Code 2023, is amended to read
 5 as follows:
 6 **481A.87 Open seasons.**

7 1. Except as otherwise provided, a person shall not take,
 8 capture, kill, or have in possession a fur-bearing animal or
 9 any of its parts at any time except during the open season as
 10 set by the commission ~~except where.~~

11 2. A person may shoot, trap, or ensnare a fur-bearing
 12 animal when the killing, trapping, or ensnaring is for the
 13 protection of a person or public or private property with the
 14 prior permission of a duly appointed representative of the
 15 commission. If prior permission is impractical or impossible
 16 to obtain and the fur-bearing animal represents a threat to a
 17 person, domestic animal, or private property, the fur-bearing
 18 animal may be taken without prior permission.

19 3. Prior permission is not required for an owner or tenant
 20 of agricultural property or an associated residence located
 21 outside the corporate limits of a city to take, capture using a
 22 cage trap or dog-proof trap, shoot, or temporarily possess, for
 23 the purpose of destroying or disposing of, a raccoon, opossum,
 24 or skunk on the property if the owner or tenant in good faith
 25 deems the animal to be a nuisance. This subsection does not
 26 apply to animals listed pursuant to the federal Endangered
 27 Species Act or listed as endangered by the commission pursuant
 28 to section 481B.3.

29 4. All fur-bearing animals and all parts thereof taken as
 30 provided in ~~this section~~ subsection 2 or 3 shall be disposed
 31 of on the site or shall be relinquished to a representative of
 32 the commission.>

TOM SHIPLEY

S-3133

1 Amend Senate File 230 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 321.215, subsection 1, paragraph b,
 4 Code 2023, is amended to read as follows:

5 *b.* However, a temporary restricted license shall not be
 6 issued to a person whose license is revoked pursuant to a court
 7 order issued under section 321.209, subsections 1 through 5 ~~or~~
 8 ~~subsection 7;~~ to a juvenile whose license has been suspended
 9 or revoked pursuant to a dispositional order under section
 10 232.52, subsection 2, paragraph “a”, for a violation of chapter
 11 124 or 453B or section 126.3; to a juvenile whose license has
 12 been suspended under section 321.213B; or to a person whose
 13 license has been suspended pursuant to a court order under
 14 section 714.7D. A temporary restricted license may be issued
 15 to a person whose license is revoked under section 321.209,
 16 subsection 6, only if the person has no previous drag racing
 17 convictions. A person holding a temporary restricted license
 18 issued by the department under this section shall not operate
 19 a motor vehicle for pleasure.

20 Sec. 2. Section 321.215, subsection 2, unnumbered paragraph
 21 1, Code 2023, is amended to read as follows:

22 Upon conviction and the suspension or revocation of a
 23 person's noncommercial driver's license under section 321.209,
 24 subsection 5, ~~or 6, or 7,~~ or section 321.210, 321.210A, or
 25 321.513; or upon the denial of issuance of a noncommercial
 26 driver's license under section 321.560, based solely on
 27 offenses enumerated in section 321.555, subsection 1, paragraph
 28 "c", or section 321.555, subsection 2; or upon suspension
 29 or revocation of a juvenile's driver's license pursuant
 30 to a dispositional order under section 232.52, subsection
 31 2, paragraph "a", for a violation of chapter 124 or 453B,
 32 or section 126.3; or upon suspension of a driver's license
 33 pursuant to a court order under section 714.7D, the person may
 34 apply to the department for a temporary restricted license to
 35 operate a motor vehicle for the limited purpose or purposes

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- 1 specified in subsection 1. The application may be granted only
- 2 if all of the following criteria are satisfied:>
- 3 2. Title page, by striking lines 1 and 2 and inserting
- 4 <An Act relating to eluding or attempting to elude a pursuing
- 5 law enforcement vehicle, providing for temporary restricted
- 6 licenses, and providing penalties.>
- 7 3. By renumbering as necessary.

JULIAN B. GARRETT

S-3134

- 1 Amend House File 358, as passed by the House, as follows:
- 2 1. Page 2, after line 28 by inserting:
- 3 <Sec. ____ Section 804.7, Code 2023, is amended to read as
- 4 follows:
- 5 **804.7 Arrests by peace officers.**
- 6 1. A peace officer may make an arrest in obedience to a
- 7 warrant delivered to the peace officer; and without a warrant
- 8 under any of the following circumstances:
- 9 ~~1. d.~~ For a public offense committed or attempted in the
- 10 peace officer's presence.
- 11 ~~2. b.~~ Where a public offense has in fact been committed,
- 12 and the peace officer has reasonable ~~ground~~ grounds for
- 13 believing that the person to be arrested has committed it.
- 14 ~~3. c.~~ Where the peace officer has reasonable ~~ground~~ grounds
- 15 for believing that an indictable public offense has been
- 16 committed and has reasonable ~~ground~~ grounds for believing that
- 17 the person to be arrested has committed it.
- 18 ~~4. d.~~ Where the peace officer has received from the
- 19 department of public safety, or from any other peace officer of
- 20 this state or any other state or the United States an official
- 21 communication by bulletin, radio, telegraph, telephone, or
- 22 otherwise, informing the peace officer that a warrant has been
- 23 issued and is being held for the arrest of the person to be

24 arrested on a designated charge.
25 ~~5. e.~~ If the peace officer has reasonable grounds for
26 believing that domestic abuse, as defined in section 236.2,
27 has occurred and has reasonable grounds for believing that the
28 person to be arrested has committed it.
29 ~~6. f.~~ As required by section 236.12, subsection 2.
30 2. A peace officer, as defined in section 801.4, shall
31 have the authority to make an arrest pursuant to subsection 1
32 anywhere within the state. However, a peace officer shall not
33 establish routine patrol outside of the jurisdiction of the
34 peace officer's employing agency.
35 Sec. _____. Section 804.7A, subsection 2, unnumbered

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1 paragraph 1, Code 2023, is amended to read as follows:
2 A federal law enforcement officer has the same authority,
3 as provided in section 804.7, subsection ~~3~~ 1, paragraph "c",
4 and has the same immunity from suit in this state as a peace
5 officer, as defined in section 801.4, subsection 11, when
6 making an arrest in this state for a nonfederal crime if either
7 of the following exists:>
8 2. Title page, by striking lines 1 through 3 and inserting
9 <An Act relating to law enforcement, including eluding or
10 attempting to elude a pursuing law enforcement vehicle,
11 temporary restricted driver's licenses associated with that
12 offense, and the authority of a peace officer to make an arrest
13 for any public offense anywhere within the state, and providing
14 penalties.>
15 3. By renumbering as necessary.

JULIAN B. GARRETT

S-3135

1 Amend the House amendment, S-3065, to Senate File 391, as
2 amended, passed, and reprinted by the Senate, as follows:
3 1. Page 1, by striking lines 3 through 5.
4 2. By renumbering as necessary.

TIM KRAAYENBRINK

S-3136

1 Amend Senate File 191 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 123.30, subsection 3, paragraph b,
5 subparagraph (2), Code 2023, is amended by adding the following
6 new subparagraph division:
7 NEW SUBPARAGRAPH DIVISION. (0d) The holder of a special
8 class "C" retail alcohol license may also hold a special class

9 “A” beer permit for the premises licensed under a special class
10 “C” retail alcohol license for the purpose of operating a
11 brewpub pursuant to this chapter.

12 Sec. 2. Section 123.130, subsection 4, Code 2023, is amended
13 to read as follows:

14 4. a. All special class “A” premises shall be located
15 within the state. ~~A~~

16 b. Except as provided in paragraph “c”, a person who
17 holds a special class “A” beer permit for the same location
18 at which the person holds a class “C” or special class “C”
19 retail alcohol license for the purpose of operating as a
20 brewpub may manufacture and sell beer to be consumed on the
21 premises, may sell beer at retail at the manufacturing premises
22 for consumption off the premises, may sell beer to a class
23 “A” beer permittee for resale purposes, and may sell beer to
24 distributors outside of the state that are authorized by the
25 laws of that jurisdiction to sell beer at wholesale.

26 c. A person who holds a special class “A” beer permit
27 for the same location at which the person holds a class
28 “C” or special class “C” retail alcohol license for the
29 purpose of operating as a brewpub may manufacture beer under
30 an alternating proprietorship arrangement as provided in
31 subsection 4A. However, the person may not sell beer to be
32 consumed on the premises where manufactured or sell beer at
33 retail for consumption off the premises where manufactured
34 unless the person is also the holder of a class “C” or special
35 class “C” retail alcohol license issued for the premises of the

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1 alternating proprietorship whose space and equipment is being
2 used for the purpose of manufacturing beer.

3 d. The permit issued to holders of a special class “A”
4 beer permit shall clearly state on its face that the permit is
5 limited.

6 Sec. 3. Section 123.130, Code 2023, is amended by adding the
7 following new subsection:

8 NEW SUBSECTION. 4A. a. For purposes of this subsection,
9 “*manufacturer*” includes only those persons who hold a class “A”
10 or special class “A” beer permit and manufacture beer in Iowa.

11 b. Notwithstanding any provision of law to the contrary,
12 a manufacturer may use the space and equipment of another
13 manufacturer for the purpose of manufacturing beer, provided
14 that such an alternating proprietorship arrangement has been
15 approved by the alcohol and tobacco tax and trade bureau of the
16 United States department of the treasury. A separate class
17 “A” or special class “A” beer permit shall be issued to each
18 manufacturer, and each manufacturer shall be subject to the
19 provisions of this chapter and the rules of the division.

20 c. Notwithstanding any provision of law to the contrary,
21 not more than one class “C” retail alcohol license or special

22 class “C” retail license shall be issued to a premises with
23 alternating proprietorships as authorized by this subsection.>
24 2. Title page, line 2, after <to> by inserting <brewpubs
25 and>

CARRIE KOELKER

S-3137

1 Amend House File 478, as passed by the House, as follows:
2 1. Page 2, line 16, by striking <division> and inserting
3 <department>

CARRIE KOELKER

S-3138

1 Amend Senate File 542 as follows:
2 1. Page 1, lines 21 and 22, by striking <labor commissioner>
3 and inserting <~~labor commissioner~~ director>
4 2. Page 3, line 14, by striking <labor commissioner> and
5 inserting <~~labor commissioner~~ director>
6 3. Page 3, line 26, after <92.5> by inserting <or 92.6A>
7 4. Page 3, line 31, after <92.5> by inserting <or 92.6A>
8 5. Page 4, line 4, by striking <labor commissioner> and
9 inserting <~~labor commissioner~~ director>
10 6. Page 5, line 21, by striking <commissioner> and inserting
11 <director>
12 7. Page 5, line 24, by striking <commissioner> and inserting
13 <director>
14 8. Page 5, line 29, by striking <commissioner> and inserting
15 <director>
16 9. Page 8, line 18, by striking <labor commissioner> and
17 inserting <~~labor commissioner~~ director>
18 10. Page 9, line 1, after <“b”> by inserting <“e”, “f”, or
19 “h”, section 92.6, subsection 1, paragraph “i”, subparagraph (1)
20 or (3),>
21 11. Page 9, line 22, by striking <commissioner> and
22 inserting <director>
23 12. Page 9, by striking lines 26 and 27 and inserting:
24 <Sec. ____ Section 92.17, subsection 2, Code 2023, is
25 amended by striking the subsection.>
26 13. Page 9, before line 35 by inserting:
27 <Sec. ____ Section 92.17, subsection 4, Code 2023, is
28 amended by striking the subsection and inserting in lieu
29 thereof the following:
30 4. A child under sixteen years of age from being employed or
31 permitted to work, with or without compensation, as a model, if
32 the written permission of the parent, guardian, or custodian of
33 the child is obtained prior to the commencement of the work,
34 and the work complies with the hours permitted in section 92.7.
35 This subsection does not allow modeling for an unlawful purpose

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1 or modeling that would violate any other law.
2 Sec. ____ Section 92.17, Code 2023, is amended by adding the
3 following new subsection:
4 NEW SUBSECTION. 4A. A child under sixteen years of age
5 from being employed or permitted to work, with or without
6 compensation, performing in motion pictures, theatrical
7 productions, or musical performances, if the written permission
8 of the parent, guardian, or custodian of the child is obtained
9 prior to the commencement of the work. This subsection
10 does not allow performing in motion pictures, theatrical
11 productions, or musical performances for an unlawful purpose
12 or performing in motion pictures, theatrical productions, or
13 musical performances that would violate any other law.>
14 14. Page 10, line 6, by striking <labor commissioner> and
15 inserting <~~labor commissioner~~ director>
16 15. Page 10, line 16, by striking <labor commissioner> and
17 inserting <~~labor commissioner~~ director>
18 16. Page 10, line 20, by striking <commissioner> and
19 inserting <director>
20 17. Page 10, line 21, by striking <commissioner may obtain
21 The commissioner> and inserting <director may obtain. The
22 director>
23 18. Page 12, by striking lines 8 and 9 and inserting
24 <death by accident of the student arising from the student's
25 participation>
26 19. Page 12, line 21, after <sold.> by inserting <However, a
27 person sixteen or seventeen years of age shall not be permitted
28 to sell or serve alcoholic beverages in any premises where
29 food is not served or is only incidental to the consumption of
30 alcoholic beverages on the premises or where nude or topless
31 dancing is performed.>
32 20. By striking page 12, line 26, through page 13, line 28.
33 21. Page 13, after line 31 by inserting:
34 <Sec. ____ INTERIM STUDY COMMITTEE — MINOR DRIVER'S
35 LICENSE.

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1 1. The legislative council is requested to establish an
2 interim study committee to meet during the 2023 legislative
3 interim to examine policy matters relating to licensed driving
4 by persons between fourteen and eighteen years of age. The
5 committee is charged to study and make recommendations
6 on statutory changes relating to minor driver's licensing
7 including but not limited to:
8 a. Adding a work driving privilege to the current special
9 minor's license.
10 b. Completing traditional or parent-taught driver's
11 education.
12 c. Determining age eligibility for a special minor's

- 13 license.
- 14 d. Allowing a minor to drive up to a certain distance for
15 nonfarm work.
- 16 e. Determining the number of minutes before or after the
17 minor's scheduled shift in which they can drive.
- 18 f. Examining the fifty-mile farm work privilege.
- 19 g. Requiring the certifying school to verify the need for
20 the farm work privilege.
- 21 h. Allowing a minor to be eligible for a license even if
22 they live less than one mile from their school, if they are
23 employed for farm or nonfarm work.
- 24 i. Determining a minor's point of origin to drive for work.
- 25 j. Determining if a minor is permitted to stop for gas in
26 route to or from work.
- 27 k. Determining if a violation of the work driving
28 privilege is a moving violation, is subject to remedial driver
29 improvement classes, and is subject to other driving sanctions.
- 30 l. Examining any other issues concerning current or future
31 driving permits regarding persons between fourteen and eighteen
32 years of age.
- 33 2. The study committee shall consist of six voting members
34 and five ex officio, nonvoting members.
- 35 a. The voting members of the committee shall consist of

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- 1 three members of the senate, two of whom shall be appointed
2 by the majority leader of the senate and one of whom shall
3 be appointed by the minority leader of the senate, and three
4 members of the house of representatives, two of whom shall be
5 appointed by the speaker of the house of representatives and
6 one of whom shall be appointed by the minority leader of the
7 house of representatives.
- 8 b. The ex officio, nonvoting members of the committee shall
9 be composed of the following:
- 10 (1) The director of the department of transportation or the
11 director's designee.
- 12 (2) The director of the department of education or the
13 director's designee.
- 14 (3) The director of the department of public safety or the
15 director's designee.
- 16 (4) The director of the department of workforce development
17 or the director's designee.
- 18 (5) A representative of the insurance industry selected by
19 the co-chairpersons of the study committee.
- 20 3. In the event a tiebreaking vote is needed, the five ex
21 officio members shall collectively receive a total of one vote
22 for the purpose of breaking a tie.
- 23 4. The study committee shall submit a report with its
24 findings and recommendations to the general assembly no later

- 25 than December 15, 2023.>
26 22. Title page, line 1, after <employment> by inserting
27 <, providing for a minor driver's license interim study
28 committee,>
29 23. By renumbering as necessary.

ADRIAN DICKEY

S-3139

- 1 Amend House File 349, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, by striking lines 16 through 23.
4 2. Page 1, line 24, by striking <7.> and inserting <6.>
5 3. By striking page 2, line 25, through page 3, line 6, and
6 inserting:
7 <NEW SUBSECTION. 9. a. Beginning July 1, 2024, at least
8 two times per year, the defendant's probation officer shall
9 provide the defendant with an accounting of the defendant's
10 discharge credits, educational credits, and workforce credits,
11 if applicable, that have accrued under subsections 6, 7, and 8.
12 b. The department of corrections shall, without leave of
13 court, award any accrued credits under subsections 6, 7, and
14 8 toward the completion of the defendant's probation except
15 that the maximum reduction of the defendant's probation term
16 earned through the application of the credits shall not exceed
17 forty percent of the probation period imposed and the defendant
18 shall not be discharged from probation until the defendant's
19 probation officer determines that fees imposed under section
20 905.14 and court debt collected pursuant to section 602.8107
21 have been paid or are subject to a payment plan.
22 c. Credits shall not apply until any court-mandated
23 programming imposed on a defendant is successfully completed.
24 d. The department of corrections shall adopt rules to
25 implement the provisions of this subsection.>
26 4. Page 3, line 9, by striking <and special probation
27 programs>
28 5. Page 3, line 10, by striking <or special probation
29 program>
30 6. Page 3, after line 11 by inserting:
31 <NEW SUBSECTION. 11. Unless agreed to by the county
32 attorney, the defendant, and the court, subsections 6, 7, 8,
33 and 9 shall not apply to a defendant on probation following a
34 conviction for any of the following offenses:
35 a. Violation of a no-contact order under section 664A.7,

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1 subsection 5.
2 *b.* A conviction for an offense requiring the defendant to
3 register as a sex offender under section 692A.103.
4 *c.* An assault, as defined in section 708.1, that meets the
5 definition of domestic abuse under section 236.2, subsection 2.
6 *d.* Involuntary manslaughter under section 707.5.
7 *e.* Harassment under section 708.7.
8 *f.* Nonconsensual termination or serious injury to a human
9 pregnancy under section 707.8.
10 *g.* Stalking under section 708.11.
11 *h.* Unauthorized placement of a global positioning device
12 under section 708.11A.
13 *i.* Lascivious acts with a child under section 709.8.
14 *j.* Indecent exposure under section 709.9.
15 *k.* Assault with intent to commit sexual abuse under section
16 709.11.
17 *l.* Indecent contact with a child under section 709.12.
18 *m.* Sexual exploitation by a counselor, therapist, school
19 employee, or adult providing training or instruction under
20 section 709.15.
21 *n.* Invasion of privacy under section 709.21.
22 *o.* False imprisonment under section 710.7.
23 *p.* Enticing a minor under section 710.10.
24 *q.* Arson in the third degree under section 712.4.
25 *r.* Preventing apprehension, obstructing prosecution, or
26 obstructing defense under section 719.3.
27 *s.* Tampering with witnesses or jurors under section 720.4.
28 *t.* Child endangerment under section 726.6.
29 *u.* Wanton neglect or nonsupport of a dependent adult under
30 section 726.8.
31 *v.* Trespass by the knowing placement of a camera or
32 electronic surveillance device under section 727.8A.
33 *w.* Violation of individual rights and hate crimes under
34 section 729A.2.
35 NEW SUBSECTION. 12. Nothing in this Act shall be construed

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1 to prevent or interfere with the ability to lawfully discharge
2 probation early under any other authorizing authority.>
3 7. Page 3, line 12, by striking <11.> and inserting <13.>
4 8. By renumbering, redesignating, and correcting internal
5 references as necessary.

MIKE BOUSSELOT

S-3140

1 Amend House File 617, as passed by the House, as follows:

2 1. By striking everything after the enacting clause and

3 inserting:

4 <Section 1. IOWA UTILITIES BOARD REVIEW.

5 1. The utilities board shall initiate and coordinate

6 an independent review of current Iowa Code provisions and

7 ratemaking procedures. The review shall take into account

8 the policy objectives of ensuring safe, adequate, reliable,

9 and affordable utility services provided at rates that are

10 nondiscriminatory, just, reasonable, and based on the utility's

11 cost of providing service to its customers within the state.

12 The review shall include all of the following:

13 a. An evaluation of the adequacy of current ratemaking law

14 and procedure to promote the policy objectives described in

15 this subsection.

16 b. Identification of possible changes in law or procedure

17 that might better advance the policy objectives described in

18 this subsection.

19 c. Recommendations for changes in law and administrative

20 rules.

21 2. The consumer advocate division of the department

22 of justice shall, and rate-regulated utilities and other

23 interested persons may, participate in the review. The board

24 may utilize additional services to assist in the coordination

25 of the review and preparation of the report. The board shall

26 submit a report with findings and recommendations to the

27 general assembly by January 1, 2024.>

WAYLON BROWN

S-3141

1 Amend Senate File 567 as follows:

2 1. By striking everything after the enacting clause and

3 inserting:

4 <DIVISION I

5 MEDICAID PROGRAM THIRD-PARTY RECOVERY

6 Section 1. Section 249A.37, Code 2023, is amended by

7 striking the section and inserting in lieu thereof the

8 following:

9 **249A.37 Duties of third parties.**

10 1. For the purposes of this section, "*Medicaid payor*",

11 "*recipient*", "*third party*", and "*third-party benefits*" mean the

12 same as defined in section 249A.54.

13 2. The third-party obligations specified under this section

14 are a condition of doing business in the state. A third party

15 that fails to comply with these obligations shall not be

16 eligible to do business in the state.

17 3. A third party that is a carrier, as defined in section

18 514C.13, shall enter into a health insurance data match program

19 with the department for the sole purpose of comparing the
20 names of the carrier's insureds with the names of recipients
21 as required by section 505.25.

22 4. A third party shall do all of the following:

23 a. Cooperate with the Medicaid payor in identifying
24 recipients for whom third-party benefits are available
25 including but not limited to providing information to determine
26 the period of potential third-party coverage, the nature of
27 the coverage, and the name, address, and identifying number
28 of the coverage. In cooperating with the Medicaid payor, the
29 third party shall provide information upon the request of the
30 Medicaid payor in a manner prescribed by the Medicaid payor or
31 as agreed upon by the department and the third party.

32 b. (1) Accept the Medicaid payor's rights of recovery
33 and assignment to the Medicaid payor as a subrogee, assignee,
34 or lienholder under section 249A.54 for payments which the
35 Medicaid payor has made under the Medicaid state plan or under

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1 a waiver of such state plan.

2 (2) In the case of a third party other than the original
3 Medicare fee-for-service program under parts A and B of Tit.
4 XVIII of the federal Social Security Act, a Medicare advantage
5 plan offered by a Medicare advantage organization under part C
6 of Tit. XVIII of the federal Social Security Act, a reasonable
7 cost reimbursement contract under 42 U.S.C. §1395mm, a health
8 care prepayment plan under 42 U.S.C. §1395l, or a prescription
9 drug plan offered by a prescription drug plan sponsor under
10 part D of Tit. XVIII of the federal Social Security Act that
11 requires prior authorization for an item or service furnished
12 to an individual eligible to receive medical assistance
13 under Tit. XIX of the federal Social Security Act, accept
14 authorization provided by the Medicaid payor that the health
15 care item or service is covered under the Medicaid state plan
16 or waiver of such state plan for such individual, as if such
17 authorization were the prior authorization made by the third
18 party for such item or service.

19 c. If, on or before three years from the date a health care
20 item or service was provided, the Medicaid payor submits an
21 inquiry regarding a claim for payment that was submitted to the
22 third party, respond to that inquiry not later than sixty days
23 after receiving the inquiry.

24 d. Respond to any Medicaid payor's request for payment of a
25 claim described in paragraph "c" not later than ninety business
26 days after receipt of written proof of the claim, either by
27 paying the claim or issuing a written denial to the Medicaid
28 payor.

29 e. Not deny any claim submitted by a Medicaid payor solely

30 on the basis of the date of submission of the claim, the type
31 or format of the claim form, a failure to present proper
32 documentation at the point-of-sale that is the basis of the
33 claim; or in the case of a third party other than the original
34 Medicare fee-for-service program under parts A and B of Tit.
35 XVIII of the federal Social Security Act, a Medicare advantage

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1 plan offered by a Medicare advantage organization under part C
2 of Tit. XVIII of the federal Social Security Act, a reasonable
3 cost reimbursement contract under 42 U.S.C. §1395mm, a health
4 care prepayment plan under 42 U.S.C. §1395l, or a prescription
5 drug plan offered by a prescription drug plan sponsor under
6 part D of Tit. XVIII of the federal Social Security Act, solely
7 on the basis of a failure to obtain prior authorization for the
8 health care item or service for which the claim is submitted if
9 all of the following conditions are met:

10 (1) The claim is submitted to the third party by the
11 Medicaid payor no later than three years after the date on
12 which the health care item or service was furnished.

13 (2) Any action by the Medicaid payor to enforce its rights
14 under section 249A.54 with respect to such claim is commenced
15 not later than six years after the Medicaid payor submits the
16 claim for payment.

17 5. Notwithstanding any provision of law to the contrary,
18 the time limitations, requirements, and allowances specified
19 in this section shall apply to third-party obligations under
20 this section.

21 6. The department may adopt rules pursuant to chapter 17A
22 as necessary to administer this section. Rules governing
23 the exchange of information under this section shall be
24 consistent with all laws, regulations, and rules relating to
25 the confidentiality or privacy of personal information or
26 medical records, including but not limited to the federal
27 Health Insurance Portability and Accountability Act of 1996,
28 Pub. L. No. 104-191, and regulations promulgated in accordance
29 with that Act and published in 45 C.F.R. pts. 160 – 164.

30 Sec. 2. Section 249A.54, Code 2023, is amended by striking
31 the section and inserting in lieu thereof the following:

32 **249A.54 Responsibility for payment on behalf of**
33 **Medicaid-eligible persons — liability of other parties.**

34 1. It is the intent of the general assembly that a Medicaid
35 payor be the payor of last resort for medical services

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1 furnished to recipients. All other sources of payment for
2 medical services are primary relative to medical assistance
3 provided by the Medicaid payor. If benefits of a third party
4 are discovered or become available after medical assistance has
5 been provided by the Medicaid payor, it is the intent of the
6 general assembly that the Medicaid payor be repaid in full and
7 prior to any other person, program, or entity. The Medicaid
8 payor shall be repaid in full from and to the extent of any
9 third-party benefits, regardless of whether a recipient is made
10 whole or other creditors are paid.

11 2. For the purposes of this section:

12 a. *"Collateral"* means all of the following:

13 (1) Any and all causes of action, suits, claims,
14 counterclaims, and demands that accrue to the recipient
15 or to the recipient's agent, related to any covered injury
16 or illness, or medical services that necessitated that the
17 Medicaid payor provide medical assistance to the recipient.

18 (2) All judgments, settlements, and settlement agreements
19 rendered or entered into and related to such causes of action,
20 suits, claims, counterclaims, demands, or judgments.

21 (3) Proceeds.

22 b. *"Covered injury or illness"* means any sickness, injury,
23 disease, disability, deformity, abnormality disease, necessary
24 medical care, pregnancy, or death for which a third party is,
25 may be, could be, should be, or has been liable, and for which
26 the Medicaid payor is, or may be, obligated to provide, or has
27 provided, medical assistance.

28 c. *"Medicaid payor"* means the department or any person,
29 entity, or organization that is legally responsible by
30 contract, statute, or agreement to pay claims for medical
31 assistance including but not limited to managed care
32 organizations and other entities that contract with the state
33 to provide medical assistance under chapter 249A.

34 d. *"Medical service"* means medical or medically related
35 institutional or noninstitutional care, or a medical or

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1 medically related institutional or noninstitutional good, item,
2 or service covered by Medicaid.

3 e. *"Payment"* as it relates to third-party benefits, means
4 performance of a duty, promise, or obligation, or discharge of
5 a debt or liability, by the delivery, provision, or transfer of
6 third-party benefits for medical services. *"To pay"* means to
7 make payment.

8 f. *"Proceeds"* means whatever is received upon the sale,
9 exchange, collection, or other disposition of the collateral
10 or proceeds from the collateral and includes insurance payable
11 because of loss or damage to the collateral or proceeds. *"Cash*
12 *proceeds"* include money, checks, and deposit accounts and

- 13 similar proceeds. All other proceeds are “*noncash proceeds*”.
- 14 *g. “Recipient”* means a person who has applied for medical
15 assistance or who has received medical assistance.
- 16 *h. “Recipient’s agent”* includes a recipient’s legal
17 guardian, legal representative, or any other person acting on
18 behalf of the recipient.
- 19 *i. “Third party”* means an individual, entity, or program,
20 excluding Medicaid, that is or may be liable to pay all or a
21 part of the expenditures for medical assistance provided by a
22 Medicaid payor to the recipient. A third party includes but is
23 not limited to all of the following:
- 24 (1) A third-party administrator.
25 (2) A pharmacy benefits manager.
26 (3) A health insurer.
27 (4) A self-insured plan.
28 (5) A group health plan, as defined in section 607(1) of the
29 federal Employee Retirement Income Security Act of 1974.
30 (6) A service benefit plan.
31 (7) A managed care organization.
32 (8) Liability insurance including self-insurance.
33 (9) No-fault insurance.
34 (10) Workers’ compensation laws or plans.
35 (11) Other parties that by law, contract, or agreement

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- 1 are legally responsible for payment of a claim for medical
2 services.
- 3 *j. “Third-party benefits”* mean any benefits that are or may
4 be available to a recipient from a third party and that provide
5 or pay for medical services. “*Third-party benefits*” may be
6 created by law, contract, court award, judgment, settlement,
7 agreement, or any arrangement between a third party and any
8 person or entity, recipient, or otherwise. “*Third-party*
9 *benefits*” include but are not limited to all of the following:
- 10 (1) Benefits from collateral or proceeds.
11 (2) Health insurance benefits.
12 (3) Health maintenance organization benefits.
13 (4) Benefits from preferred provider arrangements and
14 prepaid health clinics.
15 (5) Benefits from liability insurance, uninsured and
16 underinsured motorist insurance, or personal injury protection
17 coverage.
18 (6) Medical benefits under workers’ compensation.
19 (7) Benefits from any obligation under law or equity to
20 provide medical support.
- 21 3. Third-party benefits for medical services shall be
22 primary to medical assistance provided by the Medicaid payor.
- 23 4. *a.* A Medicaid payor has all of the rights, privileges,
24 and responsibilities identified under this section. Each
25 Medicaid payor is a Medicaid payor to the extent of the
26 medical assistance provided by that Medicaid payor. Therefore,

27 Medicaid payors may exercise their Medicaid payor's rights
28 under this section concurrently.
29 **b.** Notwithstanding the provisions of this subsection to the
30 contrary, if the department determines that a Medicaid payor
31 has not taken reasonable steps within a reasonable time to
32 recover third-party benefits, the department may exercise all
33 of the rights of the Medicaid payor under this section to the
34 exclusion of the Medicaid payor. If the department determines
35 the department will exercise such rights, the department shall

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1 give notice to third parties and to the Medicaid payor.
2 **5.** A Medicaid payor may assign the Medicaid payor's rights
3 under this section, including but not limited to an assignment
4 to another Medicaid payor, a provider, or a contractor.
5 **6.** After the Medicaid payor has provided medical assistance
6 under the Medicaid program, the Medicaid payor shall seek
7 reimbursement for third-party benefits to the extent of the
8 Medicaid payor's legal liability and for the full amount of
9 the third-party benefits, but not in excess of the amount of
10 medical assistance provided by the Medicaid payor.
11 **7.** On or before the thirtieth day following discovery by
12 a recipient of potential third-party benefits, a recipient or
13 the recipient's agent, as applicable, shall inform the Medicaid
14 payor of any rights the recipient has to third-party benefits
15 and of the name and address of any person that is or may be
16 liable to provide third-party benefits.
17 **8.** When the Medicaid payor provides or becomes liable for
18 medical assistance, the Medicaid payor has the following rights
19 which shall be construed together to provide the greatest
20 recovery of third-party benefits:
21 **a.** The Medicaid payor is automatically subrogated to any
22 rights that a recipient or a recipient's agent or legally
23 liable relative has to any third-party benefit for the full
24 amount of medical assistance provided by the Medicaid payor.
25 Recovery pursuant to these subrogation rights shall not be
26 reduced, prorated, or applied to only a portion of a judgment,
27 award, or settlement, but shall provide full recovery to the
28 Medicaid payor from any and all third-party benefits. Equities
29 of a recipient or a recipient's agent, creditor, or health care
30 provider shall not defeat, reduce, or prorate recovery by the
31 Medicaid payor as to the Medicaid payor's subrogation rights
32 granted under this paragraph.
33 **b.** By applying for, accepting, or accepting the benefit
34 of medical assistance, a recipient or a recipient's agent or
35 legally liable relative automatically assigns to the Medicaid

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1 payor any right, title, and interest such person has to any
2 third-party benefit, excluding any Medicare benefit to the
3 extent required to be excluded by federal law.

4 (1) The assignment granted under this paragraph is absolute
5 and vests legal and equitable title to any such right in the
6 Medicaid payor, but not in excess of the amount of medical
7 assistance provided by the Medicaid payor.

8 (2) The Medicaid payor is a bona fide assignee for value in
9 the assigned right, title, or interest and takes vested legal
10 and equitable title free and clear of latent equities in a
11 third party. Equities of a recipient or a recipient's agent,
12 creditor, or health care provider shall not defeat or reduce
13 recovery by the Medicaid payor as to the assignment granted
14 under this paragraph.

15 c. The Medicaid payor is entitled to and has an automatic
16 lien upon the collateral for the full amount of medical
17 assistance provided by the Medicaid payor to or on behalf of
18 the recipient for medical services furnished as a result of any
19 covered injury or illness for which a third party is or may be
20 liable.

21 (1) The lien attaches automatically when a recipient first
22 receives medical services for which the Medicaid payor may be
23 obligated to provide medical assistance.

24 (2) The filing of the notice of lien with the clerk of
25 the district court in the county in which the recipient's
26 eligibility is established pursuant to this section shall be
27 notice of the lien to all persons. Notice is effective as of
28 the date of filing of the notice of lien.

29 (3) If the Medicaid payor has actual knowledge that the
30 recipient is represented by an attorney, the Medicaid payor
31 shall provide the attorney with a copy of the notice of lien.
32 However, this provision of a copy of the notice of lien to
33 the recipient's attorney does not abrogate the attachment,
34 perfection, and notice satisfaction requirements specified
35 under subparagraphs (1) and (2).

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1 (4) Only one claim of lien need be filed to provide notice
2 and shall provide sufficient notice as to any additional
3 or after-paid amount of medical assistance provided by the
4 Medicaid payor for any specific covered injury or illness.
5 The Medicaid payor may, in the Medicaid payor's discretion,
6 file additional, amended, or substitute notices of lien at any
7 time after the initial filing until the Medicaid payor has
8 been repaid the full amount of medical assistance provided
9 by Medicaid or otherwise has released the liable parties and
10 recipient.

11 (5) A release or satisfaction of any cause of action,
12 suit, claim, counterclaim, demand, judgment, settlement, or

13 settlement agreement shall not be effective as against a lien
14 created under this paragraph, unless the Medicaid payor joins
15 in the release or satisfaction or executes a release of the
16 lien. An acceptance of a release or satisfaction of any cause
17 of action, suit, claim, counterclaim, demand, or judgment and
18 any settlement of any of the foregoing in the absence of a
19 release or satisfaction of a lien created under this paragraph
20 shall prima facie constitute an impairment of the lien, and
21 the Medicaid payor is entitled to recover damages on account
22 of such impairment. In an action on account of impairment of a
23 lien, the Medicaid payor may recover from the person accepting
24 the release or satisfaction or the person making the settlement
25 the full amount of medical assistance provided by the Medicaid
26 payor.

27 (6) The lack of a properly filed claim of lien shall not
28 affect the Medicaid payor's assignment or subrogation rights
29 provided in this subsection nor affect the existence of the
30 lien, but shall only affect the effective date of notice.

31 (7) The lien created by this paragraph is a first lien
32 and superior to the liens and charges of any provider of a
33 recipient's medical services. If the lien is recorded, the
34 lien shall exist for a period of seven years after the date of
35 recording. If the lien is not recorded, the lien shall exist

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1 for a period of seven years after the date of attachment. If
2 recorded, the lien may be extended for one additional period
3 of seven years by rerecording the claim of lien within the
4 ninety-day period preceding the expiration of the lien.
5 9. Except as otherwise provided in this section, the
6 Medicaid payor shall recover the full amount of all medical
7 assistance provided by the Medicaid payor on behalf of the
8 recipient to the full extent of third-party benefits. The
9 Medicaid payor may collect recovered benefits directly from any
10 of the following:

11 a. A third party.

12 b. The recipient.

13 c. The provider of a recipient's medical services if
14 third-party benefits have been recovered by the provider.
15 Notwithstanding any provision of this section to the contrary,
16 a provider shall not be required to refund or pay to the
17 Medicaid payor any amount in excess of the actual third-party
18 benefits received by the provider from a third party for
19 medical services provided to the recipient.

20 d. Any person who has received the third-party benefits.

21 10. a. A recipient and the recipient's agent shall
22 cooperate in the Medicaid payor's recovery of the recipient's
23 third-party benefits and in establishing paternity and support
24 of a recipient child born out of wedlock. Such cooperation
25 shall include but is not limited to all of the following:

26 (1) Appearing at an office designated by the Medicaid payor

27 to provide relevant information or evidence.

28 (2) Appearing as a witness at a court proceeding or other
29 legal or administrative proceeding.

30 (3) Providing information or attesting to lack of
31 information under penalty of perjury.

32 (4) Paying to the Medicaid payor any third-party benefit
33 received.

34 (5) Taking any additional steps to assist in establishing
35 paternity or securing third-party benefits, or both.

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1 b. Notwithstanding paragraph “a”, the Medicaid payor has the
2 discretion to waive, in writing, the requirement of cooperation
3 for good cause shown and as required by federal law.

4 c. The department may deny or terminate eligibility for
5 any recipient who refuses to cooperate as required under this
6 subsection unless the department has waived cooperation as
7 provided under this subsection.

8 11. On or before the thirtieth day following the initiation
9 of a formal or informal recovery, other than by filing a
10 lawsuit, a recipient’s attorney shall provide written notice of
11 the activity or action to the Medicaid payor.

12 12. A recipient is deemed to have authorized the Medicaid
13 payor to obtain and release medical information and other
14 records with respect to the recipient’s medical services
15 for the sole purpose of obtaining reimbursement for medical
16 assistance provided by the Medicaid payor.

17 13. a. To enforce the Medicaid payor’s rights under
18 this section, the Medicaid payor may, as a matter of right,
19 institute, intervene in, or join in any legal or administrative
20 proceeding in the Medicaid payor’s own name, and in any or a
21 combination of any, of the following capacities:

22 (1) Individually.

23 (2) As a subrogee of the recipient.

24 (3) As an assignee of the recipient.

25 (4) As a lienholder of the collateral.

26 b. An action by the Medicaid payor to recover damages
27 in an action in tort under this subsection, which action is
28 derivative of the rights of the recipient, shall not constitute
29 a waiver of sovereign immunity.

30 c. A Medicaid payor, other than the department, shall obtain
31 the written consent of the department before the Medicaid payor
32 files a derivative legal action on behalf of a recipient.

33 d. When a Medicaid payor brings a derivative legal action on
34 behalf of a recipient, the Medicaid payor shall provide written
35 notice no later than thirty days after filing the action to the

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1 recipient, the recipient's agent, and, if the Medicaid payor
2 has actual knowledge that the recipient is represented by an
3 attorney, to the attorney of the recipient, as applicable.

4 e. If the recipient or a recipient's agent brings an action
5 against a third party, on or before the thirtieth day following
6 the filing of the action, the recipient, the recipient's agent,
7 or the attorney of the recipient or the recipient's agent, as
8 as applicable, shall provide written notice to the Medicaid
9 payor of the action, including the name of the court in which
10 the action is brought, the case number of the action, and a
11 copy of the pleadings. The recipient, the recipient's agent,
12 or the attorney of the recipient or the recipient's agent, as
13 applicable, shall provide written notice of intent to dismiss
14 the action at least twenty-one days before the voluntary
15 dismissal of an action against a third party. Notice to the
16 Medicaid payor shall be sent as specified by rule.

17 14. On or before the thirtieth day before the recipient
18 finalizes a judgment, award, settlement, or any other recovery
19 where the Medicaid payor has the right to recovery, the
20 recipient, the recipient's agent, or the attorney of the
21 recipient or recipient's agent, as applicable, shall give the
22 Medicaid payor notice of the judgment, award, settlement,
23 or recovery. The judgment, award, settlement, or recovery
24 shall not be finalized unless such notice is provided and the
25 Medicaid payor has had a reasonable opportunity to recover
26 under the Medicaid payor's rights to subrogation, assignment,
27 and lien. If the Medicaid payor is not given notice, the
28 recipient, the recipient's agent, and the recipient's or
29 recipient's agent's attorney are jointly and severally liable
30 to reimburse the Medicaid payor for the recovery received to
31 the extent of medical assistance paid by the Medicaid payor.
32 The notice required under this subsection means written
33 notice sent via certified mail to the address listed on the
34 department's internet site for a Medicaid payor's third-party
35 liability contact. The notice requirement is only satisfied

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1 for the specific Medicaid payor upon receipt by the specific
2 Medicaid payor's third-party liability contact of such written
3 notice sent via certified mail.

4 15. a. Except as otherwise provided in this section, the
5 entire amount of any settlement of the recipient's action or
6 claim involving third-party benefits, with or without suit, is
7 subject to the Medicaid payor's claim for reimbursement of the
8 amount of medical assistance provided and any lien pursuant to
9 the claim.

10 b. Insurance and other third-party benefits shall not
11 contain any term or provision which purports to limit or
12 exclude payment or the provision of benefits for an individual

13 if the individual is eligible for, or a recipient of, medical
14 assistance, and any such term or provision shall be void as
15 against public policy.

16 16. In an action in tort against a third party in which the
17 recipient is a party and which results in a judgment, award, or
18 settlement from a third party, the amount recovered shall be
19 distributed as follows:

20 a. After deduction of reasonable attorney fees, reasonably
21 necessary legal expenses, and filing fees, there is a
22 rebuttable presumption that all Medicaid payors shall
23 collectively receive two-thirds of the remaining amount
24 recovered or the total amount of medical assistance provided by
25 the Medicaid payors, whichever is less. A party may rebut this
26 presumption in accordance with subsection 17.

27 b. The remaining recovered amount shall be paid to the
28 recipient.

29 c. If the recovered amount available for the repayment of
30 medical assistance is insufficient to satisfy the competing
31 claims of the Medicaid payors, each Medicaid payor shall be
32 entitled to the Medicaid payor's respective pro rata share of
33 the recovered amount that is available.

34 17. a. A recipient or a recipient's agent who has notice
35 or who has actual knowledge of the Medicaid payor's rights

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1 to third-party benefits under this section and who receives
2 any third-party benefit or proceeds for a covered injury or
3 illness shall on or before the sixtieth day after receipt of
4 the proceeds pay the Medicaid payor the full amount of the
5 third-party benefits, but not more than the total medical
6 assistance provided by the Medicaid payor, or shall place the
7 full amount of the third-party benefits in an interest-bearing
8 trust account for the benefit of the Medicaid payor pending a
9 determination of the Medicaid payor's rights to the benefits
10 under this subsection.

11 b. If federal law limits the Medicaid payor to reimbursement
12 from the recovered damages for medical expenses, a recipient
13 may contest the amount designated as recovered damages for
14 medical expenses payable to the Medicaid payor pursuant to the
15 formula specified in subsection 16. In order to successfully
16 rebut the formula specified in subsection 16, the recipient
17 shall prove, by clear and convincing evidence, that the portion
18 of the total recovery which should be allocated as medical
19 expenses, including future medical expenses, is less than the
20 amount calculated by the Medicaid payor pursuant to the formula
21 specified in subsection 16. Alternatively, to successfully
22 rebut the formula specified in subsection 16, the recipient
23 shall prove, by clear and convincing evidence, that Medicaid
24 provided a lesser amount of medical assistance than that
25 asserted by the Medicaid payor. A settlement agreement that
26 designates the amount of recovered damages for medical expenses

27 is not clear and convincing evidence and is not sufficient to
28 establish the recipient's burden of proof, unless the Medicaid
29 payor is a party to the settlement agreement.

30 c. If the recipient or the recipient's agent filed a legal
31 action to recover against the third party, the court in which
32 such action was filed shall resolve any dispute concerning
33 the amount owed to the Medicaid payor, and shall retain
34 jurisdiction of the case to resolve the amount of the lien
35 after the dismissal of the action.

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1 d. If the recipient or the recipient's agent did not file a
2 legal action, to resolve any dispute concerning the amount owed
3 to the Medicaid payor, the recipient or the recipient's agent
4 shall file a petition for declaratory judgment as permitted
5 under rule of civil procedure 1.1101 on or before the one
6 hundred twenty-first day after the date of payment of funds to
7 the Medicaid payor or the date of placing the full amount of
8 the third-party benefits in a trust account. Venue for all
9 declaratory actions under this subsection shall lie in Polk
10 county.

11 e. If a Medicaid payor and the recipient or the recipient's
12 agent disagree as to whether a medical claim is related to a
13 covered injury or illness, the Medicaid payor and the recipient
14 or the recipient's agent shall attempt to work cooperatively
15 to resolve the disagreement before seeking resolution by the
16 court.

17 f. Each party shall pay the party's own attorney fees and
18 costs for any legal action conducted under this subsection.

19 18. Notwithstanding any other provision of law to the
20 contrary, when medical assistance is provided for a minor, any
21 statute of limitation or repose applicable to an action or
22 claim of a legally responsible relative for the minor's medical
23 expenses is extended in favor of the legally responsible
24 relative so that the legally responsible relative shall have
25 one year from and after the attainment of the minor's majority
26 within which to file a complaint, make a claim, or commence an
27 action.

28 19. In recovering any payments in accordance with this
29 section, the Medicaid payor may make appropriate settlements.

30 20. If a recipient or a recipient's agent submits via notice
31 a request that the Medicaid payor provide an itemization of
32 medical assistance paid for any covered injury or illness,
33 the Medicaid payor shall provide the itemization on or before
34 the sixty-fifth day following the day on which the Medicaid
35 payor received the request. Failure to provide the itemization

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1 within the specified time shall not bar a Medicaid payor's
2 recovery, unless the itemization response is delinquent for
3 more than one hundred twenty days without justifiable cause. A
4 Medicaid payor shall not be under any obligation to provide a
5 final itemization until a reasonable period of time after the
6 processing of payment in relation to the recipient's receipt of
7 final medical services. A Medicaid payor shall not be under
8 any obligation to respond to more than one itemization request
9 in any one-hundred-twenty-day period. The notice required
10 under this subsection means written notice sent via certified
11 mail to the address listed on the department's internet site
12 for a Medicaid payor's third-party liability contact. The
13 notice requirement is only satisfied for the specific Medicaid
14 payor upon receipt by the specific Medicaid payor's third-party
15 liability contact of such written notice sent via certified
16 mail.
17 21. The department may adopt rules to administer this
18 section and applicable federal requirements.

19 DIVISION II

20 MEDICAID MANAGED CARE ORGANIZATION TAXATION OF PREMIUMS

21 Sec. 3. NEW SECTION. **249A.13 Medicaid managed care** 22 **organization premiums fund.**

23 1. A Medicaid managed care organization premiums fund
24 is created in the state treasury under the authority of the
25 department of health and human services. Moneys collected by
26 the director of the department of revenue as taxes on premiums
27 pursuant to section 432.1A shall be deposited in the fund.

28 2. Moneys in the fund are appropriated to the department
29 of health and human services for the purposes of the medical
30 assistance program.

31 3. Notwithstanding section 8.33, moneys in the fund
32 that remain unencumbered or unobligated at the close of a
33 fiscal year shall not revert but shall remain available for
34 expenditure for the purposes designated. Notwithstanding
35 section 12C.7, subsection 2, interest or earnings on moneys in

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1 the fund shall be credited to the fund.
2 Sec. 4. NEW SECTION. **432.1A Health maintenance organization**
3 **— medical assistance program — premium tax.**
4 1. Pursuant to section 514B.31, subsection 3, a health
5 maintenance organization contracting with the department of
6 health and human services to administer the medical assistance
7 program under chapter 249A, shall pay as taxes to the director
8 of the department of revenue for deposit in the Medicaid
9 managed care organization premiums fund created in section
10 249A.13, an amount equal to two and one-half percent of
11 the premiums received and taxable under subsection 514B.31,
12 subsection 3.

13 2. Except as provided in subsection 3, the premium tax shall
14 be paid on or before March 1 of the year following the calendar
15 year for which the tax is due. The commissioner of insurance
16 may suspend or revoke the license of a health maintenance
17 organization subject to the premium tax in subsection 1 that
18 fails to pay the premium tax on or before the due date.

19 3. *a.* Each health maintenance organization transacting
20 business in this state that is subject to the tax in subsection
21 1 shall remit on or before June 1, on a prepayment basis,
22 an amount equal to one-half of the health maintenance
23 organization's premium tax liability for the preceding calendar
24 year.

25 *b.* In addition to the prepayment amount in paragraph
26 "a", each health maintenance organization subject to the
27 tax in subsection 1 shall remit on or before August 15, on
28 a prepayment basis, an additional one-half of the health
29 maintenance organization's premium tax liability for the
30 preceding calendar year.

31 *c.* The sums prepaid by a health maintenance organization
32 under paragraphs "a" and "b" shall be allowed as credits
33 against the health maintenance organization's premium tax
34 liability for the calendar year during which the payments are
35 made. If a prepayment made under this subsection exceeds

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1 the health maintenance organization's annual premium tax
2 liability, the excess shall be allowed as a credit against the
3 health maintenance organization's subsequent prepayment or tax
4 liabilities under this section. The commissioner of insurance
5 shall authorize the department of revenue to make a cash refund
6 to a health maintenance organization, in lieu of a credit
7 against subsequent prepayment or tax liabilities under this
8 section, if the health maintenance organization demonstrates
9 the inability to recoup the funds paid via a credit. The
10 commissioner of insurance shall adopt rules establishing a
11 health maintenance organization's eligibility for a cash
12 refund, and the process for the department of revenue to make a
13 cash refund to an eligible health maintenance organization from
14 the Medicaid managed care organization premiums fund created in
15 section 249A.13. The commissioner of insurance may suspend or
16 revoke the license of a health maintenance organization that
17 fails to make a prepayment on or before the due date under this
18 subsection.

19 *d.* Sections 432.10 and 432.14 are applicable to premium
20 taxes due under this section.

21 Sec. 5. Section 514B.31, Code 2023, is amended by striking
22 the section and inserting in lieu thereof the following:

23 **514B.31 Taxation.**

24 1. For the first five years of the existence of a
25 health maintenance organization and the health maintenance
26 organization's successors and assigns, the following shall

27 not be considered premiums received and taxable under section
28 432.1:
29 a. Payments received by the health maintenance organization
30 for health care services, insurance, indemnity, or other
31 benefits to which an enrollee is entitled through a health
32 maintenance organization authorized under this chapter.
33 b. Payments made by the health maintenance organization
34 to providers for health care services, to insurers, or to
35 corporations authorized under chapter 514 for insurance,

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1 indemnity, or other service benefits authorized under this
2 chapter.
3 2. After the first five years of the existence of a
4 health maintenance organization and the health maintenance
5 organization's successors and assigns, the following shall be
6 considered premiums received and taxable under section 432.1:
7 a. Payments received by the health maintenance organization
8 for health care services, insurance, indemnity, or other
9 benefits to which an enrollee is entitled through a health
10 maintenance organization authorized under this chapter.
11 b. Payments made by the health maintenance organization
12 to providers for health care services, to insurers, or to
13 corporations authorized under chapter 514 for insurance,
14 indemnity, or other service benefits authorized under this
15 chapter.
16 3. Notwithstanding subsections 1 and 2, beginning January
17 1, 2024, and for each subsequent calendar year, the following
18 shall be considered premiums received and taxable under section
19 432.1A for a health maintenance organization contracting with
20 the department of health and human services to administer the
21 medical assistance program under chapter 249A:
22 a. Payments received by the health maintenance organization
23 for health care services, insurance, indemnity, or other
24 benefits to which an enrollee is entitled through a health
25 maintenance organization authorized under this chapter.
26 b. Payments made by the health maintenance organization
27 to providers for health care services, to insurers, or to
28 corporations authorized under chapter 514 for insurance,
29 indemnity, or other service benefits authorized under this
30 chapter.
31 4. Payments made to a health maintenance organization
32 by the United States secretary of health and human services
33 under a contract issued under section 1833 or 1876 of the
34 federal Social Security Act, or under section 4015 of the
35 federal Omnibus Budget Reconciliation Act of 1987, shall not

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1 be considered premiums received and shall not be taxable under
2 section 432.1 or 432.1A. Payments made to a health maintenance
3 organization contracting with the department of health and
4 human services to administer the medical assistance program
5 under chapter 249A shall not be taxable under section 432.1.>
6 2. Title page, by striking lines 1 through 5 and inserting
7 <An Act relating to the Medicaid program including third-party
8 recovery and taxation of Medicaid managed care organization
9 premiums.>

MARK COSTELLO

S-3142

1 Amend House File 634, as passed by the House, as follows:
2 1. Page 1, by striking lines 25 through 27.

ROCKY DE WITT

S-3143

1 Amend Senate File 553 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 483A.8, subsection 3, paragraph c, Code
5 2023, is amended to read as follows:
6 c. (1) (a) The commission shall annually limit to six
7 thousand the number of nonresidents allowed to have antlered
8 or any sex deer hunting licenses. Of the six thousand
9 nonresident antlered or any sex deer hunting licenses issued,
10 five hundred of the licenses shall be made available for
11 eligible nonresidents pursuant to subparagraph division
12 (b). A nonresident may only receive one antlered or any sex
13 deer hunting license under this subsection. If fewer than
14 five hundred nonresidents apply for a license issued under
15 subparagraph division (b) by the application deadline set by
16 the commission by rule, any license not issued shall be made
17 available for purchase at full price at the same time and in
18 the same manner as other excess nonresident antlered or any sex
19 deer hunting licenses. Not more than thirty-five percent of
20 the licenses issued under subparagraph division (b) shall be
21 bow season licenses. Of the six thousand remaining nonresident
22 antlered or any sex deer hunting licenses issued, not more
23 than thirty-five percent of the licenses shall be bow season
24 licenses.
25 (b) (i) As used in this subparagraph division:
26 (A) "Family member" means a person within the second degree
27 of kinship to an applicant by blood or marriage, including
28 a mother, father, sister, brother, daughter, son, spouse,
29 grandchild, sister-in-law, brother-in-law, daughter-in-law,

30 son-in-law, mother-in-law, father-in-law, stepmother,
31 stepfather, stepsister, stepbrother, stepdaughter, and stepson.
32 (B) "Sponsor" means a resident whose property is used for
33 hunting with a license issued under this subparagraph division
34 and who is a family member to a nonresident who has applied for
35 and received a license under this subparagraph division.

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1 (ii) A nonresident is eligible to apply for and receive a
2 special nonresident family member deer hunting license if the
3 nonresident meets the following qualifications:
4 (A) The nonresident has successfully completed a hunter
5 education program as provided in section 483A.27 or its
6 equivalent as determined by the department.
7 (B) The nonresident has previously purchased a resident
8 hunting license.
9 (C) The nonresident is the family member of the sponsor
10 listed on the nonresident's application.
11 (iii) Five hundred nonresident antlered or any sex deer
12 hunting licenses shall be made available for nonresidents who
13 meet the eligibility requirements of subparagraph subdivision
14 (ii). A nonresident applying for a license issued under this
15 subparagraph division shall include the name of the nonresident
16 applicant's sponsor and the address of the sponsor's property
17 that will be used. Licenses under this subparagraph division
18 shall be issued to eligible nonresidents in the order that the
19 department receives applications from eligible nonresidents.
20 The fee for a license issued under this subparagraph division
21 is one-half the fee for a regular nonresident antlered or any
22 sex deer hunting license.
23 (iv) A license issued under this subparagraph division is
24 valid for use only on the sponsor's property. The sponsor
25 shall be present on the property while the nonresident is
26 hunting with a license issued under this subparagraph division.
27 (2) After the six thousand antlered or any sex nonresident
28 deer hunting licenses have been issued, all additional licenses
29 shall be issued for antlerless deer only. The commission
30 shall annually determine the number of nonresident antlerless
31 deer only deer hunting licenses that will be available for
32 issuance.>

DAWN DRISCOLL

S-3144

1 Amend House File 474, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, by striking lines 5 through 25 and inserting:
4 <Sec. ____ Section 232.78, Code 2023, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 9. Notwithstanding any provision to the

7 contrary including priority in placement of a child under
8 subsection 8, if an ex parte order is requested from the
9 juvenile court under this section pursuant to section 233.2
10 for transfer of custody of a newborn infant, the department
11 shall request that custody be transferred to the department.
12 Upon receiving the order, the department shall take custody
13 of the newborn infant and proceed in accordance with chapter
14 233, including, if feasible, placing the newborn infant in a
15 prospective adoptive home.>

16 2. By striking page 5, line 22, through page 7, line 25, and
17 inserting:

18 <3. a. As soon as possible after the individual on duty,
19 the adoption service provider, or the first responder assumes
20 physical custody of a newborn infant released under subsection
21 1, and, if applicable, the adoption service provider or the
22 first responder transports the newborn infant to the nearest
23 institutional health facility under subsection 2, paragraph
24 "b," the individual on duty, the adoption service provider,
25 or the first responder shall notify the department ~~of human~~
26 ~~services~~ and the department shall take the actions necessary to
27 assume the care, control, and custody of the newborn infant.

28 b. The department shall immediately notify the juvenile
29 court and the county attorney of the department's action and
30 the circumstances surrounding the action and request an ex
31 parte order from the juvenile court ordering, in accordance
32 with the requirements of section 232.78, subsection 9, the
33 department to take custody of the newborn infant.

34 c. Upon receiving the order, the department shall take
35 custody of the newborn infant. After the department takes

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1 custody of the newborn infant, notwithstanding any provision
2 to the contrary relating to priority in placement of the child
3 under section 232.78, the department shall, if feasible,
4 place the newborn infant in a prospective adoptive home. The
5 department shall maintain a list of prospective adoptive
6 homes that have completed placement investigations and have
7 been preapproved by the department or a certified adoption
8 investigator.

9 d. Within twenty-four hours of taking custody of the newborn
10 infant, the department shall notify the juvenile court and the
11 county attorney in writing of the department's action and the
12 circumstances surrounding the action.

13 4. a. Upon being notified in writing by the department
14 under subsection 3, the county attorney shall file a
15 petition alleging the newborn infant to be a child in need of
16 assistance in accordance with section 232.87 and a petition
17 for termination of parental rights with respect to the newborn
18 infant in accordance with section 232.111, subsection 2,
19 paragraph "a". A hearing on a child in need of assistance
20 petition filed pursuant to this subsection shall be held at

21 the earliest practicable time. A hearing on a termination of
22 parental rights petition filed pursuant to this subsection
23 shall be held no later than thirty days after the day the
24 physical custody of the newborn child was relinquished
25 in accordance with subsection 1 unless the juvenile court
26 continues the hearing beyond the thirty days for good cause
27 shown.

28 **b.** Notice of a petition filed pursuant to this subsection
29 shall be provided to any known parent and others in accordance
30 with the provisions of chapter 232 and shall be served upon any
31 putative father registered with the state registrar of vital
32 statistics pursuant to section 144.12A. In addition, prior to
33 holding a termination of parental rights hearing with respect
34 to the newborn infant, notice by publication shall be provided
35 as described in section 600A.6, subsection 5.>

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1 3. Page 9, lines 3 and 4, by striking <and the involvement
2 of adoption service providers>

JANET PETERSEN

S-3145

1 Amend the amendment, S-3138, to Senate File 542, as follows:
2 1. Page 1, after line 1 by inserting:
3 <_. Page 1, before line 1 by inserting:
4 <Section 1. Section 85.34, subsection 2, paragraph v, Code
5 2023, is amended to read as follows:
6 v. In all cases of permanent partial disability other than
7 those described or referred to in paragraphs “a” through “u”
8 and in cases where the employee is under eighteen years of
9 age, the compensation shall be paid during the number of weeks
10 in relation to five hundred weeks as the reduction in the
11 employee’s earning capacity caused by the disability bears in
12 relation to the earning capacity that the employee possessed
13 when the injury occurred. A determination of the reduction
14 in the employee’s earning capacity caused by the disability
15 shall take into account the permanent partial disability of
16 the employee and the number of years in the future it was
17 reasonably anticipated that the employee would work at the time
18 of the injury. If an employee who is eligible for compensation
19 under this paragraph returns to work or is offered work for
20 which the employee receives or would receive the same or
21 greater salary, wages, or earnings than the employee received
22 at the time of the injury, the employee shall be compensated
23 based only upon the employee’s functional impairment resulting
24 from the injury, and not in relation to the employee’s earning
25 capacity. Notwithstanding section 85.26, subsection 2, if an
26 employee who is eligible for compensation under this paragraph
27 returns to work with the same employer and is compensated based

28 only upon the employee's functional impairment resulting from
29 the injury as provided in this paragraph and is terminated
30 from employment by that employer, the award or agreement for
31 settlement for benefits under this chapter shall be reviewed
32 upon commencement of reopening proceedings by the employee
33 for a determination of any reduction in the employee's
34 earning capacity caused by the employee's permanent partial
35 disability.>>

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1 2. By renumbering as necessary.

NATE BOULTON

S-3146

1 Amend the amendment, S-3138, to Senate File 542, as follows:
2 1. Page 1, after line 1 by inserting:
3 <__. Page 1, before line 1 by inserting:
4 <Section 1. Section 85.36, subsection 9, paragraph a, Code
5 2023, is amended to read as follows:
6 a. In computing the compensation to be allowed a volunteer
7 fire fighter, emergency medical care provider, reserve peace
8 officer, ~~or~~ volunteer ambulance driver, or student performing
9 work pursuant to section 92.24 the earnings as a fire fighter,
10 emergency medical care provider, reserve peace officer, ~~or~~
11 volunteer ambulance driver, or student shall be disregarded and
12 the volunteer fire fighter, emergency medical care provider,
13 reserve peace officer, ~~or~~ volunteer ambulance driver, or
14 student shall be paid an amount equal to the compensation
15 the volunteer fire fighter, emergency medical care provider,
16 reserve peace officer, ~~or~~ volunteer ambulance driver, or
17 student would be paid if injured in the normal course of the
18 volunteer fire fighter's, emergency medical care provider's,
19 reserve peace officer's, ~~or~~ volunteer ambulance driver's,
20 or student's regular employment or an amount equal to one
21 hundred and forty percent of the statewide average weekly wage,
22 whichever is greater.>>
23 2. By renumbering as necessary.

NATE BOULTON

S-3147

1 Amend the amendment, S-3138, to Senate File 542, as follows:
2 1. Page 2, after line 25 by inserting:
3 <__. Page 12, line 17, after <if> by inserting <at least
4 fifty-one percent of the employer's gross earnings at the
5 premises are earned from the sale of food and>>
6 2. By renumbering as necessary.

WILLIAM A. DOTZLER, JR.

S-3148

- 1 Amend the amendment, S-3138, to Senate File 542, as follows:
- 2 1. Page 2, by striking lines 26 through 31 and inserting:
- 3 <__. Page 12, by striking lines 13 through 25.>
- 4 2. By renumbering as necessary.

WILLIAM A. DOTZLER, JR.

S-3149

- 1 Amend the amendment, S-3138, to Senate File 542, as follows:
- 2 1. Page 1, after line 15 by inserting:
- 3 <__. Page 8, after line 16 by inserting:
- 4 <19A. Work activities in establishments where nude or
- 5 topless dancing is performed.>>
- 6 2. Page 1, after line 20 by inserting:
- 7 <__. Page 9, lines 1 and 2, by striking <or 18> and
- 8 inserting <18, or 19A>
- 9 __. Page 9, line 20, by striking <or 18> and inserting <18,
- 10 or 19A>>
- 11 3. Page 2, line 31, after <performed> by inserting <as
- 12 prohibited in section 92.8, subsection 19A>
- 13 4. By renumbering as necessary.

JANET PETERSEN

S-3150

- 1 Amend the amendment, S-3138, to Senate File 542, as follows:
- 2 1. Page 2, by striking lines 27 through 31 and inserting
- 3 <person sixteen or seventeen years of age shall not work in a
- 4 bar as defined in section 142D.2.>
- 5 2. Page 2, before line 32 by inserting:
- 6 <__. Page 12, line 25, after <sold.> by inserting
- 7 <If written permission is on file in accordance with this
- 8 paragraph, a person sixteen or seventeen years of age may sell
- 9 or serve alcoholic beverages in a restaurant as defined in
- 10 section 142D.2.>>
- 11 3. By renumbering as necessary.

ADRIAN DICKEY

S-3151

- 1 Amend Senate File 542 as follows:
- 2 1. Page 8, after line 16 by inserting:
- 3 <19A. Work activities in establishments where nude or
- 4 topless dancing is performed.>
- 5 2. Page 9, lines 1 and 2, by striking <or 18> and inserting

6 <18, or 19A>

7 3. Page 9, line 20, by striking <or 18> and inserting <18,
8 or 19A>

9 4. By renumbering as necessary.

ADRIAN DICKEY

S-3152

1 Amend Senate File 321 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 89.2, Code 2023, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 5A. "*National board inspection code*"
6 means the manual for boiler and pressure vessel inspectors
7 published by the national board of boiler and pressure vessel
8 inspectors.>

9 2. Page 1, by striking lines 1 through 13.

10 3. By striking page 1, line 16, through page 2, line 1, and
11 inserting:

12 <NEW SUBSECTION. 5A. *a.* The owner of an object that meets
13 all of the criteria in subsection 4, paragraph "a", may request
14 from the director an internal inspection time period of longer
15 than two years, but not to exceed seven years, if the object
16 is an integral part of a continuous operation of a process
17 that is covered by and compliant with the occupational safety
18 and health administration process safety management standard
19 contained in 29 C.F.R. §1910.119 and has a planned outage
20 schedule that is longer than two years.

21 *b.* The director may grant the longer inspection interval
22 if the owner is able to demonstrate to the director that the
23 object is in compliance with the process safety management
24 standard contained in 29 C.F.R. §1910.119 and that the object
25 is included as process safety management process equipment in
26 the owner's process safety management program. In evaluating
27 the request, the director shall also consider whether the
28 object meets the requirements contained in the national board
29 inspection code, the object is fit for service based on the
30 year of fabrication and the estimated service life of the
31 object as determined by part 2 of the national board inspection
32 code, and the owner has implemented practices for managing
33 consumable items and ancillary equipment of the object. Upon
34 request by the director, the owner shall provide the director
35 with the findings of any previous inspections of the object

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- 1 under this chapter.
- 2 c. If the director intends to deny the request, the director
- 3 shall contact the owner prior to the denial and provide an
- 4 opportunity for the owner to address the reasons for the
- 5 intended denial. If the board has not adopted rules pursuant
- 6 to section 89.14, subsection 11, the lack of adoption shall not
- 7 be grounds for the director not to consider a request for a
- 8 longer inspection interval pursuant to this subsection.
- 9 d. The owner of the object that is granted the longer
- 10 inspection interval shall comply with the requirements
- 11 contained in subsection 5, paragraph "b".>
- 12 4. Page 2, after line 1 by inserting:
- 13 <Sec. _____. Section 89.14, Code 2023, is amended by adding
- 14 the following new subsection:
- 15 NEW SUBSECTION. 11. The board shall adopt rules to allow
- 16 an extended internal inspection interval of up to seven years
- 17 for objects that are subject to inspection pursuant to section
- 18 89.5A.>
- 19 5. By renumbering as necessary.

ADRIAN DICKEY

S-3153

- 1 Amend Senate File 569 as follows:
- 2 1. Page 2, line 28, by striking <2024> and inserting <2025>
- 3 2. Page 2, by striking line 30 and inserting <the county
- 4 during the most recently completed fiscal year, and the
- 5 applicable lists for other fiscal years beginning on or after
- 6 July 1, 2024, for which obligations remain unpaid, payable from
- 7 any>
- 8 3. Page 18, line 12, by striking <2024> and inserting <2025>
- 9 4. Page 18, by striking line 14 and inserting <obligations
- 10 issued by the city during the most recently completed fiscal
- 11 year, and the applicable lists for other fiscal years beginning
- 12 on or after July 1, 2024, for which obligations remain unpaid.>
- 13 5. Page 42, line 21, by striking <February 27> and inserting
- 14 <March 15>
- 15 6. Page 42, line 22, by striking <county auditor> and
- 16 inserting <department of management>
- 17 7. Page 42, line 23, by striking <county auditor> and
- 18 inserting <department of management>
- 19 8. Page 42, line 24, before <calculate> by inserting
- 20 <compile and>
- 21 9. Page 42, by striking lines 26 and 27 and inserting:
- 22 <b. Not later than March 20, the county auditor, using
- 23 information compiled and calculated by the department of
- 24 management under paragraph "a", shall send to>
- 25 10. Page 44, by striking lines 2 and 3.
- 26 11. Page 44, line 5, by striking <and>

27 12. Page 44, lines 6 and 7, by striking <subsection 2,
28 paragraph "b"> and inserting <subsection 2, paragraph "b",
29 and the public hearing notice required under subsection 4,
30 paragraph "b">
31 13. Page 44, by striking lines 12 through 15 and inserting
32 <subsection 2. At the hearing,>
33 14. Page 44, by striking lines 28 through 32 and inserting:
34 <b. (1) If the political subdivision is a county, notice
35 of the public hearing shall be published not less than ten

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1 nor more than twenty days prior to the hearing in the county
2 newspapers selected under chapter 349.
3 (2) If the political subdivision is a city, notice of the
4 public hearing shall be published not less than ten nor more
5 than twenty days prior to the hearing in a newspaper published
6 at least once weekly and having general circulation in the
7 city. However, if the city has a population of two hundred or
8 less, publication may be made by posting in three public places
9 in the city.
10 (3) If the political subdivision is a school district,
11 notice of the public hearing shall be published not less
12 than ten nor more than twenty days prior to the hearing in
13 a newspaper published in the school district, if any, and if
14 not, then in a newspaper of general circulation in the school
15 district.>
16 15. Page 45, by striking lines 20 through 22 and inserting
17 <under section 24.9 shall be filed in the office of the county
18 auditor and preserved>
19 16. Page 46, line 3, by striking <15> and inserting <15 30>
20 17. Page 46, by striking lines 4 through 23 and inserting:
21 <Sec. ____ Section 24.27, subsection 1, Code 2023, is
22 amended to read as follows:
23 1. Not later than ~~March 25, or April 10 for a county or~~
24 ~~a city, or April 25 if the municipality is a school district~~
25 May 10, a number of persons in any ~~municipality~~ political
26 subdivision equal to one-fourth of one percent of those voting
27 for the office of governor, at the last general election in the
28 ~~municipality~~ political subdivision, but the number shall not be
29 less than ten, and the number need not be more than one hundred
30 persons, who are affected by any proposed budget, expenditure
31 or tax levy, or by any item thereof, may appeal from any
32 decision of the certifying board or the levying board by filing
33 with the county auditor of the county in which the ~~municipal~~
34 ~~corporation~~ political subdivision is located, a written protest
35 setting forth their objections to the budget, expenditure or

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1 tax levy, or to one or more items thereof, and the grounds for
2 their objections. If a budget is certified after ~~March 15, or~~
3 ~~March 31 in the case of a county or a city, or April 15 in the~~
4 ~~case of a school district~~ 30, all appeal time limits shall be
5 extended to correspond to allowances for a timely filing.

6 Sec. _____. Section 24.28, Code 2023, is amended to read as
7 follows:

8 **24.28 Hearing on protest.**

9 The state board, within a reasonable time, shall fix a date
10 for an initial hearing on the protest and may designate a
11 deputy to hold the hearing, which shall be held in the county
12 or in one of the counties in which the ~~municipality~~ political
13 subdivision is located. Notice of the time and place of the
14 hearing shall be given by certified mail to the appropriate
15 officials of the local government and to the first ten property
16 owners whose names appear upon the protest, at least five
17 days before the date fixed for the hearing. At all hearings,
18 the burden shall be upon the objectors with reference to any
19 proposed item in the budget which was included in the budget
20 of the previous year and which the objectors propose should
21 be reduced or excluded; but the burden shall be upon the
22 certifying board or the levying board, as the case may be,
23 to show that any new item in the budget, or any increase in
24 any item in the budget, is necessary, reasonable, and in the
25 interest of the public welfare.>

26 18. Page 46, line 31, by striking <15> and inserting <30>

27 19. Page 46, before line 32 by inserting:

28 <Sec. _____. Section 275.29, subsection 1, Code 2023, is
29 amended to read as follows:

30 1. Between July 1 and July 20, or on a date determined by
31 agreement of the initial board and the boards of districts
32 receiving territory of the school districts affected, but not
33 later than August 30, the initial board shall meet with the
34 boards of districts receiving territory of the school districts
35 affected, for the purpose of reaching joint agreement on an

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1 equitable division of the assets and an equitable distribution
2 of the liabilities of the school districts affected. In
3 addition, if outstanding general obligation indebtedness is in
4 existence in any district, the initial board of directors of
5 the newly formed school district shall meet with the boards of
6 all school districts affected prior to April ~~15~~ 30 prior to
7 the school year the reorganization is effective to determine
8 the distribution of liability for payment of the general
9 obligation bonded indebtedness between the districts so that
10 the newly formed district may certify its budget under the
11 procedures specified in chapter 24. The boards shall consider
12 the mandatory levy required in section 76.2 and shall assure

13 the satisfaction of outstanding obligations. If a school
14 district affected by the reorganization has outstanding bonds
15 issued under section 423E.5 or 423F.4, the joint agreement
16 shall assure that the estimated revenue under section 423F.2
17 for each district to which liability for payment of such bonds
18 is assigned is sufficient for the payment of principal and
19 interest on the outstanding bonds required to be paid in the
20 budget year following reorganization.

21 Sec. _____. Section 298.2, subsection 1, paragraph b, Code
22 2023, is amended to read as follows:

23 b. For school budget years beginning on or after July 1,
24 2015, a school district may by resolution of the board of
25 directors adopted prior to April ~~15~~ 30 preceding the budget
26 year impose a physical plant and equipment levy at a rate in
27 excess of the levy rate limitations under paragraph “a” if the
28 board has refunded or refinanced a loan agreement entered into
29 under section 297.36 and such refunding or refinancing complies
30 with the maturity period authorized under section 297.36,
31 subsection 1, paragraph “c”, and results in a lower amount of
32 interest on the amount of the loan agreement. However, the
33 rate imposed by a school district under this paragraph shall
34 not exceed the rate imposed during the budget year in which
35 the loan agreement was refunded or refinanced. Authorization

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1 to exceed the levy rate limitations of paragraph “a” shall
2 terminate upon the maturity of the loan agreement after
3 refunding or refinancing. Upon adoption of the resolution
4 under this paragraph “b”, the board shall comply with the
5 requirements of section 297.36, subsection 1, paragraph “b”.

6 Sec. _____. Section 298.2, subsection 3, Code 2023, is amended
7 to read as follows:

8 3. The board of directors of a school district may certify
9 for levy by April ~~15~~ 30 of a school year a tax on all taxable
10 property in the school district for the regular physical plant
11 and equipment levy.

12 Sec. _____. Section 298.2, subsection 4, paragraph b, Code
13 2023, is amended to read as follows:

14 b. If a combination of a property tax and income surtax is
15 used, by April ~~15~~ 30 of the previous school year, the board
16 shall certify the percent of the income surtax to be imposed
17 and the amount to be raised to the department of management
18 and the department of management shall establish the rate of
19 the property tax and income surtax for the school year. The
20 physical plant and equipment property tax and income surtax
21 shall be levied or imposed, collected, and paid to the school
22 district in the manner provided for the instructional support
23 program in sections 257.21 through 257.26.

24 Sec. _____. Section 298.4, subsection 1, unnumbered paragraph
25 1, Code 2023, is amended to read as follows:

26 The board of directors of a school district may certify for

27 levy by April ~~15~~ 30 of a school year, a tax on all taxable
 28 property in the school district for a district management levy.
 29 The revenue from the tax levied in this section shall be placed
 30 in the district management levy fund of the school district.
 31 The district management levy shall be expended only for the
 32 following purposes:
 33 Sec. ____ Section 298.10, subsection 1, Code 2023, is
 34 amended to read as follows:
 35 1. The board of directors of a school district may certify

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1 for levy by April ~~15~~ 30 of a school year, a tax on all taxable
 2 property in the school district in order to raise an amount
 3 for a necessary cash reserve for a school district's general
 4 fund. The amount raised for a necessary cash reserve does not
 5 increase a school district's authorized expenditures as defined
 6 in section 257.7.
 7 Sec. ____ Section 300.2, subsection 2, Code 2023, is amended
 8 to read as follows:
 9 2. If a majority of the votes cast upon the proposition is
 10 in favor of the proposition, the board shall certify the amount
 11 required for a fiscal year to the county board of supervisors
 12 by April ~~15~~ 30 of the preceding fiscal year. The board of
 13 supervisors shall levy the amount certified. The amount shall
 14 be placed in the public education and recreation levy fund of
 15 the district and shall be used only for the purposes specified
 16 in this chapter.>
 17 20. Page 48, line 11, by striking <15> and inserting <30>
 18 21. Page 49, line 3, by striking <April ~~10~~ 25> and inserting
 19 <April ~~May~~ 10>
 20 22. Page 49, line 12, by striking <15> and inserting <30>
 21 23. Page 50, line 30, by striking <15> and inserting <30>
 22 24. By renumbering as necessary.

DAN DAWSON

S-3154

1 Amend House File 648, as passed by the House, as follows:
 2 1. Page 1, by striking lines 9 and 10 and inserting <sitting
 3 in equity to expunge information in a record in the investment
 4 adviser registration depository as provided in this section.>
 5 2. Page 1, by striking lines 11 through 17 and inserting:
 6 <2. The commissioner of insurance, or the investment
 7 adviser that reported the information in the record in the
 8 investment adviser registration depository, may be named as a
 9 respondent or as respondents in the proceeding to expunge the
 10 information.>
 11 3. Page 1, by striking lines 19 and 20 and inserting
 12 <expungement of the information in the record, and all
 13 references to such information in other records, in the

14 investment adviser registration depository, if all of the
15 following apply:>
16 4. Page 1, after line 22 by inserting:
17 <b. The investment adviser, or the investment adviser
18 representative, was a citizen of this state, when either of the
19 following occurred:
20 (1) The information was first included in the record.
21 (2) The petition to expunge the information was filed in
22 district court.>
23 5. Page 1, by striking line 23 and inserting:
24 <c. The information arises out of a dispute involving the
25 investment adviser, or investment adviser representative, or a
26 client of the investment adviser.>
27 6. Page 1, line 24, by striking <c.> and inserting <d.>
28 7. Page 1, line 29, by striking <defamatory> and inserting
29 <false>
30 8. Page 1, line 30, by striking <d.> and inserting <(4)>
31 9. Page 1, line 33, by striking <e.> and inserting <(5)>
32 10. By striking page 1, line 35, through page 2, line 2.
33 11. Page 2, line 3, by striking <5.> and inserting <4.>
34 12. By renumbering, redesignating, and correcting internal
35 references as necessary.

SCOTT WEBSTER

S-3155

1 Amend Senate File 495 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. NEW SECTION. **554G.1 Definitions.**
5 As used in this chapter:
6 1. “*Business*” means any limited liability company, limited
7 liability partnership, corporation, sole proprietorship,
8 association, or other group, however organized and whether
9 operating for profit or not for profit, including a financial
10 institution organized, chartered, or holding a license
11 authorizing operation under the laws of this state, any other
12 state, the United States, or any other country, or the parent
13 or subsidiary of any of the foregoing, including an entity
14 organized under chapter 28E. “*Business*” does not include a
15 municipality as defined in section 670.1.
16 2. “*Contract*” means the same as defined in section 554D.103.
17 3. “*Covered entity*” means a business that accesses,
18 receives, stores, maintains, communicates, or processes
19 personal information or restricted information in or through
20 one or more systems, networks, or services located in or
21 outside this state.
22 4. “*Data breach*” means an intentional or unintentional
23 action that could result in electronic records owned, licensed
24 to, or otherwise protected by a covered entity being viewed,
25 copied, modified, transmitted, or destroyed in a manner that

26 is reasonably believed to have or may cause material risk of
27 identity theft, fraud, or other injury or damage to person or
28 property. “*Data breach*” does not include any of the following:
29 a. Good-faith acquisition of personal information or
30 restricted information by the covered entity’s employee or
31 agent for the purposes of the covered entity, provided that
32 the personal information or restricted information is not used
33 for an unlawful purpose or subject to further unauthorized
34 disclosure.
35 b. Acquisition or disclosure of personal information or

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1 restricted information pursuant to a search warrant, subpoena,
2 or other court order, or pursuant to a subpoena, order, or duty
3 of a regulatory state agency.
4 5. “*Distributed ledger technology*” means the same as defined
5 in section 554E.1.
6 6. “*Electronic record*” means the same as defined in section
7 554D.103.
8 7. “*Encrypted*” means the use of an algorithmic process to
9 transform data into a form for which there is a low probability
10 of assigning meaning without use of a confidential process or
11 key.
12 8. “*Individual*” means a natural person.
13 9. “*Maximum probable loss*” means the greatest damage
14 expectation that could reasonably occur from a data breach.
15 For purposes of this subsection, “*damage expectation*” means the
16 total value of possible damage multiplied by the probability
17 that damage would occur.
18 10. a. “*Personal information*” means any information
19 relating to an individual who can be identified, directly or
20 indirectly, in particular by reference to an identifier such
21 as a name, an identification number, social security number,
22 driver’s license number or state identification card number,
23 passport number, account number or credit or debit card number,
24 location data, biometric data, an online identifier, or to
25 one or more factors specific to the physical, physiological,
26 genetic, mental, economic, cultural, or social identity of that
27 individual.
28 b. “*Personal information*” does not include publicly
29 available information that is lawfully made available to the
30 general public from federal, state, or local government records
31 or any of the following media that are widely distributed:
32 (1) Any news, editorial, or advertising statement published
33 in any bona fide newspaper, journal, or magazine, or broadcast
34 over radio, television, or the internet.
35 (2) Any gathering or furnishing of information or news by

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1 any bona fide reporter, correspondent, or news bureau to news
2 media identified in this paragraph.

3 (3) Any publication designed for and distributed to members
4 of any bona fide association or charitable or fraternal
5 nonprofit business.

6 (4) Any type of media similar in nature to any item, entity,
7 or activity identified in this paragraph.

8 11. "*Record*" means the same as defined in section 554D.103.

9 12. "*Redacted*" means altered, truncated, or anonymized so
10 that, when applied to personal information, the data can no
11 longer be attributed to a specific individual without the use
12 of additional information.

13 13. "*Restricted information*" means any information about
14 an individual, other than personal information, or business
15 that, alone or in combination with other information, including
16 personal information, can be used to distinguish or trace the
17 identity of the individual or business, or that is linked or
18 linkable to an individual or business, if the information is
19 not encrypted, redacted, tokenized, or altered by any method or
20 technology in such a manner that the information is anonymized,
21 and the breach of which is likely to result in a material risk
22 of identity theft or other fraud to person or property.

23 14. "*Smart contract*" means the same as defined in section
24 554E.1.

25 15. "*Transaction*" means a sale, trade, exchange, transfer,
26 payment, or conversion of virtual currency or other digital
27 asset or any other property or any other action or set of
28 actions occurring between two or more persons relating to the
29 conduct of business, commercial, or governmental affairs.

30 Sec. 2. NEW SECTION. 554G.2 Affirmative defenses.

31 1. A covered entity seeking an affirmative defense under
32 this chapter shall create, maintain, and comply with a written
33 cybersecurity program that contains administrative, technical,
34 operational, and physical safeguards for the protection of both
35 personal information and restricted information.

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1 2. A covered entity's cybersecurity program shall be
2 designed to do all of the following:

3 a. Continually evaluate and mitigate any reasonably
4 anticipated internal or external threats or hazards that could
5 lead to a data breach.

6 b. Periodically evaluate no less than annually the maximum
7 probable loss attainable from a data breach.

8 c. Communicate to any affected parties the extent of any
9 risk posed and any actions the affected parties could take to
10 reduce any damages if a data breach is known to have occurred.

11 3. The scale and scope of a covered entity's cybersecurity
12 program is appropriate if the cost to operate the cybersecurity

13 program is no less than the covered entity's most recently
14 calculated maximum probable loss value.

15 4. *a.* A covered entity that satisfies all requirements
16 of this section is entitled to an affirmative defense to any
17 cause of action sounding in tort that is brought under the
18 laws of this state or in the courts of this state and that
19 alleges that the failure to implement reasonable information
20 security controls resulted in a data breach concerning personal
21 information or restricted information.

22 *b.* A covered entity satisfies all requirements of this
23 section if its cybersecurity program reasonably conforms to an
24 industry-recognized cybersecurity framework, as described in
25 section 554G.3.

26 Sec. 3. **NEW SECTION. 554G.3 Cybersecurity program**
27 **framework.**

28 1. A covered entity's cybersecurity program, as
29 described in section 554G.2, reasonably conforms to an
30 industry-recognized cybersecurity framework for purposes of
31 section 554G.2 if any of the following are true:

32 *a.* (1) The cybersecurity program reasonably conforms to the
33 current version of any of the following or any combination of
34 the following, subject to subparagraph (2) and subsection 2:
35 (a) The framework for improving critical infrastructure

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1 cybersecurity developed by the national institute of standards
2 and technology.

3 (b) National institute of standards and technology special
4 publication 800-171.

5 (c) National institute of standards and technology special
6 publications 800-53 and 800-53a.

7 (d) The federal risk and authorization management program
8 security assessment framework.

9 (e) The center for internet security critical security
10 controls for effective cyber defense.

11 (f) The international organization for
12 standardization/international electrotechnical commission 27000
13 family — information security management systems.

14 (2) When a final revision to a framework listed in
15 subparagraph (1) is published, a covered entity whose
16 cybersecurity program reasonably conforms to that framework
17 shall reasonably conform the elements of its cybersecurity
18 program to the revised framework within the time frame provided
19 in the relevant framework upon which the covered entity intends
20 to rely to support its affirmative defense, but in no event
21 later than one year after the publication date stated in the
22 revision.

23 *b.* (1) The covered entity is regulated by the state, by
24 the federal government, or both, or is otherwise subject to
25 the requirements of any of the laws or regulations listed
26 below, and the cybersecurity program reasonably conforms to

27 the entirety of the current version of any of the following,
28 subject to subparagraph (2):
29 (a) The security requirements of the federal Health
30 Insurance Portability and Accountability Act of 1996, as set
31 forth in 45 C.F.R. pt. 164, subpt. C.
32 (b) Title V of the federal Gramm-Leach-Bliley Act of 1999,
33 Pub. L. No. 106-102, as amended.
34 (c) The federal Information Security Modernization Act of
35 2014, Pub. L. No. 113-283.

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1 (d) The federal Health Information Technology for Economic
2 and Clinical Health Act as set forth in 45 C.F.R. pt. 162.
3 (e) Chapter 507F.
4 (f) Any applicable rules, regulations, or guidelines for
5 critical infrastructure protection adopted by the federal
6 environmental protection agency, the federal cybersecurity
7 and infrastructure security agency, or the north American
8 reliability corporation.
9 (2) When a framework listed in subparagraph (1) is amended,
10 a covered entity whose cybersecurity program reasonably
11 conforms to that framework shall reasonably conform the
12 elements of its cybersecurity program to the amended framework
13 within the time frame provided in the relevant framework
14 upon which the covered entity intends to rely to support its
15 affirmative defense, but in no event later than one year after
16 the effective date of the amended framework.
17 c. (1) The cybersecurity program reasonably complies
18 with both the current version of the payment card industry
19 data security standard and conforms to the current version of
20 another applicable industry-recognized cybersecurity framework
21 listed in paragraph “a”, subject to subparagraph (2) and
22 subsection 2.
23 (2) When a final revision to the payment card industry
24 data security standard is published, a covered entity whose
25 cybersecurity program reasonably complies with that standard
26 shall reasonably comply the elements of its cybersecurity
27 program with the revised standard within the time frame
28 provided in the relevant framework upon which the covered
29 entity intends to rely to support its affirmative defense, but
30 not later than the effective date for compliance.
31 2. If a covered entity’s cybersecurity program reasonably
32 conforms to a combination of industry-recognized cybersecurity
33 frameworks, or complies with a standard, as in the case of the
34 payment card industry data security standard, as described in
35 subsection 1, paragraph “a” or “c”, and two or more of those

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1 frameworks are revised, the covered entity whose cybersecurity
2 program reasonably conforms to or complies with, as applicable,
3 those frameworks shall reasonably conform the elements of its
4 cybersecurity program to or comply with, as applicable, all of
5 the revised frameworks within the time frames provided in the
6 relevant frameworks but in no event later than one year after
7 the latest publication date stated in the revisions.

8 Sec. 4. **NEW SECTION. 554G.4 Causes of action.**

9 This chapter shall not be construed to provide a private
10 right of action, including a class action, with respect to any
11 act or practice regulated under this chapter.>

MIKE BOUSSELOT

S-3156

1 Amend Senate File 387 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 10A.104, subsection 14, Code 2023, is
5 amended to read as follows:

6 14. Administer inspections of cosmetology ~~salons~~
7 ~~establishments under section 157.7 and barbershops under~~
8 ~~section 158.6 chapter 157.~~

9 Sec. 2. Section 147.13, subsection 11, Code 2023, is amended
10 to read as follows:

11 11. For cosmetology arts and sciences, the board of
12 ~~barbering and~~ cosmetology arts and sciences.

13 Sec. 3. Section 147.13, subsection 12, Code 2023, is amended
14 by striking the subsection.

15 Sec. 4. Section 147.14, subsection 1, paragraphs a and n,
16 Code 2023, are amended by striking the paragraphs.

17 Sec. 5. Section 147.14, subsection 1, Code 2023, is amended
18 by adding the following new paragraph:

19 **NEW PARAGRAPH.** x. For barbering and cosmetology arts
20 and sciences, three members who are licensed barbers or
21 cosmetologists, at least one of whom is also a licensed
22 instructor of cosmetology arts and sciences; one member who is
23 a licensed electrologist, esthetician, or nail technologist;
24 one member who owns a school of cosmetology arts and sciences;
25 and one member who is not licensed in the practice of
26 cosmetology arts and sciences and who shall represent the
27 general public.

28 Sec. 6. Section 147.76, Code 2023, is amended to read as
29 follows:

30 **147.76 Rules.**

31 The boards for the various professions shall adopt all

32 necessary and proper rules to administer and interpret this
33 chapter and chapters 148 through ~~158~~ 157, except chapter 148D.
34 Sec. 7. Section 157.1, Code 2023, is amended by adding the
35 following new subsections:

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1 NEW SUBSECTION. 001. “*Barbering*” means the practices listed
2 in this subsection performed with or without compensation.
3 “*Barbering*” includes but is not limited to the following
4 practices performed upon the upper part of the human body of
5 any person for cosmetic purposes and not for the treatment of
6 disease or physical or mental ailments:
7 a. Shaving or trimming for hair removal by the use of a
8 straight edge razor.
9 b. Giving facial and scalp massages or treatments with oils,
10 creams, lotions, or other preparations either by hand, or by
11 electrical or mechanical appliances.
12 c. Singeing, shampooing, hair body processing, curling,
13 blow waving, hair relaxing, bleaching or coloring the hair, or
14 applying hair tonics.
15 d. Applying cosmetic preparations, antiseptics, powders,
16 oils, clays, waxes, or lotions to the scalp, face, or neck.
17 e. Styling, cutting, or shampooing hairpieces or wigs when
18 done in conjunction with haircutting or hairstyling.
19 NEW SUBSECTION. 10A. “*Establishment*” means a fixed location
20 or a location that is readily movable where one or more persons
21 engage in the practice of cosmetology arts and sciences,
22 including but not limited to a retail establishment.
23 Sec. 8. Section 157.1, subsections 1 and 4, Code 2023, are
24 amended to read as follows:
25 1. “*Board*” means the board of barbering and cosmetology arts
26 and sciences.
27 4. “*Cosmetologist*” or “barber” means a person who performs
28 the practice of cosmetology, or otherwise by the person’s
29 occupation claims to have knowledge or skill particular to the
30 practice of cosmetology. Cosmetologists and barbers shall not
31 represent themselves to the public as being primarily in the
32 practice of haircutting unless that function is, in fact, their
33 primary specialty.
34 Sec. 9. Section 157.1, subsection 5, paragraph a, Code 2023,
35 is amended to read as follows:

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1 a. ~~Arranging, braiding, dressing,~~ Hairstyling, including
2 curling, waving, press and curl hair straightening, shampooing,
3 cutting, singeing, bleaching, coloring, or similar works, upon
4 the hair of any person, or upon a wig or hairpiece when done in
5 conjunction with haircutting or hairstyling by any means.
6 Sec. 10. Section 157.1, subsection 5, Code 2023, is amended
7 by adding the following new paragraph:

8 NEW PARAGRAPH. f. Barbering.

9 Sec. 11. Section 157.1, subsection 6, paragraph e, Code
10 2023, is amended by striking the paragraph.

11 Sec. 12. Section 157.1, subsection 26, Code 2023, is amended
12 by striking the subsection.

13 Sec. 13. Section 157.1, subsection 27, Code 2023, is amended
14 by striking the subsection and inserting in lieu thereof the
15 following:

16 27. *"School of barbering and cosmetology arts and sciences"*
17 means an establishment operated for the purpose of teaching
18 cosmetology arts and sciences.

19 Sec. 14. Section 157.2, subsection 1, paragraphs b and h,
20 Code 2023, are amended by striking the paragraphs.

21 Sec. 15. Section 157.2, subsection 2, Code 2023, is amended
22 to read as follows:

23 2. Cosmetologists and barbers shall not represent
24 themselves to the public as electrologists, estheticians, or
25 nail technologists unless the cosmetologist or barber has
26 completed the ~~additional~~ course of study for the respective
27 practice as prescribed by the board pursuant to section 157.10.

28 Sec. 16. Section 157.3, subsection 1, unnumbered paragraph
29 1, Code 2023, is amended to read as follows:

30 An applicant who is at least sixteen years of age and has
31 graduated from high school successfully completed tenth grade
32 or its equivalent shall be issued a license to practice any of
33 the cosmetology arts and sciences by the department when the
34 applicant satisfies all of the following:

35 Sec. 17. Section 157.3, subsection 1, paragraph a, Code

Page 4

1 2023, is amended to read as follows:

2 a. Presents to the department a diploma, or similar
3 evidence, issued by a licensed school of barbering and
4 cosmetology arts and sciences indicating that the applicant
5 has completed the course of study for the appropriate practice
6 of the cosmetology arts and sciences prescribed by the board.
7 An applicant may satisfy this requirement upon presenting a
8 diploma or similar evidence issued by a school in another
9 state, recognized by the board, which provides instruction
10 regarding the practice for which licensure is sought, provided
11 that the course of study is equivalent to or greater in length
12 and scope than that required for a school in this state, and is
13 approved by the board.

14 Sec. 18. Section 157.3, Code 2023, is amended by adding the
15 following new subsection:

16 NEW SUBSECTION. 3. An applicant shall indicate on the
17 applicant's application whether the applicant seeks to be
18 licensed as a cosmetologist or a barber.

19 Sec. 19. Section 157.3A, subsection 2, paragraphs a and b,
20 Code 2023, are amended to read as follows:

21 a. A licensed cosmetologist or barber having received

22 additional training in the use of chemical peels,
23 microdermabrasion, a certified laser product, or an intense
24 pulsed light device for hair removal shall submit a written
25 application and proof of additional training and certification
26 for approval by the board. A cosmetologist or barber who is
27 licensed after July 1, 2005, shall not be eligible to provide
28 chemical peels, practice microdermabrasion procedures, use
29 certified laser products, or use an intense pulsed light device
30 for hair removal.
31 b. A licensed cosmetologist or barber who applies permanent
32 makeup or cosmetic micropigmentation shall comply with the
33 provisions of section 135.37 and applicable rules.
34 Sec. 20. Section 157.3A, subsection 4, Code 2023, is amended
35 to read as follows:

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1 4. Any additional training received by a licensed
2 esthetician, cosmetologist or barber, or electrologist
3 and submitted to the board relating to utilization of a
4 certified laser product or an intense pulsed light device
5 shall include a safety training component which provides a
6 thorough understanding of the procedures being performed. The
7 training program shall address fundamentals of nonbeam hazards,
8 management and employee responsibilities relating to control
9 measures, and regulatory requirements.
10 Sec. 21. Section 157.3A, Code 2023, is amended by adding the
11 following new subsection:
12 NEW SUBSECTION. 6. Shaving or trimming for hair removal by
13 a cosmetologist or barber trained and certified in the use of a
14 straight edge razor in compliance with applicable rules of the
15 board. The board shall not require a cosmetologist or barber
16 to complete more than forty clock hours of training to receive
17 a certification under this subsection.
18 Sec. 22. Section 157.4, subsection 3, paragraph a, Code
19 2023, is amended to read as follows:
20 a. The permit shall be issued for a specific event and may
21 be issued to ~~a salon~~ an establishment, school of barbering and
22 cosmetology arts and sciences, or person.
23 Sec. 23. Section 157.5, subsection 1, unnumbered paragraph
24 1, Code 2023, is amended to read as follows:
25 A licensed cosmetologist or barber, esthetician, or
26 electrologist who provides services relating to the use of a
27 certified laser product, intense pulsed light device for hair
28 removal, chemical peel, or microdermabrasion, shall obtain a
29 consent in writing prior to the administration of the services.
30 A consent in writing shall create a presumption that informed
31 consent was given if the consent:
32 Sec. 24. Section 157.5, subsection 2, Code 2023, is amended
33 to read as follows:
34 2. A licensed cosmetologist or barber, esthetician, or
35 electrologist who provides services related to the use of a

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1 certified laser product, intense pulsed light device for hair
2 removal, chemical peel, or microdermabrasion, shall submit
3 a report to the board within thirty days of any incident
4 involving the provision of such services which results in
5 physical injury requiring medical attention. Failure to comply
6 with this section shall result in disciplinary action being
7 taken by the board.

8 Sec. 25. Section 157.6, Code 2023, is amended to read as
9 follows:

10 **157.6 Sanitary rules — practice in the home.**

11 The department shall prescribe sanitary rules for ~~salons~~
12 establishments and schools of cosmetology arts and sciences
13 which shall include the sanitary conditions necessary for
14 the practice of cosmetology arts and sciences and for the
15 prevention of infectious and contagious diseases. Subject
16 to local zoning ordinances, ~~a salon~~ an establishment may be
17 established in a residence if a room other than the living
18 quarters is equipped for that purpose. The department shall
19 enforce this section and make necessary inspections for
20 enforcement purposes.

21 Sec. 26. Section 157.7, subsection 1, Code 2023, is amended
22 to read as follows:

23 1. The department of inspections and appeals shall
24 employ personnel pursuant to chapter 8A, subchapter IV, to
25 perform duties related to inspection functions under this
26 chapter. ~~The department of inspections and appeals shall, when~~
27 ~~possible, integrate inspection efforts under this chapter with~~
28 ~~inspections conducted under chapter 158.~~

29 Sec. 27. Section 157.8, subsection 1, Code 2023, is amended
30 to read as follows:

31 1. It is unlawful for a school of barbering and cosmetology
32 arts and sciences to operate unless the owner has obtained
33 a license issued by the department. The owner shall file a
34 verified application with the department on forms prescribed
35 by the board.

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1 Sec. 28. Section 157.8, subsection 2, paragraph c, Code
2 2023, is amended by striking the paragraph.

3 Sec. 29. Section 157.8, subsection 2, paragraph d, Code
4 2023, is amended to read as follows:

5 *d.* The school of barbering and cosmetology arts and sciences
6 must pass a sanitary inspection under section 157.6. An annual
7 inspection of each school of barbering and cosmetology arts and
8 sciences, including the educational activities of each school,
9 shall be conducted and completed by the board or its designee
10 prior to renewal of the license.

11 Sec. 30. NEW SECTION. 157.8A Use of schools of barbering
12 and cosmetology arts and sciences.

13 A school of barbering and cosmetology arts and sciences may
14 be used for purposes other than student instruction so long as
15 the other activities do not disrupt classes. The board shall
16 adopt rules for the implementation of this section.

17 Sec. 31. Section 157.9, Code 2023, is amended to read as
18 follows:

19 **157.9 License suspension and revocation.**

20 Any license issued by the department under the provisions
21 of this chapter may be suspended, revoked, or renewal denied
22 by the board for violation of any provision of this chapter
23 ~~or chapter 158~~ or rules promulgated by the board under the
24 provisions of chapter 17A.

25 Sec. 32. Section 157.10, subsections 1 and 3, Code 2023, are
26 amended to read as follows:

27 1. a. The course of study required for licensure for the
28 practice of cosmetology shall be ~~two thousand one hundred~~
29 ~~clock hours, or seventy~~ a minimum of one thousand five hundred
30 fifty clock hours, or fifty-one semester credit hours or the
31 equivalent thereof as determined pursuant to administrative
32 rule and regulations promulgated by the United States
33 department of education. The clock hours, and equivalent
34 number of semester credit hours or the equivalent thereof as
35 determined pursuant to administrative rule and regulations

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1 promulgated by the United States department of education, of
2 a course of study required for licensure for the practices of
3 electrology, esthetics, and nail technology, ~~manicuring, and~~
4 ~~pedicuring~~ shall be established by the board. The board shall
5 adopt rules to define the course and content of study for each
6 practice of cosmetology arts and sciences.

7 b. The course of study required for licensure which is
8 limited to the practice of esthetics shall be a minimum of six
9 hundred hours.

10 c. The course of study required for licensure which is
11 limited to the practice of nail technology shall be a minimum
12 of three hundred twenty-five hours.

13 3. ~~A barber licensed under chapter 158 or a student in~~
14 ~~a barber school who applies for licensure in a practice of~~
15 ~~cosmetology arts and sciences or who enrolls in a school of~~
16 barbering and cosmetology arts and sciences shall be granted,
17 at the discretion of the school, at least half credit and
18 up to full credit for each course successfully completed for
19 licensure ~~as a barber in the practice of barbering~~ which meets
20 the requirements for licensure in a practice of cosmetology
21 arts and sciences.

22 Sec. 33. Section 157.11, Code 2023, is amended to read as
23 follows:

24 **157.11 ~~Salon~~ Establishment licenses.**

25 1. ~~A salon~~ An establishment shall not operate unless the
26 owner has obtained a license issued by the department. The

owner shall apply to the department on forms prescribed by the board. The department may perform a sanitary inspection of each ~~salon establishment~~ biennially and may perform a sanitary inspection of ~~a salon~~ an establishment prior to the issuance of a license. An inspection of ~~a salon~~ an establishment may also be conducted upon receipt of a complaint by the department.

2. The application shall be accompanied by the biennial license fee determined pursuant to section 147.80. The license is valid for two years and may be renewed.

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3. A licensed school of cosmetology arts and sciences at which students practice cosmetology arts and sciences is exempt from licensing as ~~a salon~~ an establishment.

Sec. 34. NEW SECTION. 157.12C Blow-dry styling.

1. A person engaged exclusively in the practice of blow-dry styling is not required to receive a license issued under section 157.3.

2. A person shall not engage in the practice of blow-dry styling except at an establishment that is licensed pursuant to section 157.11 or an establishment established in a residence pursuant to section 157.6.

3. A person shall not engage exclusively in the practice of blow-dry styling unless the person has completed two hours of education related to Iowa cosmetology law and rules and sanitation, as determined by the board by rule.

4. For the purposes of this section, “*blow-dry styling*” means the practice of shampooing, conditioning, drying, arranging, curling, straightening or styling hair using only mechanical devices, hair sprays, and topical agents such as balms, oils and serums, and includes the use and styling of hair extensions, hair pieces and wigs. “*Blow-dry styling*” does not include cutting hair or the application of dyes, bleaches, reactive chemicals, keratin treatments, or other preparations to color or alter the structure of hair.

Sec. 35. Section 157.13, subsection 1, unnumbered paragraph 1, Code 2023, is amended to read as follows:

It is unlawful for a person to employ an individual to practice cosmetology arts and sciences unless that individual is licensed or has obtained a temporary permit under this chapter. It is unlawful for a licensee to practice with or without compensation in any place other than a licensed ~~salon establishment, or~~ a licensed school of barbering and cosmetology arts and sciences, ~~or a licensed barbershop as defined in section 158.1.~~ The following exceptions to this subsection shall apply:

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1 Sec. 36. Section 157.13, subsection 1, paragraph a, Code
2 2023, is amended to read as follows:

3 a. A licensee may practice at a location which is not
4 a licensed ~~salon establishment~~, school of barbering and
5 cosmetology arts and sciences, or licensed barbershop ~~under~~
6 ~~extenuating circumstances arising from physical or mental~~
7 ~~disability or death of a customer pursuant to rules adopted by~~
8 the board.

9 Sec. 37. Section 157.13, subsections 2 and 3, Code 2023, are
10 amended to read as follows:

11 2. It is unlawful for a licensee to claim to be a licensed
12 barber unless the licensee is a licensed barber, however a
13 licensed cosmetologist may work in a licensed barbershop. It
14 is unlawful for a person to employ a licensed cosmetologist
15 or barber, esthetician, or electrologist to perform the
16 services described in section 157.3A if the licensee has not
17 received the additional training and met the other requirements
18 specified in section 157.3A.

19 3. If the owner or manager of ~~a salon~~ an establishment does
20 not comply with the sanitary rules adopted under section 157.6
21 or fails to maintain the ~~salon establishment~~ as prescribed by
22 rules of the department, the department may notify the owner
23 or manager in writing of the failure to comply. If the rules
24 are not complied with within five days after receipt of the
25 written notice by the owner or manager, the department shall in
26 writing order the ~~salon establishment~~ closed until the rules
27 are complied with. It is unlawful for a person to practice
28 in ~~a salon~~ an establishment which has been closed under this
29 section. The county attorney in each county shall assist the
30 department in enforcing this section.

31 Sec. 38. Section 261.9, subsection 3, paragraph b, Code
32 2023, is amended to read as follows:

33 b. Is ~~a barber school licensed under section 158.7 or~~
34 a school of barbering and cosmetology arts and sciences
35 licensed under chapter 157 and is accredited by a national

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1 accrediting agency recognized by the United States department
2 of education. For the fiscal year beginning July 1, 2017,
3 an eligible institution under this paragraph shall provide a
4 matching aggregate amount of institutional financial aid equal
5 to at least seventy-five percent of the amount received by
6 the institution's students for Iowa tuition grant assistance
7 under section 261.16A. For the fiscal year beginning July
8 1, 2018, the institution shall provide a matching aggregate
9 amount of institutional financial aid equal to at least
10 eighty-five percent of the amount received in that fiscal year.
11 Commencing with the fiscal year beginning July 1, 2019, and
12 each succeeding fiscal year, the matching aggregate amount of

13 institutional financial aid shall be at least equal to the
14 match provided by eligible institutions under paragraph “a”.

15 Sec. 39. Section 261B.11, subsection 1, paragraph i, Code
16 2023, is amended to read as follows:

17 i. Postsecondary educational institutions licensed by
18 the state of Iowa under ~~section 157.8 or 158.7~~ chapter 157
19 to operate as schools of cosmetology arts and sciences ~~or as~~
20 ~~barber schools~~ in the state.

21 Sec. 40. Section 272C.1, subsection 6, paragraph g, Code
22 2023, is amended to read as follows:

23 g. The board of barbering and cosmetology arts and sciences,
24 created pursuant to chapter 147.

25 Sec. 41. Section 272C.1, subsection 6, paragraph i, Code
26 2023, is amended by striking the paragraph.

27 Sec. 42. REPEAL. Chapter 158, Code 2023, is repealed.

28 Sec. 43. EMERGENCY RULES. The board of cosmetology arts
29 and sciences, board of barbering, and board of barbering and
30 cosmetology arts and sciences may adopt emergency rules under
31 section 17A.4, subsection 3, and section 17A.5, subsection 2,
32 paragraph “b”, to implement the provisions of this Act and
33 the rules shall be effective immediately upon filing unless
34 a later date is specified in the rules. Any rules adopted
35 in accordance with this section shall also be published as a

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1 notice of intended action as provided in section 17A.4.

2 Sec. 44. TRANSITION PROVISIONS.

3 1. a. The merger of the boards of barbering and cosmetology
4 arts and sciences in this Act shall not affect the appointment
5 or any term of office of a member of either board prior to the
6 effective date of this Act. A member of the board of barbering
7 or the board of cosmetology arts and sciences shall continue to
8 serve until the member's term expires, as calculated from the
9 member's initial appointment to the board of barbering or board
10 of cosmetology arts and sciences, or the member ceases to hold
11 office, whichever first occurs.

12 b. The initial membership of the board of barbering and
13 cosmetology arts and sciences shall consist of all members
14 of the boards of barbering and cosmetology arts and sciences
15 serving on the effective date of this Act.

16 2. A rule adopted by the board of cosmetology arts and
17 sciences or board of barbering that is in force and effect
18 immediately prior to the effective date of this Act shall
19 continue in full force and effect until the earlier of the
20 following:

21 a. The rule is amended, rescinded, or supplemented by the
22 affirmative action of the board of barbering and cosmetology
23 arts and sciences.

24 b. The rule expires by its own terms.

25 3. Any license or permit issued by the board of cosmetology
26 arts and sciences or board of barbering in effect on the

27 effective date of this Act shall continue in full force and
28 effect until expiration or renewal, except as provided in
29 subsection 8.

30 4. Any funds in any account or fund of the board of
31 cosmetology arts and sciences or board of barbering shall
32 be transferred to the control of the board of barbering and
33 cosmetology arts and sciences.

34 5. Any cause of action, statute of limitation, or
35 administrative action relating to or initiated by the board of

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1 cosmetology arts and sciences or board of barbering shall not
2 be affected as a result of this Act and shall apply to the board
3 of barbering and cosmetology arts and sciences.

4 6. All client and organizational files in the possession
5 of the board of cosmetology arts and sciences or board of
6 barbering shall become the property of the board of barbering
7 and cosmetology arts and sciences.

8 7. Any personnel in the state merit system of employment
9 who are mandatorily transferred due to the effect of this Act
10 shall be so transferred without any loss in salary, benefits,
11 or accrued years of service.

12 8. A person licensed as a barber as of July 1, 2023, shall
13 be considered to be a person licensed to practice barbering and
14 hairstyling and shall be issued a license to practice barbering
15 and hairstyling upon the expiration of the person's barbering
16 license. Such a license shall permit such a person to continue
17 to practice barbering as provided in chapter 158, Code 2023.

18 9. A person currently enrolled in a barbering school in a
19 course of study requiring at least two thousand one hundred
20 hours of instruction must complete the course of study by
21 August 1, 2024.>

CHRIS COURNOYER

S-3157

1 Amend House File 666, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 1, by striking lines 17 through 24 and inserting:

4 <Sec. ____ Section 162.2A, subsection 3, paragraph d, Code
5 2023, is amended by striking the paragraph.>

6 2. Page 11, after line 3 by inserting:

7 <NEW SUBSECTION. 9A. "*Coprocess*" means to simultaneously
8 process a renewable biomass or a biointermediate with a fossil
9 fuel or other nonrenewable feedstock in the same unit or units
10 to produce a fuel that is partially derived from a renewable
11 biomass or biointermediate.>

12 3. By renumbering as necessary.

KERRY GRUENHAGEN

S-3158

1 Amend Senate File 311 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 REGULATION OF COMMERCIAL ESTABLISHMENTS

6 Section 1. Section 162.2, subsection 19, Code 2023, is
7 amended by striking the subsection and inserting in lieu
8 thereof the following:

9 19. “*Pet shop*” means a facility where vertebrate animals,
10 excluding fish, not born and reared on the facility’s premises
11 are bought, sold, exchanged, or offered for sale or exchange to
12 the public, at retail. “*Pet shop*” does not include a facility
13 if one of the following applies:

14 a. The facility receives less than one thousand dollars from
15 the sale or exchange of vertebrate animals, excluding fish,
16 during a twelve-month period.

17 b. The facility sells or exchanges less than twelve
18 vertebrate animals, excluding fish, during a twelve-month
19 period.

20 Sec. 2. Section 162.2A, subsection 3, paragraph d, Code
21 2023, is amended to read as follows:

22 d. ~~The person’s An official government-issued photo~~
23 identification ~~number of the person. Notwithstanding chapter~~
24 ~~22, the department shall keep the person’s tax identification~~
25 ~~number confidential except for purposes of tax administration~~
26 ~~by the department of revenue, including as provided in section~~
27 ~~421.18.~~

28 DIVISION II

29 GRAIN REGULATION

30 PART A

31 GRAIN DEALERS

32 Sec. 3. Section 203.1, Code 2023, is amended by adding the
33 following new subsection:

34 NEW SUBSECTION. 12A. “*Scale weight ticket*” means the same
35 as defined in section 203C.1.

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1 Sec. 4. Section 203.5, subsection 8, paragraph a, Code 2023,
2 is amended to read as follows:

3 a. The applicant has caused liability to the ~~Iowa~~ grain
4 depositors and sellers indemnity fund in regard to a license
5 issued under this chapter or chapter 203C, and the liability
6 has not been discharged, settled, or satisfied.

7 Sec. 5. Section 203.11, subsection 2, paragraph a,
8 subparagraph (3), Code 2023, is amended to read as follows:

9 (3) Uses a scale weight ticket or credit-sale contract in
10 violation of this chapter or a requirement established by the
11 department under this chapter.

12 Sec. 6. Section 203.15, subsection 2, paragraph f, Code

2023, is amended to read as follows:

f. The duration of the credit-sale contract, which shall not exceed ~~twelve~~ fifteen months from the date the contract is executed.

Sec. 7. Section 203.17, Code 2023, is amended to read as follows:

203.17 Documents and records.

1. The department may adopt rules specifying the form, content, use, and maintenance of documents issued by a grain dealer under this chapter including but not limited to scale weight tickets, settlement sheets, daily position records, and credit-sale contracts. The department may adopt rules for both printed and electronic documents, including rules for the transmission, receipt, authentication, and archiving of electronically generated or stored documents.

2. All scale weight ticket forms in the possession of a grain dealer shall have been permanently and consecutively numbered at the time of printing. A grain dealer shall maintain an accurate record of all scale weight ticket numbers. The record shall include the disposition of each numbered form, whether issued, destroyed, or otherwise disposed of.

Sec. 8. Section 203.20, Code 2023, is amended to read as follows:

Page 3

203.20 Shrinkage adjustments — disclosures — penalties.

1. A person who, in connection with the receipt of ~~corn or soybeans~~ grain for storage, processing, or sale, adjusts the scale weight of the grain to compensate for the moisture content of the grain shall compute the amount of the adjustment by multiplying the scale weight of the grain by that factor which results in a rate of adjustment of one and eighteen hundredths percent of weight per one percent of moisture content. ~~The use of person who uses~~ any rate of weight adjustment for moisture content other than the one prescribed by this subsection ~~is commits~~ a fraudulent practice as defined in section 714.8. The person shall post on the business premises in a conspicuous place notice of the rate of adjustment for moisture content ~~that is as~~ prescribed by this subsection. ~~Failure The person who fails~~ to make this disclosure ~~is commits~~ a simple misdemeanor.

2. A person who, in connection with the receipt of grain for storage, processing, or sale, adjusts the quantity of the grain received to compensate for losses to be incurred during the handling, processing, or storage of the grain shall post on the business premises in a conspicuous place notice of the rate of adjustment to be made for this shrinkage. ~~Failure The person who fails~~ to make ~~the required this~~ disclosure ~~is commits~~ a simple misdemeanor.

3. A person who adjusts the scale weight of ~~corn or soybeans~~ both grain for moisture content and for handling, processing,

27 or storage losses may combine the two adjustment factors into
28 a single factor and may use this resulting factor to compute
29 the amount of weight adjustment in connection with storage,
30 processing, or sale transactions, provided that the person
31 shall post on the business premises in a conspicuous place a
32 notice that discloses the moisture shrinkage factor prescribed
33 by subsection 1, the handling shrinkage factor to be imposed,
34 and the single factor that results from combining these
35 factors. ~~Failure~~ The person who fails to make the required

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1 this disclosure ~~is~~ commits a simple misdemeanor.

2 PART B

3 WAREHOUSE OPERATORS

4 Sec. 9. Section 203C.5, subsection 2, Code 2023, is amended
5 to read as follows:

6 2. a. The department may adopt rules specifying the
7 form, content, and use of documents issued by a warehouse
8 operator under this chapter including but not limited to scale
9 weight tickets, warehouse receipts, settlement sheets, and
10 daily position records. The department may adopt rules for
11 both printed and electronic documents, including rules for
12 the transmission, receipt, authentication, and archiving of
13 electronically generated or stored documents.

14 b. All scale weight ticket forms and warehouse receipt
15 forms in the possession of a warehouse operator shall have been
16 permanently and consecutively numbered at the time of printing.
17 A warehouse operator shall maintain an accurate record of
18 the numbers of these documents. The record shall include
19 the disposition of each form, whether issued, destroyed, or
20 otherwise disposed of. The department may by rule require this
21 use of prenumbered forms and recording for documents other than
22 scale weight tickets and warehouse receipts.

23 Sec. 10. Section 203C.6, subsection 8, paragraph a, Code
24 2023, is amended to read as follows:

25 a. The applicant has caused liability to the ~~lowe~~ grain
26 depositors and sellers indemnity fund through operations under
27 a license issued under this chapter or chapter 203, and the
28 liability has not been discharged, settled, or satisfied.

29 Sec. 11. Section 203C.17, subsections 1, 2, 3, 4, and 5,
30 Code 2023, are amended to read as follows:

31 1. ~~Any grain which has been received at any~~ Grain deposited
32 with a licensed warehouse operator for which the actual sale
33 price ~~is~~ has not been fixed and ~~either~~ proper documentation
34 ~~made has not been furnished~~ or payment has not been made shall
35 be ~~construed to be grain held for storage within the meaning of~~

Page 5

1 ~~this chapter. Grain may be held~~ considered stored grain and
 2 may be retained in open storage or placed ~~on~~ under warehouse
 3 receipt. A warehouse receipt shall be issued for all grain
 4 held in open storage within one year from the date of delivery
 5 to the warehouse, unless the depositor has signed a statement
 6 that the depositor does not desire a warehouse receipt. A The
 7 licensed warehouse operator shall issue a warehouse receipt
 8 shall be issued to the depositor upon request by the depositor.
 9 The warehouse operator's tariff shall apply ~~for to~~ any grain
 10 that is retained in open storage or placed under warehouse
 11 receipt as provided in section 203C.18.

12 2. Bulk grain deposited with a licensed warehouse operator
 13 for processing, cleaning, drying, shipping for the account of
 14 the depositor, or any other purpose shall be removed within
 15 thirty days from the date of deposit or such grain shall be
 16 ~~determined as considered stored grain and the. The~~ warehouse
 17 operator's tariff ~~charges~~ shall apply to the bulk grain as
 18 provided in section 203C.28.

19 3. Grain ~~received on~~ deposited and subject to a scale weight
 20 ticket which that fails to have the price fixed and properly
 21 documented on the records of the licensed warehouse operator
 22 shall be construed to be retained in open storage.

23 4. All bulk grain whether retained in open storage and
 24 deposited subject to a scale weight ticket or having been
 25 placed ~~on~~ under warehouse receipt is covered by the grain
 26 depositors and sellers indemnity fund ~~created in as provided in~~
 27 chapter 203D.

28 5. ~~Any grain which has been received at any An~~ unlicensed
 29 ~~warehouse and for which the operator shall not retain deposited~~
 30 bulk grain, if its actual sale price has not been fixed, and
 31 payment for the bulk grain has not been made within thirty days
 32 from receipt of the grain its date of deposit, unless covered
 33 purchased by a credit-sale contract, shall be construed to be
 34 unlawful storage within the meaning of this chapter. Bulk
 35 grain received at any An unlicensed warehouse for any operator

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1 who retains deposited bulk gain under any other purpose
 2 circumstance must either ~~be returned~~ return the bulk grain to
 3 the depositor, or ~~disposed of~~ dispose of the bulk grain by
 4 order of the depositor, within thirty days from date of ~~actual~~
 5 the deposit of the bulk grain.

6 Sec. 12. Section 203C.25, Code 2023, is amended to read as
 7 follows:

8 **203C.25 Shrinkage adjustments — disclosures — penalties.**

9 1. A person who, in connection with the receipt of
 10 ~~corn or soybeans~~ grain for storage, processing, or sale,
 11 adjusts the scale weight of the grain to compensate for the
 12 moisture content of the grain shall compute the amount of

13 the adjustment by multiplying the scale weight of the grain
 14 by that factor which results in a rate of adjustment of one
 15 and eighteen hundredths percent of weight per one percent of
 16 moisture content. ~~The use of person who uses~~ any rate of
 17 weight adjustment for moisture content other than the one
 18 prescribed by this subsection ~~is~~ commits a fraudulent practice
 19 as defined in section 714.8. The person shall post on the
 20 business premises in a conspicuous place notice of the rate
 21 of adjustment for moisture content ~~that is as~~ prescribed by
 22 this subsection. ~~Failure~~ The person who fails to make this
 23 disclosure ~~is~~ commits a simple misdemeanor.

24 2. A person who, in connection with the receipt of grain for
 25 storage, processing, or sale, adjusts the quantity of the grain
 26 received to compensate for losses to be incurred during the
 27 handling, processing, or storage of the grain shall post on the
 28 business premises in a conspicuous place notice of the rate of
 29 adjustment to be made for this shrinkage. ~~Failure~~ The person
 30 who fails to make the required this disclosure ~~is~~ commits a
 31 simple misdemeanor.

32 3. A person who adjusts the scale weight of ~~corn or soybeans~~
 33 ~~both grain~~ for moisture content and for handling, processing,
 34 or storage losses may combine the two adjustment factors into
 35 a single factor and may use this resulting factor to compute

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1 the amount of weight adjustment in connection with storage,
 2 processing, or sale transactions, provided that the person
 3 shall post on the business premises in a conspicuous place a
 4 notice that discloses the moisture shrinkage factor prescribed
 5 by subsection 1, the handling shrinkage factor to be imposed,
 6 and the single factor that results from combining these
 7 factors. ~~Failure~~ The person who fails to make the required
 8 this disclosure ~~is~~ commits a simple misdemeanor.

9 Sec. 13. Section 203C.36, subsection 2, paragraph a,
 10 subparagraph (3), Code 2023, is amended to read as follows:

11 (3) Uses a scale weight ticket, warehouse receipt, or
 12 other document in violation of this chapter or requirements
 13 established by the department under this chapter.

PART C

INDEMNITY FUND

16 Sec. 14. Section 203D.1, Code 2023, is amended by adding the
 17 following new subsection:

18 NEW SUBSECTION. 14A. "*Scale weight ticket*" means the same
 19 as defined in section 203C.1.

20 Sec. 15. Section 203D.3, subsection 3, Code 2023, is amended
 21 to read as follows:

22 3. The ~~fiscal assessment~~ year of the fund begins July
 23 September 1 and ends on June 30 August 31. Fiscal Assessment
 24 quarters of the fund begin July September 1, October December
 25 1, January March 1, and April June 1. The finances of the fund
 26 shall be calculated on an accrual basis in accordance with

27 generally accepted accounting principles.

28 Sec. 16. Section 203D.3A, subsection 1, paragraph b,
29 unnumbered paragraph 1, Code 2023, is amended to read as
30 follows:

31 A licensee shall pay a participation fee on four successive
32 installment dates, with each installment date occurring on the
33 last date of the fund's ~~fiscal assessment~~ quarter as provided
34 in section 203D.3. The licensee shall pay twenty-five percent
35 of the total participation fee assessed on each installment

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1 date. However, nothing in this subsection prevents a licensee
2 from paying the participation fee on an accelerated basis. A
3 licensee shall pay the first installment on the last date of
4 the fund's ~~fiscal assessment~~ quarter immediately following the
5 licensee's anniversary date.

6 Sec. 17. Section 203D.5, subsection 1, Code 2023, is amended
7 to read as follows:

8 1. The board shall annually review the debits of and credits
9 to the grain depositors and sellers indemnity fund created
10 in section 203D.3 and shall determine whether to impose the
11 participation fee and per-bushel fee as provided in section
12 203D.3A, make adjustments to the fees effective on the previous
13 ~~July~~ September 1, or waive the fees as necessary to comply with
14 this section. The board shall make the determination not later
15 than May 1 of each year. The board shall impose the fees or
16 adjust the fees effective on the previous ~~July~~ September 1 in
17 accordance with chapter 17A. The imposition or adjustment of
18 the fees shall become effective as follows:

19 a. For the participation fee, on the following ~~July~~
20 ~~September~~ 1. However, the licensee shall continue to pay the
21 participation fee at the rate in effect on the prior ~~July~~
22 ~~September~~ 1, until the licensee has paid the amount owing.

23 b. For a per-bushel fee, on the following ~~July~~ September 1.

24 Sec. 18. Section 203D.5, subsection 4, Code 2023, is amended
25 to read as follows:

26 4. If on the last date of the fund's ~~fiscal assessment~~ year
27 as provided in section 203D.3 the assets of the fund exceed
28 eight million dollars, less any encumbered balances or pending
29 or unsettled claims, all of the following apply:

30 a. The participation fee shall be waived and shall not be
31 assessable or owing for the following ~~fiscal assessment~~ year
32 of the fund. However, the licensee shall continue to pay any
33 owing participation fee that was in effect on the prior ~~July~~
34 ~~September~~ 1.

35 b. The per-bushel fee shall be waived and shall not be

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1 assessable or owing.

2 PART D
3 EFFECTIVE DATE

4 Sec. 19. EFFECTIVE DATE. This division of this Act, being
5 deemed of immediate importance, takes effect upon enactment.

6 DIVISION III
7 WEIGHTS AND MEASURES
8 PART A

9 LICENSING, INSPECTIONS, AND FEES

10 Sec. 20. Section 214.2, Code 2023, is amended to read as
11 follows:

12 **214.2 License.**

13 1. A person who uses or displays for use any commercial
14 weighing and measuring device, as defined in section 215.1,
15 shall secure must be issued a license from by the department
16 for that device. The department shall issue the license after
17 inspecting the device.

18 2. a. Except as provided in paragraph "b", a license issued
19 under subsection 1 shall expire on December 31 of each year.

20 b. A license issued under subsection 1 for a motor fuel pump
21 shall expire on June 30 of each year.

22 Sec. 21. Section 214.3, subsection 1, Code 2023, is amended
23 by striking the subsection.

24 Sec. 22. Section 214.3, subsection 2, Code 2023, is amended
25 to read as follows:

26 2. The A license inspection fee is imposed on a person
27 who uses or displays for use a commercial weighing and
28 measuring device. The license fee is due the day the device
29 is placed into service department issues the license. A
30 license inspection fee shall be charged to the person owning
31 or operating a commercial weighing and measuring device
32 inspected. The amount of the license fee shall be calculated in
33 accordance with the class or section for devices as established
34 by handbook 44 of the United States national institute of
35 standards and technology.

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1 Sec. 23. Section 214.11, subsection 1, Code 2023, is amended
2 to read as follows:

3 1. The department shall provide for annual biennial
4 inspections of all motor fuel pumps, including but not limited
5 to motor fuel blender pumps, licensed under this chapter.
6 Inspections shall be for the purpose of determining the
7 accuracy and correctness of motor fuel pumps. For that purpose
8 the department's inspectors may enter upon the premises of any
9 a wholesale dealer or a retail dealer motor fuel site.

10 Sec. 24. Section 215.2, Code 2023, is amended to read as
11 follows:

12 **215.2 Special inspection tests — request — fees.**

13 1. The owner or servicer of a commercial weighing and
14 measuring device may request the department conduct a special
15 inspection test of the device to determine its accuracy and
16 correctness.

17 2. The fee for ~~special tests, including but not limited to,~~
18 ~~using state inspection equipment, for the calibration, testing,~~
19 ~~certification, or repair~~ conducting a special inspection test
20 of a commercial weighing and measuring device shall be paid
21 by the owner or servicer ~~or person~~ requesting the special
22 inspection test in accordance with the following schedule:

23 ~~1. a.~~ Class S, scales, seventy-five dollars per hour.

24 ~~2. b.~~ Class M, meters, fifty-two dollars and fifty cents
25 per hour.

26 Sec. 25. REPEAL. Section 215.12, Code 2023, is repealed.

27 PART B

28 MOTOR FUEL STANDARDS AND CLASSIFICATIONS

29 Sec. 26. Section 159A.6, subsection 1, paragraph c, Code
30 2023, is amended to read as follows:

31 c. Develop standards for decals required pursuant to
32 section ~~214A.16~~ 214A.21A, which shall be designed to promote
33 the advantages of using renewable fuels. The standards may be
34 incorporated within a model decal adopted by the office.

35 Sec. 27. Section 214A.1, subsection 2, Code 2023, is amended

Page 11

1 to read as follows:

2 2. “ASTM international” means a nonprofit organization,
3 previously named the American society for testing and materials
4 international.

5 Sec. 28. Section 214A.1, Code 2023, is amended by adding the
6 following new subsections:

7 NEW SUBSECTION. 33A. a. “Renewable diesel” means a motor
8 fuel for use in an internal combustion engine and ignited by
9 pressure without the presence of an electric spark, which
10 is produced from nonfossil renewable resources, including
11 agricultural plants, animal fats, residue, and waste generated
12 from the production, processing, and marketing of agricultural
13 products, and other renewable resources.

14 b. “Renewable diesel” must meet the standards provided in
15 section 214A.2.

16 c. “Renewable diesel” does not include any of the following:

17 (1) Biodiesel.

18 (2) A fuel that has been coprocessed.

19 NEW SUBSECTION. 33B. “Renewable diesel blended fuel” means
20 a blend of renewable diesel with petroleum-based diesel fuel,
21 biodiesel, or a combination of petroleum-based diesel fuel and
22 biodiesel, which meets the standards, including separately
23 the standard for its renewable diesel component, provided in
24 section 214A.2.

25 Sec. 29. Section 214A.2, subsection 4, Code 2023, is amended
26 by adding the following new paragraph:

27 NEW PARAGRAPH. c. (1) If the motor fuel is advertised
28 for sale or sold as renewable diesel or renewable diesel
29 blended fuel, the motor fuel must meet departmental standards
30 based in part or in whole on specifications adopted by ASTM
31 international for renewable diesel or renewable diesel blended
32 motor fuel, to every extent applicable, as determined by the
33 department subject to subparagraph (2).
34 (2) Renewable diesel must at least meet departmental
35 standards based in whole or in part on ASTM international

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1 specification D975, or a successor ASTM international
2 specification, established by rule. The specification shall
3 apply to renewable diesel before it leaves its place of
4 manufacture.
5 Sec. 30. Section 214A.2, subsection 5, Code 2023, is amended
6 by adding the following new paragraph:
7 NEW PARAGRAPH. d. (1) Renewable diesel shall be classified
8 RD-100.
9 (2) Renewable diesel blended fuel shall be classified RD-xx
10 where "xx" is the volume percent of renewable diesel.
11 Sec. 31. Section 214A.2B, Code 2023, is amended to read as
12 follows:
13 **214A.2B Laboratory for motor fuel and biofuels fuels,**
14 **biofuels, and renewable fuels.**
15 A laboratory for motor fuel and biofuels is established at a
16 community college which is engaged in biofuels testing on July
17 1, 2007, and which testing includes but is not limited to The
18 Iowa central fuel testing laboratory at Iowa central community
19 college shall test motor fuels, biofuels, and renewable fuels,
20 including but not limited to B-20 biodiesel fuel testing for
21 use by motor trucks and the ability of biofuels to meet ASTM
22 international standards. The laboratory shall conduct the
23 testing of motor fuel fuels sold in this state and biofuel
24 which is biofuels blended in with motor fuel fuels in this
25 state to ensure that the motor fuel or fuels, biofuels, and
26 renewable fuels meet the requirements departmental standards
27 in section 214A.2.

PART C

CODE EDITOR DIRECTIVE

30 Sec. 32. CODE EDITOR DIRECTIVE.
31 1. The Code editor is directed to make the following
32 transfer:
33 Section 214A.16 to section 214A.21A.
34 2. The Code editor shall correct internal references in the
35 Code and in any enacted legislation as necessary due to the

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1 enactment of this section.

2 DIVISION IV
3 WATER QUALITY

4 Sec. 33. Section 466B.43, subsection 6, Code 2023, is
5 amended to read as follows:

6 6. By ~~October 1, 2019, and each~~ October 1 ~~thereafter of~~
7 ~~each year~~, the division shall submit a report to the governor
8 and the general assembly itemizing expenditures, by hydrologic
9 unit code 8 watershed, under the programs, if any, during the
10 previous fiscal year, ~~if any~~.

11 Sec. 34. Section 466B.44, subsection 5, Code 2023, is
12 amended to read as follows:

13 5. Notwithstanding any other provision in this section
14 to the contrary, ~~beginning on July 1, 2018~~, the division
15 may use any amount available to support the water quality
16 urban infrastructure program to instead ~~extend~~ do any of the
17 following:

18 a. Extend and support the three-year data collection of
19 in-field agricultural practices project as enacted in 2015 Iowa
20 Acts, ch. 132, §18.

21 b. Support water quality agriculture infrastructure programs
22 created in section 466B.43, to the extent that moneys are not
23 obligated or encumbered during a fiscal year to adequately
24 support all urban infrastructure program projects that meet the
25 division's requirements.

26 Sec. 35. Section 466B.44, subsection 7, Code 2023, is
27 amended to read as follows:

28 7. By ~~October 1, 2019, and by~~ October 1 of each year
29 ~~thereafter~~, the division shall submit a report to the governor
30 and the general assembly itemizing expenditures under the
31 program, if any, during the previous fiscal year.>

32 2. Title page, by striking lines 1 through 4 and inserting
33 <An Act providing for programs and regulations administered and
34 enforced by the department of agriculture and land stewardship,
35 providing fees, providing for the allocation of moneys, making

Page 14

1 penalties applicable, and including effective date provisions.>

KERRY GRUENHAGEN

S-3159

1 Amend House File 424, as passed by the House, as follows:

2 1. Page 2, line 14, by striking <supervises> and inserting
3 <supervises a physician assistant engaged in independent
4 practice or>

5 2. Page 2, line 16, by striking <supervises> and inserting
6 <supervises a physician assistant engaged in independent

7 ~~practice or~~>

8 3. Page 4, by striking lines 3 and 4 and inserting:

9 <Sec. ____ Section 148C.1, subsection 5, Code 2023, is
10 amended by striking the subsection and inserting in lieu
11 thereof the following:

12 5. “*Independent practice*” means the practice of a physician
13 assistant that is organized as a professional corporation under
14 chapter 469C or a professional limited liability company under
15 chapter 489.

16 Sec. ____ Section 148C.1, subsection 8, Code 2023, is
17 amended by striking the subsection and inserting in lieu
18 thereof the following:

19 8. “*Supervising physician*” means a physician who supervises
20 the medical services provided by a physician assistant
21 engaged in independent practice consistent with the physician
22 assistant’s education, training, and experience.>

23 4. Page 4, by striking lines 14 and 15 and inserting:

24 <Sec. ____ Section 148C.3, subsection 2, Code 2023, is
25 amended to read as follows:

26 2. a. Rules ~~Joint rules~~ shall be adopted by the board and
27 the board of medicine pursuant to this chapter requiring a
28 licensed physician assistant to be supervised by ~~physicians a~~
29 physician during the first two years of independent practice if
30 the physician assistant has not previously practiced under a
31 supervising physician or in collaboration with the appropriate
32 physician or other health care professional for a period of at
33 least two years. The rules shall ~~provide that not more than~~
34 ~~five physician assistants shall be supervised by a physician at~~
35 ~~one time~~ determine the terms of collaboration for a physician

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1 assistant engaged in independent practice after the conclusion
2 of two years of practice under a supervising physician. The
3 rules shall also provide that a physician assistant shall
4 notify the board of the identity of the physician assistant’s
5 supervising physician and of any change in the status of the
6 supervisory relationship.
7 b. For purposes of this chapter, “supervision” does not
8 require the personal presence of the physician at the place
9 where medical services are rendered except insofar as the
10 personal presence is expressly required by this chapter or by
11 rules of the board adopted pursuant to chapter 17A.>

12 5. Page 5, by striking lines 7 through 20 and inserting:

13 <3. The degree of collaboration between a physician
14 assistant and the appropriate member of a health care team
15 shall be determined at the practice level, and may involve
16 decisions made by the medical group, hospital service,
17 supervising physician, or employer of the physician assistant,
18 or the credentialing and privileging system of a licensed
19 health care facility. ~~A physician shall be accessible at all~~
20 ~~times for consultation with a physician assistant unless the~~

21 ~~physician assistant is providing emergency medical services~~
22 ~~pursuant to 645 IAC 327.1(1)(n). The supervising physician~~
23 ~~shall have ultimate responsibility for determining the medical~~
24 ~~care provided by the supervising physician physician assistant~~
25 ~~team. A physician assistant shall be responsible for the~~
26 ~~services performed by the physician assistant that are not~~
27 ~~performed under the supervision of a physician.~~

28 Sec. ____ Section 148C.5, subsection 1, Code 2023, is
29 amended to read as follows:

30 1. If the board commences a contested case hearing against
31 a physician assistant by delivering a statement of charges
32 and notice of hearing to the physician assistant, the board
33 shall deliver a copy of the statement of charges and notice of
34 hearing to the physician assistant's supervising physician, if
35 applicable.

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1 Sec. ____ Section 148C.5, subsection 3, Code 2023, is
2 amended by striking the subsection.

3 Sec. ____ Section 148C.9, Code 2023, is amended to read as
4 follows:

5 **148C.9 Eye examination restricted.**

6 ~~A physician assistant shall not be permitted to prescribe~~
7 ~~lenses, prisms, or contact lenses for the aid, relief, or~~
8 ~~correction of human vision. A physician assistant engaged~~
9 ~~in independent practice shall not be permitted to measure~~
10 the visual power and visual efficiency of the human eye, as
11 distinguished from routine visual screening, except in the
12 personal presence of a supervising physician at the place where
13 such services are rendered.>

14 6. Page 6, line 35, by striking <under the supervision of>
15 and inserting <under the supervision of or>

16 7. Page 7, line 1, after <psychiatrist,> by inserting <a
17 qualified mental health professional physician assistant, a
18 psychiatric advanced registered nurse practitioner as defined
19 in section 125.2>

20 8. Page 8, line 7, by striking <148.13, 148C.5, 148C.9,> and
21 inserting <148.13>

22 9. Title page, line 2, before <physician> by inserting
23 <certain>

24 10. By renumbering as necessary.

DAWN DRISCOLL

S-3160

1 Amend the House amendment, S-3117, to Senate File 496, as
2 amended, passed, and reprinted by the Senate, as follows:

3 1. By striking page 1, line 5, through page 38, line 24, and
4 inserting:

5 <<DIVISION I
6 EDUCATIONAL PROGRAM

7 Section 1. Section 256.11, unnumbered paragraph 1, Code
8 2023, is amended to read as follows:

9 The state board shall adopt rules under chapter 17A and
10 a procedure for accrediting all public and nonpublic schools
11 in Iowa offering instruction at any or all levels from the
12 prekindergarten level through grade twelve. The rules of
13 the state board shall require that ~~a~~ an age-appropriate,
14 multicultural, and gender-fair approach is used by schools and
15 school districts. The educational program shall be taught from
16 ~~a~~ an age-appropriate, multicultural, and gender-fair approach.
17 Global perspectives shall be incorporated into all levels of
18 the educational program. The rules adopted by the state board
19 pursuant to section 256.17, Code Supplement 1987, to establish
20 new standards shall satisfy the requirements of this section to
21 adopt rules to implement the educational program contained in
22 this section. The educational program shall be as follows:

23 Sec. 2. Section 256.11, subsections 2, 3, 4, and 9, Code
24 2023, are amended to read as follows:

25 2. The kindergarten program shall include experiences
26 designed to develop healthy emotional and social habits and
27 growth in the language arts and communication skills, as well
28 as a capacity for the completion of individual tasks, and
29 protect and increase physical well-being with attention given
30 to experiences relating to the development of life skills and,
31 subject to section 279.80, age-appropriate and research-based
32 human growth and development. A kindergarten teacher shall be
33 licensed to teach in kindergarten. An accredited nonpublic
34 school must meet the requirements of this subsection only if
35 the nonpublic school offers a kindergarten program; provided,

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1 however, that section 279.80 shall not apply to a nonpublic
2 school.

3 3. The following areas shall be taught in grades one through
4 six: English-language arts, social studies, mathematics,
5 science, health, ~~age appropriate and research based~~
6 ~~human growth and development,~~ physical education, traffic
7 safety, music, ~~and~~ visual art, and, subject to section
8 279.80, age-appropriate and research-based human growth and
9 development. Computer science instruction incorporating
10 the standards established under section 256.7, subsection
11 26, paragraph "a", subparagraph (4), shall be offered in
12 at least one grade level commencing with the school year

13 beginning July 1, 2023. The health curriculum shall include
14 the characteristics of communicable diseases ~~including acquired~~
15 ~~immune deficiency syndrome~~. The state board as part of
16 accreditation standards shall adopt curriculum definitions for
17 implementing the elementary program.

18 4. The following shall be taught in grades seven and
19 eight: English-language arts; social studies; mathematics;
20 science; health; age-appropriate and research-based human
21 growth and development; career exploration and development;
22 physical education; music; and visual art. Computer science
23 instruction incorporating the standards established under
24 section 256.7, subsection 26, paragraph “a”, subparagraph (4),
25 shall be offered in at least one grade level commencing with
26 the school year beginning July 1, 2023. Career exploration
27 and development shall be designed so that students are
28 appropriately prepared to create an individual career
29 and academic plan pursuant to section 279.61, incorporate
30 foundational career and technical education concepts aligned
31 with the six career and technical education service areas
32 as defined in subsection 5, paragraph “h”, and incorporate
33 relevant twenty-first century skills. The health curriculum
34 shall include age-appropriate and research-based information
35 regarding the characteristics of sexually transmitted diseases;

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1 ~~including HPV and the availability of a vaccine to prevent~~
2 ~~HPV, and acquired immune deficiency syndrome~~. The state board
3 as part of accreditation standards shall adopt curriculum
4 definitions for implementing the program in grades seven
5 and eight. However, this subsection shall not apply to the
6 teaching of career exploration and development in nonpublic
7 schools. ~~For purposes of this section, “age appropriate”,~~
8 ~~“HPV”, and “research based” mean the same as defined in section~~
9 ~~279.50.~~

10 9. a. (1) Beginning July 1, 2006, each school district
11 shall have a qualified teacher librarian who shall be licensed
12 by the board of educational examiners under chapter 272. Each
13 school district shall establish a kindergarten through grade
14 twelve library program that is consistent with section 280.6
15 and with the educational standards established in this section.
16 contains only age-appropriate materials, and supports the
17 student achievement goals of the total school curriculum.

18 (2) If, after investigation, the department determines
19 that a school district or an employee of a school district has
20 violated the provisions of subparagraph (1) related to library
21 programs containing only age-appropriate materials, beginning
22 January 1, 2024, the school district or employee of the school
23 district, as applicable, shall be subject to the following:

24 (a) For the first violation of subparagraph (1), the
25 department shall issue a written warning to the board
26 of directors of the school district or the employee, as

27 applicable.

28 (b) (i) For a second or subsequent violation of
29 subparagraph (1), if the department finds that a school
30 district knowingly violated subparagraph (1), the
31 superintendent of the school district shall be subject to
32 a hearing conducted by the board of educational examiners
33 pursuant to section 272.2, subsection 14, which may result in
34 disciplinary action.

35 (ii) For a second or subsequent violation of subparagraph

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1 (1), if the department finds that an employee of the school
2 district who holds a license, certificate, authorization, or
3 statement of recognition issued by the board of educational
4 examiners knowingly violated subparagraph (1), the employee
5 shall be subject to a hearing conducted by the board of
6 educational examiners pursuant to section 272.2, subsection 14,
7 which may result in disciplinary action.

8 b. The state board shall establish in rule a definition
9 of and standards for an articulated sequential kindergarten
10 through grade twelve media program.

11 c. A school district that entered into a contract with an
12 individual for employment as a media specialist or librarian
13 prior to June 1, 2006, shall be considered to be in compliance
14 with this subsection until June 30, 2011, if the individual
15 is making annual progress toward meeting the requirements
16 for a teacher librarian endorsement issued by the board of
17 educational examiners ~~under chapter 272~~. A school district
18 that entered into a contract with an individual for employment
19 as a media specialist or librarian who holds at least a
20 master's degree in library and information studies shall be
21 considered to be in compliance with this subsection until the
22 individual leaves the employ of the school district.

23 Sec. 3. Section 256.11, subsection 5, paragraph j,
24 subparagraph (1), Code 2023, is amended to read as follows:

25 (1) One unit of health education which shall include
26 personal health; food and nutrition; environmental health;
27 safety and survival skills; consumer health; family life;
28 age-appropriate and research-based human growth and
29 development; substance abuse and nonuse; emotional and
30 social health; health resources; and prevention and control
31 of disease, including age-appropriate and research-based
32 information regarding sexually transmitted diseases, ~~including~~
33 ~~HPV and the availability of a vaccine to prevent HPV, and~~
34 ~~acquired immune deficiency syndrome.~~

35 Sec. 4. Section 256.11, Code 2023, is amended by adding the

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1 following new subsection:

2 NEW SUBSECTION. 19. For purposes of this section:

3 *a.* (1) “*Age-appropriate*” means topics, messages, and
4 teaching methods suitable to particular ages or age groups
5 of children and adolescents, based on developing cognitive,
6 emotional, and behavioral capacity typical for the age or age
7 group. “*Age-appropriate*” does not include any material with
8 descriptions or visual depictions of a sex act as defined in
9 section 702.17.

10 (2) Notwithstanding subparagraph (1), for purposes of the
11 human growth and development curriculum, “*age-appropriate*” means
12 the same as defined in section 279.50.

13 *b.* “*Research-based*” means the same as defined in section
14 279.50.

15 DIVISION II

16 SCHOOL RESPONSIBILITIES

17 Sec. 5. Section 256E.7, subsection 2, paragraph i, Code
18 2023, is amended to read as follows:

19 *i.* Be subject to and comply with section 279.76 relating
20 to physical examinations, ~~and~~ health screenings, and formal
21 examinations or surveys designed to assess a student’s mental,
22 emotional, or physical health in the same manner as a school
23 district.

24 Sec. 6. Section 256E.7, subsection 2, Code 2023, is amended
25 by adding the following new paragraphs:

26 NEW PARAGRAPH. *0j.* Be subject to and comply with the
27 requirements of section 279.78 relating to prohibitions and
28 requirements related to the gender identity of students in the
29 same manner as a school district.

30 NEW PARAGRAPH. *00j.* Be subject to and comply with the
31 requirements of section 279.79 relating to student, employee,
32 and contractor participation in surveys, analyses, activities,
33 or evaluations in the same manner as a school district.

34 NEW PARAGRAPH. *000j.* Be subject to and comply with the
35 requirements of section 279.80 relating to sexual orientation

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1 and gender identity instruction in kindergarten through grade
2 six in the same manner as a school district.

3 NEW PARAGRAPH. *0000j.* Be subject to and comply with the
4 requirements of section 279.81 relating to prohibiting students
5 from serving on any committees that determine, or provide
6 recommendations related to, whether a material in a school
7 library should be removed.

8 Sec. 7. Section 256F.4, subsection 2, paragraph k, Code
9 2023, is amended to read as follows:

10 *k.* Be subject to and comply with section 279.76 relating
11 to physical examinations, ~~and~~ health screenings, and formal
12 examinations or surveys designed to assess a student’s mental,

13 emotional, or physical health in the same manner as a school
14 district.

15 Sec. 8. Section 256F.4, subsection 2, Code 2023, is amended
16 by adding the following new paragraphs:

17 NEW PARAGRAPH. l. Be subject to and comply with the
18 requirements of section 279.78 relating to prohibitions and
19 requirements related to the gender identity of students in the
20 same manner as a school district.

21 NEW PARAGRAPH. m. Be subject to and comply with the
22 requirements of section 279.79 relating to student, employee,
23 and contractor participation in surveys, analyses, activities,
24 or evaluations in the same manner as a school district.

25 NEW PARAGRAPH. n. Be subject to and comply with the
26 requirements of section 279.80 relating to sexual orientation
27 and gender identity instruction in kindergarten through grade
28 six in the same manner as a school district.

29 NEW PARAGRAPH. o. Be subject to and comply with the
30 requirements of section 279.81 relating to prohibiting students
31 from serving on any committees that determine, or provide
32 recommendations related to, whether a material in a school
33 library should be removed.

34 Sec. 9. Section 279.50, subsections 1 and 2, Code 2023, are
35 amended to read as follows:

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1 1. ~~Each Subject to section 279.80, each~~ school board shall
2 provide instruction in kindergarten which gives attention
3 to experiences relating to life skills and human growth and
4 development as required in section 256.11. School districts
5 shall use research provided in section 256.9, subsection 46,
6 paragraph "b", to evaluate and upgrade their instructional
7 materials and teaching strategies for human growth and
8 development.

9 2. Each school board shall provide age-appropriate and
10 research-based instruction in human growth and development
11 including instruction regarding human sexuality, self-esteem,
12 stress management, interpersonal relationships, domestic
13 abuse, HPV and the availability of a vaccine to prevent HPV,
14 ~~and acquired immune deficiency syndrome and the prevention and~~
15 control of disease, including sexually transmitted diseases as
16 required in section 256.11, in grades ~~one~~ seven through twelve.

17 Sec. 10. Section 279.50, Code 2023, is amended by adding the
18 following new subsection:

19 NEW SUBSECTION. 1A. Subject to section 279.80, each
20 school board shall provide age-appropriate and research-based
21 instruction in human growth and development including
22 instruction regarding self-esteem, stress management,
23 interpersonal relationships, and domestic abuse in grades one
24 through six.

25 Sec. 11. Section 279.50, subsection 9, paragraphs b and c,
26 Code 2023, are amended by striking the paragraphs.

27 Sec. 12. Section 279.76, subsections 1 and 2, Code 2023, are
28 amended to read as follows:

29 1. a. Each school district is prohibited from administering
30 or conducting an invasive physical examination of a student,
31 ~~or~~ a student health screening that is not required by state or
32 federal law, or a formal examination or survey of a student
33 that is designed to assess the student's mental, emotional, or
34 physical health that is not required by state or federal law,
35 without first acquiring the written consent of the student's

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1 parent or guardian. This section applies only to a minor child
2 in the direct care of a parent or guardian, and does not apply
3 to an emancipated minor or a minor who is not residing with the
4 parent or guardian.

5 b. Each school district shall give written notice to a
6 student's parent or guardian of an examination or survey of
7 the student required by state or federal law that is designed
8 to assess the student's mental, emotional, or physical health
9 not less than seven days prior to the examination or survey.
10 The notice shall include a copy of the examination or survey
11 or a link to an internet site where the parent or guardian may
12 access the examination or survey.

13 c. This subsection shall not apply to a hearing or vision
14 examination.

15 2. This section shall not be construed to prohibit a school
16 district from conducting health screenings or invasive physical
17 examinations in emergent care situations or from cooperating in
18 a child abuse assessment commenced in accordance with section
19 232.71B.

20 Sec. 13. **NEW SECTION. 279.77 Transparency — publication**
21 **of school district information.**

22 1. Each school district shall publish all of the following
23 information related to the current school year on the school
24 district's internet site:

25 a. A detailed explanation of the procedures or policies
26 in effect for the parent or guardian of a student enrolled in
27 the school district to request the removal of a book, article,
28 outline, handout, video, or other educational material that is
29 available to students in the classroom or in a library operated
30 by the school district. Each school district shall prominently
31 display the detailed explanation on the school district's
32 internet site.

33 b. A detailed explanation of the procedures or policies in
34 effect to request the review of decisions made by the board
35 of directors of the school district, including the petition

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1 process established pursuant to section 279.8B.
2 2. The board of directors of each school district shall
3 adopt a policy describing the procedures for the parent or
4 guardian of a student enrolled in the school district or a
5 resident of the school district to review the instructional
6 materials used in classrooms in the school district. The
7 policy shall include a process for a student's parent or
8 guardian to request that the student not be provided with
9 certain instructional materials. The policy shall be
10 prominently displayed on the school district's internet site
11 and the board of directors of the school district shall, at
12 least annually, provide a written or electronic copy of the
13 policy to the parent or guardian of each student enrolled
14 in the school district. For purposes of this section,
15 "*instructional materials*" means either printed or electronic
16 textbooks and related core materials that are written and
17 published primarily for use in elementary school and secondary
18 school instruction and are required by a state educational
19 agency or local educational agency for use by students in the
20 student's classes by the teacher of record. "*Instructional*
21 *materials*" does not include lesson plans.
22 3. Each school district shall make available on the school
23 district's internet site a comprehensive list of all books
24 available to students in libraries operated by the school
25 district. However, for school years beginning prior to July
26 1, 2025, if the school district does not use an electronic
27 catalog, the school district may request a waiver from this
28 requirement from the department of education.
29 4. The identity of a parent or guardian who requests the
30 removal of a book, article, outline, handout, video, or other
31 educational material that is available to students in the
32 classroom or in a library operated by the school district
33 pursuant to subsection 1, paragraph "a", shall be confidential
34 and shall not be a public record subject to disclosure under
35 chapter 22.

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1 5. This section shall not be construed to require a school
2 district to do any of the following:
3 a. Reproduce educational materials that were not created by
4 a person employed by the board of directors.
5 b. Distribute any educational materials in a manner that
6 would infringe on the intellectual property rights of any
7 person.
8 Sec. 14. NEW SECTION. **279.78 Parental rights in education.**
9 1. As used in this section:
10 a. "*Gender identity*" means the same as defined in section
11 216.2.
12 b. "*License*" means the same as defined in section 272.1.

13 c. “Practitioner” means the same as defined in section
14 272.1.

15 2. A school district shall not knowingly give false or
16 misleading information to the parent or guardian of a student
17 regarding the student’s gender identity or intention to
18 transition to a gender that is different than the sex listed on
19 a student’s official birth certificate or certificate issued
20 upon adoption if the certificate was issued at or near the time
21 of the student’s birth.

22 3. If a student enrolled in a school district requests
23 an accommodation that is intended to affirm the student’s
24 gender identity from a licensed practitioner employed by
25 the school district, including a request that the licensed
26 practitioner address the student using a name or pronoun that
27 is different than the name or pronoun assigned to the student
28 in the school district’s registration forms or records, the
29 licensed practitioner shall report the student’s request
30 to an administrator employed by the school district, and
31 the administrator shall report the student’s request to the
32 student’s parent or guardian.

33 4. If, after investigation, the department of education
34 determines that a school district or an employee of a school
35 district has violated this section, the school district or

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1 employee of the school district, as applicable, shall be
2 subject to the following:

3 a. For the first violation of this section, the department
4 of education shall issue a written warning to the board
5 of directors of the school district or the employee, as
6 applicable.

7 b. (1) For a second or subsequent violation of this
8 section, if the department of education finds that a school
9 district knowingly violated this section, the superintendent of
10 the school district shall be subject to a hearing conducted by
11 the board of educational examiners pursuant to section 272.2,
12 subsection 14, which may result in disciplinary action.

13 (2) For a second or subsequent violation of this section,
14 if the department of education finds that an employee of
15 the school district who holds a license, certificate,
16 authorization, or statement of recognition issued by the board
17 of educational examiners knowingly violated this section, the
18 employee shall be subject to a hearing conducted by the board
19 of educational examiners pursuant to section 272.2, subsection
20 14, which may result in disciplinary action.

21 5. The state board of education shall adopt rules pursuant
22 to chapter 17A to administer this section.

23 Sec. 15. NEW SECTION. **279.79 Surveys — required parent or**
24 **guardian consent.**

25 1. The board of directors of a school district must
26 receive the prior written consent of a student’s parent or

27 guardian before requiring a student to take part in any survey,
28 analysis, activity, or evaluation that reveals information
29 concerning any of the following about the student or the
30 student's family, whether the information is personally
31 identifiable or not:
32 a. The political affiliations or beliefs of the student or
33 the student's parent or guardian.
34 b. Mental or psychological problems of the student or the
35 student's family.

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1 c. Sexual behavior, orientation, or attitudes.
2 d. Illegal, antisocial, self-incriminating, or demeaning
3 behavior.
4 e. Critical appraisals of other individuals with whom the
5 student has close familial relationships.
6 f. Legally recognized privileged or analogous relationships,
7 such as those of attorneys, physicians, or ministers.
8 g. Religious practices, affiliations, or beliefs of the
9 student or the student's parent or guardian.
10 h. Income, except when required by law to determine
11 eligibility for participation in a program or for receiving
12 financial assistance under such a program.
13 2. An employee of a school district, or a contractor engaged
14 by a school district, shall not answer any question pertaining
15 to any particular student enrolled in the school district
16 in any survey related to the social or emotional abilities,
17 competencies, or characteristics of the student, unless the
18 board of directors of the school district satisfies all of the
19 following requirements:
20 a. The board of directors of the school district provides to
21 the parent or guardian of each student enrolled in the school
22 district detailed information related to the survey, including
23 the person who created the survey, the person who sponsors the
24 survey, how information generated by the survey is used, and
25 how information generated by the survey is stored.
26 b. The board of directors of the school district receives
27 the written consent from a student's parent or guardian
28 authorizing the employee or contractor to answer questions in
29 the survey pertaining to the student.
30 3. Subsection 2 shall not be construed to prohibit an
31 employee of a school district, or a contractor engaged by a
32 school district, from answering questions pertaining to any
33 particular student enrolled in the school district as part of
34 the process of developing or implementing an individualized
35 education program for such student.

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1 Sec. 16. NEW SECTION. 279.80 Sexual orientation and gender
2 **identity — prohibited instruction.**

3 1. As used in this section:

4 a. “Gender identity” means the same as defined in section
5 216.2.

6 b. “Sexual orientation” means the same as defined in section
7 216.2.

8 2. A school district shall not provide any program,
9 curriculum, test, survey, questionnaire, promotion, or
10 instruction relating to gender identity or sexual orientation
11 to students in kindergarten through grade six.

12 Sec. 17. NEW SECTION. 279.81 Library materials review
13 **committee.**

14 The board of directors of a school district shall not allow a
15 student to serve on any committee that determines, or provides
16 recommendations related to, whether a material in a library
17 operated by the school district should be removed.

18 Sec. 18. NEW SECTION. 279.82 Intra-district enrollment.

19 1. A parent or guardian of a student enrolled in a
20 school district may enroll the student in another attendance
21 center within the same school district that offers classes
22 at the student’s grade level in the manner provided in this
23 section if, as a result of viewing a recording created by a
24 video surveillance system or a report from a school district
25 employee, and consistent with the requirements of the federal
26 Family Educational Rights and Privacy Act, 20 U.S.C. §1232g,
27 and any regulations promulgated pursuant to that Act, the
28 school district determines that any student enrolled in the
29 school district has harassed or bullied the student. For
30 purposes of this subsection, “harassment” and “bullying” mean
31 the same as defined in section 280.28.

32 2. a. A parent or guardian shall send notification to
33 the school district, on forms prescribed by the department of
34 education, that the parent or guardian intends to enroll the
35 student in another attendance center within the same school

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1 district that offers classes at the student’s grade level.

2 b. The school district shall enroll the student in another
3 attendance center within the same school district unless the
4 attendance center has insufficient classroom space for the
5 student. If the request is granted, the school district shall
6 transmit a copy of the form to the parent or guardian within
7 five days after the school district’s action. The parent
8 or guardian may withdraw the request at any time prior to
9 the school district’s action on the request. A denial of a
10 request by the school district may be appealed to the board of
11 directors of the school district.

12 c. The board of directors of each school district shall

13 adopt a policy that defines the term “*insufficient classroom*
14 *space*” for that district.

15 3. A request under this section is for a period of not
16 less than one year. A student who attends school in another
17 attendance center pursuant to this section may return to
18 the original attendance center and enroll at any time, once
19 the parent or guardian has notified the school district in
20 writing of the decision to enroll the student in the original
21 attendance center.

22 4. If a request filed under this section is for a student
23 requiring special education under chapter 256B, the request to
24 transfer to another attendance center shall only be granted if
25 all of the following conditions are met:

26 a. The attendance center maintains a special education
27 instructional program that is appropriate to meet the student’s
28 educational needs and the enrollment of the student in the
29 attendance center would not cause the size of the class or
30 caseload in that special education instructional program in the
31 attendance center to exceed the maximum class size or caseload
32 established pursuant to rules adopted by the state board of
33 education.

34 b. If the student would be assigned to a general education
35 class, there is sufficient classroom space for the general

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1 education class to which the student would be assigned.

2 5. If a student, for whom a request to transfer has been
3 filed with the school district, has been suspended or expelled
4 in the school district, the student shall not be permitted
5 to transfer until the student has been reinstated. Once the
6 student has been reinstated, however, the student shall be
7 permitted to transfer in the same manner as if the student
8 had not been suspended or expelled. If a student, for whom
9 a request to transfer has been filed with a school district,
10 is expelled in the school district, the student shall be
11 permitted to transfer under this section if the student applies
12 for and is reinstated. However, if the student applies for
13 reinstatement but is not reinstated in the school district,
14 the school district may deny the request to transfer. The
15 decision of the school district may be appealed to the board of
16 directors of the school district.

17 6. A student who is enrolled in another attendance center
18 within the same school district pursuant to this section is
19 eligible to participate immediately in varsity interscholastic
20 athletic contests and athletic competitions as a member of a
21 team from the receiving attendance center.

22 7. This section shall not be construed to prohibit a
23 school district from allowing the parent or guardian of a
24 student enrolled in the school district to enroll the student
25 in another attendance center within the same school district
26 that offers classes at the student’s grade level pursuant to a

27 policy adopted by the board of directors of the school district
28 that allows for transfers for reasons in addition to those
29 allowed pursuant to this section.

30 8. The state board of education shall adopt rules pursuant
31 to chapter 17A to administer this section.

32 Sec. 19. **NEW SECTION.** **279.83 Notice to parents or guardians**
33 **related to physical injuries, harassment, or bullying.**

34 After following the policy adopted by the school district
35 pursuant to section 280.28, subsection 3, an employee of a

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1 school district may notify the parents or guardians of a
2 student enrolled in the school district in writing or by
3 electronic mail within twenty-four hours after the employee
4 witnesses, either directly or indirectly by viewing a recording
5 created by a video surveillance system, any student enrolled
6 in the school district harassing or bullying the student. For
7 purposes of this section, "*harassment*" and "*bullying*" mean the
8 same as defined in section 280.28.

9 Sec. 20. Section 280.28, subsection 3, Code 2023, is amended
10 by adding the following new paragraph:

11 **NEW PARAGRAPH.** *Of.* A procedure for reporting an
12 allegation of an act of harassment or bullying, including
13 the identification by job title of the school official
14 responsible for ensuring that the policy is implemented, and
15 the identification of the person or persons responsible for
16 receiving reports of allegations of harassment or bullying.
17 The procedure shall require a school official to notify the
18 parents or guardians of a student enrolled in the school
19 district within twenty-four hours after the school official
20 receives a report that the student may have been the victim of
21 conduct that constitutes harassment or bullying.

22 Sec. 21. **EFFECTIVE DATE.** The following, being deemed of
23 immediate importance, take effect upon enactment:

24 1. The section of this division of this Act enacting section
25 279.82.

26 2. The section of this division of this Act enacting section
27 279.83.

28 3. The section of this division of this Act amending section
29 280.28, subsection 3.

30 DIVISION III

31 PRIVATE INSTRUCTION AND SPECIAL EDUCATION

32 Sec. 22. Section 299A.9, subsection 1, Code 2023, is amended
33 to read as follows:

34 1. A child of compulsory attendance age who is identified
35 as requiring special education under chapter 256B is eligible

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1 for placement under competent private instruction ~~with prior~~
2 ~~approval of the placement by the director of special education~~
3 ~~of the area education agency of the child's district of~~
4 ~~residence.~~

5 Sec. 23. Section 299A.9, Code 2023, is amended by adding the
6 following new subsection:

7 NEW SUBSECTION. 3. The parent, guardian, or legal custodian
8 of a child who is identified as requiring special education
9 may request dual enrollment pursuant to section 299A.8. The
10 appropriate special education services for the child shall be
11 determined pursuant to chapter 256B and rules adopted pursuant
12 to chapter 256B.

13 DIVISION IV

14 PARENTS AND GUARDIANS RIGHTS

15 Sec. 24. NEW SECTION. **601.1 Parents and guardians —**
16 **rights.**

17 1. For purposes of this section:

18 a. "*Emergent care situation*" means a sudden or unforeseen
19 occurrence or onset of a medical or behavioral condition that
20 could result in serious injury or harm to a minor child in the
21 event immediate medical attention is not provided.

22 b. "*Medical care*" means any care, treatment, service, or
23 procedure to prevent, diagnose, alleviate, treat, or cure a
24 minor child's physical or mental condition.

25 c. "*Minor child*" means an unmarried and unemancipated person
26 under the age of eighteen years.

27 2. Subject to section 147.164, as enacted by 2023 Iowa
28 Acts, Senate File 538, a parent or guardian bears the ultimate
29 responsibility, and has the fundamental, constitutionally
30 protected right, to make decisions affecting the parent's
31 or guardian's minor child, including decisions related to
32 the minor child's medical care, moral upbringing, religious
33 upbringing, residence, education, and extracurricular
34 activities. Any and all restrictions of this right shall be
35 subject to strict scrutiny.

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1 3. This section shall not be construed to prohibit any of
2 the following:

3 a. A minor child from receiving medical attention in an
4 emergent care situation.

5 b. A person from cooperating in a child abuse assessment
6 commenced in accordance with section 232.71B.

7 c. A court from issuing an order that is permitted by law.

8 4. This section shall not be construed to authorize a parent
9 or guardian to engage in conduct that is unlawful or to abuse
10 or neglect a minor child in violation of the laws of this
11 state.

12 5. The rights guaranteed to parents and guardians by this

13 section are not a comprehensive list of the rights reserved
14 to parents or guardians of a minor child. The enumeration of
15 the rights contained in this section shall not be construed to
16 limit the rights reserved to parents or guardians of a minor
17 child.

18 DIVISION V

19 IMPLEMENTATION OF ACT

20 Sec. 25. IMPLEMENTATION OF ACT. Section 25B.2, subsection
21 3, shall not apply to this Act.>

22 2. Title page, line 3, after <child,> by inserting
23 <authorizing the parent or guardian of a student enrolled in
24 a school district to enroll the student in another attendance
25 center within the same school district in certain specified
26 circumstances,>

27 3. Title page, line 11, by striking <districts> and
28 inserting <districts, accredited nonpublic schools, the
29 department of education, the board of educational examiners,>

30 4. Title page, line 13, after <education> by inserting <
31 and including effective date provisions>>

KEN ROZENBOOM

S-3161

1 Amend Senate File 569 as follows:

2 1. Page 8, after line 14 by inserting:

3 <Sec. _____. Section 331.442, subsection 5, paragraph a,
4 unnumbered paragraph 1, Code 2023, is amended to read as
5 follows:

6 Notwithstanding subsection 2, a board, in lieu of calling
7 an election, may institute proceedings for the issuance of
8 bonds for a general county purpose by causing a notice of the
9 proposal to issue the bonds, including a statement of the
10 amount and purpose of the bonds, and the right to petition for
11 an election, to be published as provided in section 331.305 at
12 least ten days prior to the meeting at which it is proposed
13 to take action for the issuance of the bonds subject to the
14 following population-based limitations, adjusted and published
15 annually in January by the department of management by applying
16 the percentage change in the consumer price index for all
17 urban consumers for the most recent available twelve-month
18 period published in the federal register by the United States
19 department of labor, bureau of labor statistics:>

20 2. Page 8, after line 26 by inserting:

21 <Sec. _____. Section 331.442, subsection 5, Code 2023, is
22 amended by adding the following new paragraph:

23 NEW PARAGRAPH. 0b. Each county's population used to
24 determine the limitations of paragraph "a" shall be determined
25 by the greater of the county's population during the most
26 recent federal decennial census or the most recent population
27 estimate produced by the United States census bureau.>

28 3. Page 9, after line 23 by inserting:

29 <Sec. _____. Section 8.6, Code 2023, is amended by adding the
30 following new subsection:
31 NEW SUBSECTION. 17. *County and city bond issuance.* To
32 annually prepare and file with the general assembly by December
33 1 a report specifying the updated population thresholds as
34 adjusted under section 331.442, subsection 5, and section
35 384.26, subsection 5, and detailing the use of the bond

Page 2

1 issuance procedures under section 331.442, subsection 5, and
2 section 384.26, subsection 5, including the usage of such
3 procedures by counties and cities based on the population-based
4 limitations and the amount of bonds issued for each such
5 usage.>
6 4. Page 20, after line 14 by inserting:
7 <Sec. _____. Section 384.26, subsection 5, paragraph a,
8 unnumbered paragraph 1, Code 2023, is amended to read as
9 follows:
10 Notwithstanding the provisions of subsection 2, a council
11 may, in lieu of calling an election, institute proceedings
12 for the issuance of bonds for a general corporate purpose by
13 causing a notice of the proposal to issue the bonds, including
14 a statement of the amount and purpose of the bonds, together
15 with the maximum rate of interest which the bonds are to bear,
16 and the right to petition for an election, to be published at
17 least once in a newspaper of general circulation within the
18 city at least ten days prior to the meeting at which it is
19 proposed to take action for the issuance of the bonds subject
20 to the following population-based limitations, adjusted and
21 published annually in January by the department of management
22 by applying the percentage change in the consumer price
23 index for all urban consumers for the most recent available
24 twelve-month period published in the federal register by the
25 United States department of labor, bureau of labor statistics:>
26 5. Page 20, after line 26 by inserting:
27 <Sec. _____. Section 384.26, subsection 5, Code 2023, is
28 amended by adding the following new paragraph:
29 NEW PARAGRAPH. 0b. Each city's population used to determine
30 the limitations of paragraph "a" shall be determined by the
31 greater of the city's population during the most recent
32 federal decennial census or the most recent population estimate
33 produced by the United States census bureau.>
34 6. By renumbering as necessary.

DAN DAWSON

S-3162

- 1 Amend Senate File 569 as follows:
2 1. By striking page 21, line 9, through page 23, line 34.
3 2. By renumbering as necessary.

TONY BISIGNANO
IZAAH KNOX
NATE BOULTON
MOLLY DONAHUE
SARAH TRONE GARRIOTT
CLAIRE A. CELSI
JANET PETERSEN

S-3163

- 1 Amend Senate File 541 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 169.3, subsection 3, Code 2023, is
5 amended to read as follows:
6 3. a. "Animal" means any nonhuman primate, dog, cat,
7 rabbit, rodent, fish, reptile, and livestock as defined in
8 section 717.1, or other vertebrate or nonvertebrate life forms
9 form, living or dead, except domestic poultry.
10 b. "Livestock" includes a group of livestock such as a herd
11 or flock.
12 Sec. 2. Section 169.3, Code 2023, is amended by adding the
13 following new subsection:
14 NEW SUBSECTION. 3A. a. "Animal massage" means a method
15 of treating the body of an animal for relaxation or hygienic
16 purposes through techniques, with or without the aid of a
17 massage device, that include rubbing, stroking, or kneading the
18 body of the animal.
19 b. "Animal massage" does not include acupuncture,
20 chiropractic care, diagnosis, diagnostic treatment,
21 prescription, or surgery.
22 Sec. 3. Section 169.3, subsection 10, Code 2023, is amended
23 to read as follows:
24 10. a. "Practice of veterinary medicine" means any of the
25 following:
26 ~~a.~~ (1) To diagnose, treat, correct, change, relieve or
27 prevent, for a fee, any animal disease, deformity, defect,
28 injury or other physical or mental conditions or cosmetic
29 surgery; including the prescription or administration of any
30 drug, medicine, biologic, apparatus, application, anesthetic,
31 or other therapeutic or diagnostic substance or technique, for
32 a fee; or to evaluate or correct sterility or infertility, for
33 a fee; or to render, advise or recommend with regard to any of
34 the above for a fee.
35 ~~b.~~ (2) To represent, directly or indirectly, publicly or

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1 privately, an ability or willingness to do an act described in
2 ~~paragraph “a” subparagraph (1).~~

3 ~~or (3) To use any title, words, abbreviation, or letters in~~
4 ~~a manner or under circumstances which induce the belief that~~
5 ~~the person using them is qualified to do any act described in~~
6 ~~paragraph “a” subparagraph (1).~~

7 (4) The performance or use of complementary, alternative,
8 or integrative therapies including veterinary acupuncture,
9 acupuncture, acupressure, manipulative therapy based on
10 techniques practiced in osteopathy and chiropractic medicine,
11 or other similar therapies as specified by rule adopted by the
12 board.

13 b. “Practice of veterinary medicine” does not include
14 providing authorized veterinary medical services to an animal
15 patient by veterinary auxiliary personnel when performing
16 a delegated task under the supervision of a supervising
17 veterinarian as provided in subchapter II.

18 Sec. 4. Section 169.3, subsection 12, Code 2023, is amended
19 by striking the subsection.

20 Sec. 5. Section 169.4, unnumbered paragraph 1, Code 2023,
21 is amended to read as follows:

22 A person ~~may~~ shall not practice veterinary medicine in the
23 state who is not a licensed veterinarian or the holder of a
24 valid temporary permit issued by the board. This chapter shall
25 not be construed to prohibit any of the following:

26 Sec. 6. Section 169.4, subsections 2, 9, and 10, Code 2023,
27 are amended to read as follows:

28 2. A person who is a veterinary student in an accredited
29 or approved college of veterinary medicine from performing
30 duties or actions assigned by ~~instructors~~ an instructor of the
31 college, or working acting under the ~~direct~~ supervision of a
32 ~~licensed supervising~~ veterinarian as provided in subchapter II.
33 The board shall issue to ~~any~~ a veterinary medicine student who
34 attends an accredited veterinary medicine college or school
35 and who has been certified as being competent by an instructor

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1 of such college or school to perform veterinary duties under
2 the direction of an instructor of veterinary medicine or under
3 the ~~direct~~ supervision of a ~~licensed supervising~~ veterinarian,
4 a certificate authorizing the veterinary medicine student to
5 perform such functions.

6 9. Any veterinary ~~assistant employed by a licensed~~
7 ~~veterinarian from performing duties other than diagnosis,~~
8 ~~prescription, or surgery auxiliary personnel when performing~~
9 delegated tasks under the ~~direct~~ supervision of such a
10 supervising veterinarian which assistant has been issued a
11 certificate by the board subject to section 169.20 as provided
12 in subchapter II.

13 10. A graduate of a foreign college of veterinary medicine,
14 who ~~has or is in the process of obtaining an ECFVG certificate~~
15 ~~for, when performing duties or actions delegated tasks~~
16 ~~under the direction or supervision of a licensed supervising~~
17 ~~veterinarian as provided in subchapter II.~~
18 Sec. 7. Section 169.4, Code 2023, is amended by adding the
19 following new subsection:
20 NEW SUBSECTION. 16. A person performing animal massage.
21 Sec. 8. Section 169.5, subsection 7, paragraph i, Code 2023,
22 is amended to read as follows:
23 i. Adopt, amend, or repeal rules relating to the
24 qualifications, standards of conduct for, the supervision
25 of tasks delegated to veterinary auxiliary personnel by a
26 licensed veterinarian, and disciplinary action of veterinary
27 auxiliary personnel for whom the board has issued a certificate
28 or permit. The rules may provide for the testing of, and
29 revocation or suspension of certificates issued to veterinary
30 assistants individuals who apply to be issued a certificate of
31 registration as a veterinary technician, apply to be issued
32 a renewal of a certificate of registration, or apply to be
33 reissued a certificate of registration; and the suspension
34 or revocation of a certificate of registration. However, a
35 certificate shall not be suspended or revoked by less than a

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1 ~~two thirds vote of the entire board in a proceeding conducted~~
2 ~~in compliance with section 17A.12.~~
3 Sec. 9. Section 169.5, subsection 7, Code 2023, is amended
4 by adding the following new paragraph:
5 NEW PARAGRAPH. k. Adopt, amend, or repeal rules requiring
6 a veterinarian to have a valid veterinarian-client-patient
7 relationship, except in the case of an emergency, before
8 practicing veterinary medicine on an animal, including by
9 acting as a supervising veterinarian.
10 Sec. 10. NEW SECTION. 169.31 Subchapter definitions.
11 As used in this subchapter:
12 1. *“Accredited or approved veterinary technology program”*
13 means a program in veterinary technology that is accredited by
14 the American veterinary medical association and an accrediting
15 agency that has been approved by the United States department
16 of education or its successor.
17 2. *“Direct supervision”* means supervision by a supervising
18 veterinarian that occurs when the supervising veterinarian is
19 readily available and on the premises where an animal patient
20 is being provided authorized veterinary medical services by
21 veterinary auxiliary personnel.
22 3. *“Immediate supervision”* means supervision by a
23 supervising veterinarian that occurs when the supervising
24 veterinarian is in the immediate area, and within audible and
25 visual range, of an animal patient and veterinary auxiliary
26 personnel providing the animal patient with authorized

27 veterinary medical services.

28 4. *"Indirect supervision"* means supervision by a supervising
29 veterinarian, other than direct supervision or immediate
30 supervision, that occurs when all of the following apply:

31 a. The supervising veterinarian has given written protocols
32 or real-time oral instructions to veterinary auxiliary
33 personnel for the treatment of an animal patient for which a
34 veterinarian-client-patient relationship exists.

35 b. The supervising veterinarian is readily available by

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1 telephone or other means of immediate communication with the
2 veterinary auxiliary personnel providing the animal patient
3 with authorized veterinary medical services.

4 5. *"Registered veterinary technician"* means an individual
5 who has graduated from an accredited or approved veterinary
6 technology program and who has been issued a valid certificate
7 of registration by the board pursuant to section 169.34.

8 6. *"Supervising veterinarian"* means a licensed veterinarian
9 who assumes responsibility for supervising veterinary auxiliary
10 personnel providing authorized veterinary medical services
11 to an animal patient under immediate supervision, direct
12 supervision, or indirect supervision.

13 7. a. *"Veterinary assistant"* means an individual employed
14 to work in veterinary practice who performs tasks under the
15 supervision of a supervising veterinarian.

16 b. *"Veterinary assistant"* does not include a person who is a
17 licensed veterinarian or a registered veterinary technician,
18 veterinary student, veterinary technician student, or graduate
19 from a foreign college of veterinary medicine who is not a
20 licensed veterinarian or the holder of a valid temporary permit
21 issued by the board.

22 8. *"Veterinary auxiliary personnel"* means a veterinary
23 assistant, registered veterinary technician, veterinary
24 student, veterinary technician student, or graduate of a
25 foreign college of veterinary medicine who is not a licensed
26 veterinarian or the holder of a valid temporary permit issued
27 by the board.

28 9. *"Veterinary student"* means an individual currently
29 admitted to and in good academic standing with an accredited or
30 approved college of veterinary medicine.

31 10. *"Veterinary technician student"* means an individual
32 currently admitted to and in good academic standing with an
33 accredited or approved veterinary technology program.

34 Sec. 11. **NEW SECTION. 169.32 Supervising veterinarian.**

35 1. A licensed veterinarian may provide veterinary medical

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1 services to an animal patient by acting as a supervising
2 veterinarian as provided in this subchapter and rules adopted
3 by the board.

4 2. A supervising veterinarian shall determine the
5 supervision required for tasks delegated to veterinary
6 auxiliary personnel within the limits provided in this
7 subchapter and rules adopted by the board. The decision
8 must be based on factors such as the veterinary auxiliary
9 personnel's training, experience, and skill. The supervising
10 veterinarian is responsible for providing the required
11 supervision and delegating tasks to veterinary auxiliary
12 personnel. The supervising veterinarian shall not delegate
13 veterinary medical services of diagnosis, prescription, or
14 surgery to any veterinary assistant, veterinary technician
15 student, or registered veterinary technician.

16 3. The board shall adopt rules providing for when a licensed
17 veterinarian must exercise immediate supervision, direct
18 supervision, or indirect supervision for each category of
19 auxiliary veterinary personnel providing authorized veterinary
20 medical services to an animal patient. Nothing in this
21 subchapter or the rules adopted by the board shall prohibit the
22 supervising veterinarian from providing more supervision than
23 required when the veterinary auxiliary personnel's training,
24 experience, and skill indicate more supervision is necessary.

25 Sec. 12. NEW SECTION. **169.33 Veterinary auxiliary personnel**
26 **— employment.**

27 1. *a.* A licensed veterinarian may employ any number of
28 veterinary auxiliary personnel who may be delegated tasks
29 associated with providing authorized veterinary medical
30 services to an animal patient within the limits provided in
31 this subchapter and rules adopted by the board pursuant to this
32 subchapter.

33 *b.* A person may employ any number of veterinary auxiliary
34 personnel to provide authorized veterinary medical services
35 to animals that are owned or cared for by the person if a

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1 supervising veterinarian who practices at the same place of
2 business as the veterinary auxiliary personnel supervises the
3 veterinary auxiliary personnel within the limits provided in
4 this subchapter and rules adopted by the board pursuant to this
5 subchapter.

6 2. Veterinary auxiliary personnel shall only receive
7 compensation for authorized veterinary medical services from
8 their employer as provided in this section except for those
9 services provided in accordance with section 169.4.

10 Sec. 13. NEW SECTION. **169.34 Registered veterinary**
11 **technician — certificate of registration.**

12 1. The board shall issue a certificate of registration to an

13 individual if all of the following apply:
14 a. The individual has graduated from an accredited or
15 approved veterinary technology program.
16 b. The individual has received a passing score on a national
17 veterinary technician examination approved by the board.
18 c. The individual has submitted a complete application to
19 the board that is approved by the board.
20 (1) The application must be in a form prescribed by the
21 board.
22 (2) To be complete, the application must include all of the
23 following:
24 (a) Information and material required by the board.
25 (b) A registration fee in an amount established by the
26 board.
27 d. The individual meets other criteria or qualifications
28 as specified by rule adopted by the board, including but not
29 limited to a state veterinary technician examination.
30 e. The board may grant a waiver from any qualification for a
31 certificate of registration to an individual who was in active
32 duty military service or the individual's spouse in accordance
33 with section 272C.4, or to an individual who was previously
34 a veterinary medical student and who substantially meets the
35 qualifications to receive a certificate of registration.

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1 2. The board may issue an endorsed certificate of
2 registration to an individual if the individual holds a valid
3 registration, certificate, license, or other authorization
4 issued by a jurisdiction recognized by the board, and all of
5 the following apply:
6 a. The individual meets the educational, experience, or
7 testing requirements as specified by the board in rule.
8 b. The individual is not subject to an investigation or
9 disciplinary action which may result or has resulted in the
10 suspension or the revocation of a registration, certificate,
11 license, or other authorization issued by a jurisdiction
12 recognized by the board.
13 c. The individual has submitted a complete application to
14 the board that is approved by the board.
15 (1) The application must be in a form prescribed by the
16 board.
17 (2) To be complete, the application must include all of the
18 following:
19 (a) Information and material required by the board.
20 (b) A registration fee in an amount established by the
21 board.
22 d. The individual meets other criteria, standard, or
23 qualification as specified by rule adopted by the board.
24 e. The board may grant a waiver from any qualification for
25 an endorsed certificate of registration to an individual who
26 was in active duty military service or the individual's spouse

27 in accordance with section 272C.4, or to an individual who was
28 previously a veterinary medical student who substantially meets
29 the qualifications to receive a certificate of registration.
30 3. *a.* All certificates of registration shall be issued
31 and expire according to a registration period based on a
32 triennium cycle beginning and ending on dates established by
33 the board. However, a new certificate of registration issued
34 during a registration period shall be for the balance of that
35 registration period.

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1 *b.* To renew a certificate of registration, a registered
2 veterinary technician must apply to the board for approval.
3 The application must show that the registered veterinary
4 technician has completed all continuing education credit hours
5 during the preceding registration period as required by the
6 board. The board shall determine the number of continuing
7 education credit hours required and the type of continuing
8 hours awarded credit. The certificate of registration expires
9 after the individual has been provided a notice and opportunity
10 for a hearing by the board under chapter 17A. An individual
11 whose certificate of registration has expired is no longer
12 credentialed as provided in section 169.35.
13 *c.* The board shall reissue a certificate of registration to
14 an individual whose certificate of registration has expired.
15 To be reissued a certificate of registration, the individual
16 must apply to the board for approval. The application
17 must show that the individual has completed the same number
18 of continuing education credit hours required to renew a
19 certificate of registration during the prior three years.
20 *d.* A certificate of registration for a registered veterinary
21 technician that was issued prior to July 1, 2024, remains valid
22 and does not expire.
23 *e.* The board shall adopt all rules required to administer
24 and enforce this subsection.
25 4. A registered veterinary technician is subject to
26 investigation and disciplinary action taken by the board to
27 suspend or revoke a certificate or registration pursuant
28 to section 272C.3. However, the board shall utilize the
29 procedures set forth in section 169.14. A certificate of
30 registration shall not be suspended or revoked by less than a
31 two-thirds vote of the entire board in a proceeding conducted
32 in compliance with section 17A.12.
33 Sec. 14. NEW SECTION. **169.35 Registered veterinary**
34 **technician — credentials.**
35 1. A person shall not use any recognized title,

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1 abbreviation, or sign to indicate that such person is a
2 registered veterinary technician unless that person is an
3 individual who has been issued a certificate of registration
4 pursuant to section 169.34.

5 2. A person who violates subsection 1 commits a simple
6 misdemeanor.

7 Sec. 15. NEW SECTION. **169.36 Registered veterinary**
8 **technician — scope of authority.**

9 1. A registered veterinary technician shall only perform
10 tasks associated with providing authorized veterinary medical
11 services to an animal patient under the supervision of a
12 supervising veterinarian according to this section and rules
13 adopted by the board under this subchapter.

14 2. A supervising veterinarian shall decide the specific
15 tasks delegated to a registered veterinary technician and
16 provide the required supervision pursuant to section 169.32 and
17 the rules adopted by the board.

18 3. A veterinary technician shall not do any of the
19 following:

20 a. Perform equine floating teeth services. However, a
21 registered veterinary technician may perform such services
22 after submitting to the board all of the following:

23 (1) Proof of current certification from the international
24 association of equine dentistry or other professional equine
25 dentistry association as determined by the board.

26 (2) A written statement signed by a supervising
27 veterinarian experienced in large animal medicine that the
28 applicant will be under the direct supervision or indirect
29 supervision of the supervising veterinarian when treating
30 floating equine teeth.

31 b. Gingival resection.

32 Sec. 16. NEW SECTION. **169.37 Veterinary assistant — scope**
33 **of authority.**

34 1. A veterinary assistant shall only perform tasks
35 associated with providing authorized veterinary medical

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1 services to an animal patient under the direct supervision of
2 a supervising veterinarian according to rules adopted by the
3 board under this subchapter.

4 2. A supervising veterinarian shall decide the specific
5 tasks delegated to a veterinary assistant and provide the
6 required supervision pursuant to section 169.32 and rules
7 adopted by the board.

8 Sec. 17. NEW SECTION. **169.38 Veterinary technician student**
9 **— scope of authority.**

10 1. A veterinary technician student shall only perform
11 tasks associated with providing authorized veterinary medical
12 services to an animal patient under the supervision of a

13 supervising veterinarian according to rules adopted by the
14 board under this subchapter.

15 2. A supervising veterinarian shall decide the specific
16 tasks delegated to a veterinary technician student and provide
17 the required supervision pursuant to section 169.32 and rules
18 adopted by the board.

19 Sec. 18. NEW SECTION. **169.39 Veterinary student — scope**
20 **of authority.**

21 1. A veterinary student shall only perform tasks associated
22 with providing authorized veterinary medical services to
23 an animal patient under the supervision determined by the
24 supervising veterinarian.

25 2. A supervising veterinarian shall decide the specific
26 tasks delegated to a veterinary student and provide the
27 required supervision pursuant to section 169.32 and the rules
28 adopted by the board.

29 Sec. 19. NEW SECTION. **169.40 Graduate from foreign college**
30 **of veterinary medicine — scope of authority.**

31 1. A graduate from a foreign college of veterinary medicine
32 shall only perform tasks associated with providing authorized
33 veterinary medical services to an animal patient under the
34 supervision determined by the supervising veterinarian.

35 2. A supervising veterinarian shall decide the specific

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1 tasks delegated to a graduate from a foreign college of
2 veterinary medicine who is not a licensed veterinarian or
3 temporary permit holder and provide the required supervision
4 pursuant to section 169.32 and the rules adopted by the board.

5 Sec. 20. Section 714.8, Code 2023, is amended by adding the
6 following new subsection:

7 NEW SUBSECTION. 22. Practicing veterinary medicine without
8 a valid license or temporary permit issued by the board of
9 veterinary medicine pursuant to chapter 169, as described in
10 section 169.19.

11 Sec. 21. REPEAL. Section 169.20, Code 2023, is repealed.

12 Sec. 22. CODE EDITOR DIRECTIVES. The Code editor shall do
13 all of the following:

14 1. Create a new subchapter in chapter 169 that includes
15 sections 169.1 through 169.30.

16 2. Create a new subchapter in chapter 169 that includes
17 sections 169.31 through 169.40, as enacted in this Act.

18 3. Correct internal references in the Code and in any
19 enacted legislation as necessary due to the enactment of this
20 Act.

21 Sec. 23. ADMINISTRATIVE RULES. The board of veterinary
22 medicine shall submit a notice of intended action to the
23 administrative rules coordinator and the Iowa administrative
24 code editor pursuant to section 17A.4, subsection 1, paragraph
25 “a”, not later than January 1, 2024, for the adoption of rules
26 required to implement this Act.

27 Sec. 24. EFFECTIVE DATE.

28 1. Except as provided in subsection 2, this Act takes effect
29 July 1, 2024.

30 2. The section of this Act requiring the board of veterinary
31 medicine to submit a notice of intended action for the adoption
32 of rules, being deemed of immediate importance, takes effect
33 upon enactment.>

34 2. Title page, by striking lines 1 through 4 and inserting
35 <An Act providing for veterinary medicine, including the care

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1 of animals under the supervision of a licensed veterinarian,
2 providing penalties, and including effective date provisions.>

DAN ZUMBACH

S-3164

HOUSE AMENDMENT TO SENATE FILE 318

1 Amend Senate File 318, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 2, by striking lines 9 and 10 and inserting
4 <apprenticeship sponsor, sponsor, or intermediary, and an
5 employer who provides training through a lead apprenticeship
6 sponsor, sponsor, or intermediary.>

7 2. Page 3, line 21, after <worker.> by inserting <For an
8 apprenticeship program in an occupation subject to licensure
9 under state law, a mentor or journeyworker must possess a valid
10 license to perform the occupation.>

11 3. Page 4, line 16, after <sponsor> by inserting <, sponsor,
12 or intermediary>

13 4. Page 5, line 13, after <means> by inserting <; however,
14 supervision for apprenticeship programs must occur in person
15 where otherwise required by the Code>

16 5. Page 7, line 13, by striking <deregulation> and inserting
17 <deregistration>

18 6. Page 7, by striking line 33 and inserting <members shall
19 have demonstrated experience and expertise in apprenticeable
20 occupations.>

S-3165

1 Amend House File 652, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 1, lines 18 and 19, by striking <cosmetologists, at
4 least one of whom is also a licensed instructor of cosmetology
5 arts and sciences;> and inserting <cosmetologists; one member
6 who is a licensed instructor of barbering and cosmetology arts
7 and sciences;>

- 8 2. Page 1, line 21, after <of> by inserting <barbering and>
9 3. Page 1, line 23, before <cosmetology> by inserting
10 <barbering and>
11 4. By striking page 1, line 33, through page 2, line 15, and
12 inserting:
13 <NEW SUBSECTION. 001. "Barbering and cosmetology" means
14 all of the following practices performed for cosmetic purposes
15 and not for the treatment of disease of physical or mental
16 ailments:
17 a. Curling, waving, press and curl hair straightening,
18 shampooing, cutting, singeing, bleaching, coloring, hair body
19 processing, blow waving, hair relaxing, applying hair tonics,
20 or similar works, upon the hair or beard of any person, or upon
21 a wig or hairpiece when done in conjunction with haircutting or
22 hairstyling by any means.
23 b. Massaging, cleansing, stimulating, exercising, or
24 beautifying the superficial epidermis of the scalp, face, neck,
25 arms, hands, legs, feet, or upper body of any person with the
26 hands or mechanical or electrical apparatus or appliances or
27 with the use of cosmetic preparations, including cleansers,
28 toners, moisturizers, masques, antiseptics, powders, oils,
29 clays, waxes, or lotions.
30 c. Removing superfluous hair from the face or body of a
31 person with the use of depilatories, wax, sugars, or tweezing.
32 d. Applying makeup or eyelashes, tinting of lashes or brows,
33 or lightening of hair on the face or body.
34 e. Cleansing, shaping, or polishing the fingernails,
35 applying sculptured nails, nail extensions, wraps, overlays,

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- 1 nail art, or any other nail technique to the fingernails or
2 toenails of a person.
3 f. Shaving or trimming for hair removal by the use of a
4 straight edge razor.
5 NEW SUBSECTION. 0001. "Barbering and cosmetology arts
6 and sciences" means any or all of the following disciplines
7 performed with or without compensation by a licensee:
8 a. Barbering and cosmetology.
9 b. Electrology.
10 c. Esthetics.
11 d. Nail technology.>
12 5. Page 2, line 18, before <cosmetology> by inserting
13 <barbering and>
14 6. Page 2, line 20, by striking <subsections 1 and 4,> and
15 inserting <subsections 1, 4, and 15,>
16 7. Page 2, line 25, by striking <cosmetology,> and inserting
17 <cosmetology, barbering and cosmetology arts and sciences>
18 8. Page 2, line 27, by striking <cosmetology> and inserting
19 <cosmetology, barbering and cosmetology arts and sciences>
20 9. Page 2, after line 30 by inserting:
21 <15. "Instructor" means a person licensed for the purpose of

22 teaching barbering and cosmetology arts and sciences.>
23 10. By striking page 2, line 31, through page 3, line 7, and
24 inserting:
25 <Sec. ____ Section 157.1, subsections 5 and 6, Code 2023,
26 are amended by striking the subsections.>
27 11. Page 3, line 15, before <cosmetology> by inserting
28 <barbering and>
29 12. Page 3, before line 16 by inserting:
30 <Sec. ____ Section 157.2, subsection 1, unnumbered
31 paragraph 1, Code 2023, is amended to read as follows:
32 It is unlawful for a person to practice barbering and
33 cosmetology arts and sciences with or without compensation
34 unless the person possesses a license issued under section
35 157.3. However, practices listed in section 157.1 when

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1 performed by the following persons are not defined as the
2 practice of barbering and cosmetology arts and sciences:>
3 13. Page 3, after line 17 by inserting:
4 <Sec. ____ Section 157.2, subsection 1, paragraphs c and e,
5 Code 2023, are amended to read as follows:
6 c. Students enrolled in licensed schools of barbering
7 and cosmetology arts and sciences ~~or barber schools~~ who are
8 practicing under the instruction or immediate supervision of
9 an instructor.
10 e. Employees of hospitals, health care facilities, orphans'
11 homes, juvenile homes, and other similar facilities who perform
12 barbering and cosmetology services for any resident without
13 receiving direct compensation from the person receiving the
14 service.>
15 14. Page 3, after line 24 by inserting:
16 <Sec. ____ Section 157.2, subsection 3, Code 2023, is
17 amended by striking the subsection.>
18 15. Page 3, by striking lines 27 through 31 and inserting:
19 <An applicant who has graduated from high school or its
20 equivalent shall be issued a license to practice any of the
21 barbering and cosmetology arts and sciences by the department
22 when the applicant satisfies all of the following:>
23 16. Page 3, line 32, by striking <paragraph a> and inserting
24 <paragraphs a and c>
25 17. Page 3, line 33, by striking <is> and inserting <are>
26 18. Page 4, after line 10 by inserting:
27 <c. Passes an examination prescribed by the board. The
28 examination may include both practical demonstrations and
29 written or oral tests and shall not be confined to any
30 specific system or method. However, a member of the board
31 who is a licensed instructor of barbering and cosmetology
32 arts and sciences shall not be involved in the selection or
33 administration of the exam.
34 Sec. ____ Section 157.3, subsection 2, Code 2023, is amended
35 to read as follows:

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1 2. Notwithstanding subsection 1, a person who completes
2 the application form prescribed by the board and who submits
3 satisfactory proof of having been licensed in a practice of the
4 barbering and cosmetology arts and sciences in another state
5 for at least twelve months in the twenty-four month period
6 preceding the submission of the application shall be allowed to
7 take the examination for a license to practice the appropriate
8 practice of the barbering and cosmetology arts and sciences.
9 However, the examination requirement shall be waived for those
10 persons who submit evidence of licensure in another state
11 which has a reciprocal agreement with the state of Iowa under
12 sections 147.44, 147.48, and 147.49.>

13 19. Page 4, by striking lines 11 through 15.

14 20. Page 5, before line 15 by inserting:

15 <Sec. ____ Section 157.4, subsection 1, Code 2023, is
16 amended to read as follows:

17 1. The department may issue a temporary permit which allows
18 the applicant to practice in the barbering and cosmetology arts
19 and sciences for purposes determined by rule. The board shall
20 determine and state its recommendations and the length of time
21 the temporary permit issued under this subsection is valid.

22 Sec. ____ Section 157.4, subsection 3, unnumbered paragraph
23 1, Code 2023, is amended to read as follows:

24 Notwithstanding section 157.13, subsection 1, the board
25 may issue a temporary permit to practice in the barbering and
26 cosmetology arts and sciences for the purpose of demonstrating
27 barbering and cosmetology arts and sciences services to the
28 public or for providing barbering and cosmetology arts and
29 sciences services to the public at not-for-profit events. A
30 permit issued pursuant to this subsection shall be subject to
31 the following requirements:>

32 21. Page 5, line 15, by striking <paragraph a,> and
33 inserting <paragraphs a, b, and g,>

34 22. Page 5, line 16, by striking <is> and inserting <are>

35 23. Page 5, after line 19 by inserting:

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1 <b. The permit shall be posted and visible to the public
2 at the location where the barbering and cosmetology arts and
3 sciences services are provided.

4 g. A person providing barbering and cosmetology arts and
5 sciences services at a not-for-profit event shall hold a
6 current license to practice barbering and cosmetology arts and
7 sciences.

8 Sec. ____ Section 157.4B, subsection 1, paragraph a, Code
9 2023, is amended to read as follows:

10 a. Advertise or market barbering or cosmetology services.>

11 24. Page 6, line 9, before <cosmetology> by inserting

12 <barbering and>

13 25. Page 6, line 11, before <cosmetology> by inserting

14 <barbering and>

15 26. Page 7, after line 7 by inserting:

16 <Sec. ____ Section 157.8, subsection 3, paragraph c, Code
17 2023, is amended to read as follows:

18 c. A person employed as an instructor in the barbering
19 and cosmetology arts and sciences by a licensed school shall
20 be licensed in the practice and shall possess a separate
21 instructor's license which shall be renewed biennially. An
22 instructor shall file an application with the department on
23 forms prescribed by the board. Requirements for licensure as
24 an instructor shall be determined by the board by rule.>

25 27. By striking page 7, line 22, through page 8, line 18,
26 and inserting:

27 <Sec. ____ Section 157.10, Code 2023, is amended to read as
28 follows:

29 **157.10 Course of study.**

30 1. a. The course of study required for licensure for the
31 practice of barbering and cosmetology shall be ~~two thousand~~
32 ~~one hundred clock hours, or seventy~~ a minimum of one thousand
33 five hundred fifty clock hours, or fifty-one semester credit
34 hours or the equivalent thereof as determined pursuant
35 to administrative rule and regulations promulgated by the

Page 6

1 United States department of education. The clock hours, and
2 equivalent number of semester credit hours or the equivalent
3 thereof as determined pursuant to administrative rule and
4 regulations promulgated by the United States department of
5 education, of a course of study required for licensure for
6 the practices of electrology, and esthetics, nail technology,
7 ~~manicuring, and pedicuring~~ shall be established by the board.
8 The board shall adopt rules to define the course and content of
9 study for each practice of cosmetology arts and sciences.

10 b. The course of study required for licensure which is
11 limited to the practice of esthetics shall be a minimum of six
12 hundred hours.

13 c. The course of study required for licensure which is
14 limited to the practice of nail technology shall be a minimum
15 of three hundred twenty-five hours.

16 2. A person licensed in or a student of a practice of
17 barbering and cosmetology arts and sciences shall be granted
18 full credit for each course successfully completed which meets
19 the requirements for licensure in another practice of barbering
20 and cosmetology arts and sciences.

21 3. A ~~barber licensed under chapter 158 or a student in~~
22 a barber school who ~~applies for licensure in a practice of~~
23 ~~cosmetology arts and sciences or who enrolls in a school of~~
24 barbering and cosmetology arts and sciences shall be granted,
25 at the discretion of the school, at least half credit and
26 up to full credit for each course successfully completed for

27 licensure ~~as a barber in the practice of barbering~~ which meets
 28 the requirements for licensure in a practice of barbering and
 29 cosmetology arts and sciences.>
 30 28. Page 8, line 33, before <cosmetology> by inserting
 31 <barbering and>
 32 29. Page 8, line 34, before <cosmetology> by inserting
 33 <barbering and>
 34 30. Page 9, before line 1 by inserting:
 35 <Sec. ____ Section 157.12, Code 2023, is amended to read as

Page 7

1 follows:
 2 **157.12 Supervisors.**
 3 A person who directly supervises the work of practitioners
 4 of barbering and cosmetology arts and sciences shall be
 5 licensed in the practice supervised ~~or a barber licensed under~~
 6 ~~section 158.3.>~~
 7 31. Page 9, line 25, before <cosmetology> by inserting
 8 <barbering and>
 9 32. Page 9, line 33, by striking <paragraph a,> and
 10 inserting <paragraphs a and b,>
 11 33. Page 9, line 34, by striking <is> and inserting <are>
 12 34. Page 10, after line 5 by inserting:
 13 <b. Notwithstanding section 157.12, when the licensee is
 14 employed by a physician and provides barbering and cosmetology
 15 services at the place of practice of a physician and is under
 16 the supervision of a physician licensed to practice pursuant to
 17 chapter 148.>
 18 35. Page 10, lines 8 and 9, by striking <It is unlawful for
 19 a licensee to claim to be a licensed barber unless the licensee
 20 is a licensed barber, however a> and inserting <~~It is unlawful~~
 21 ~~for a licensee to claim to be a licensed barber, however a~~ Δ>
 22 36. Page 13, line 11, by striking <hairstyling> and
 23 inserting <cosmetology>
 24 37. Page 13, line 12, by striking <hairstyling> and
 25 inserting <cosmetology>
 26 38. By renumbering as necessary.

CHRIS COURNOYER

S-3166

1 Amend House File 636, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 1, before line 1 by inserting:
 4 <DIVISION I
 5 POSTSECONDARY EDUCATION SUBSIDY
 6 Section 1. Section 598.1, subsection 8, Code 2023, is
 7 amended to read as follows:
 8 8. "*Postsecondary education subsidy*" means an amount ~~which~~
 9 ~~either of the parties may be required to pay under a temporary~~

10 ~~order or final judgment or decree~~ for educational expenses of
11 a child who is between the ages of eighteen and twenty-two
12 years if the child is regularly attending a course of career
13 and technical training either as a part of a regular school
14 program or under special arrangements adapted to the individual
15 person's needs; or is, in good faith, a full-time student in a
16 college, university, or community college; or has been accepted
17 for admission to a college, university, or community college
18 and the next regular term has not yet begun.

19 Sec. ____ Section 598.21F, Code 2023, is amended by striking
20 the section and inserting in lieu thereof the following:

21 **598.21F Postsecondary education subsidy.**

22 The court shall not order either of the parties to pay a
23 postsecondary education subsidy under a temporary order or
24 final judgment or decree.

25 Sec. ____ Section 600.11, subsection 2, paragraph a,
26 subparagraph (6), Code 2023, is amended to read as follows:

27 (6) A person who is ordered to pay support ~~or a~~
28 ~~postsecondary education subsidy pursuant to section 598.21F, or~~
29 ~~chapter 234, 252A, 252C, 252F, 598, 600B, or any other chapter~~
30 of the Code, for a person eighteen years of age or older who is
31 being adopted by a stepparent, and the support order or order
32 requires payment of support ~~or postsecondary education subsidy~~
33 for any period of time after the child reaches eighteen years
34 of age.

35 Sec. ____ APPLICABILITY. This division of this Act applies

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1 to a support order, decree, or judgment entered or pending on
2 or after July 1, 2023. This division of this Act shall not be
3 the basis for modification of an order, decree, or judgment
4 entered before July 1, 2023, that provides for a postsecondary
5 education subsidy.

6 DIVISION ____
7 EDUCATIONAL SETTING OF A MINOR CHILD>

8 2. Title page, line 1, after <relating to> by inserting
9 <provisions involving children in family law matters including
10 prohibiting a court from ordering payment of a postsecondary
11 education subsidy for a child under a dissolution of marriage
12 temporary order or final judgment or decree and providing for
13 application to existing orders, judgments, and decrees; and>

14 3. By renumbering as necessary.

JESSE GREEN

S-3167

1 Amend the amendment, S-3159, to House File 424, as passed by
2 the House, as follows:

3 1. Page 1, line 14, by striking <469C> and inserting <496C>

DAWN DRISCOLL

S-3168

1 Amend the amendment, S-3140, to House File 617, as passed by
2 the House, as follows:

3 1. Page 1, after line 20 by inserting:

4 <d. Identification of ratemaking laws and procedures of
5 other states that, if adopted in Iowa, could enhance the
6 competitiveness of utility rates in Iowa as compared with
7 utility rates in other jurisdictions.>

WAYLON BROWN

S-3169

1 Amend Senate File 546 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 75.2, Code 2023, is amended to read as
5 follows:

6 **75.2 Notice of sale.**

7 When public bonds are offered for sale, the official in
8 charge of the bond issue shall, ~~by advertisement published~~
9 ~~at least once, the last one of which shall be not less than~~
10 ~~four nor more than twenty days before the sale in a newspaper~~
11 ~~located in the county or a county contiguous to the place of~~
12 ~~sale, give notice of the time and place of sale of the bonds,~~
13 ~~the amount to be offered for sale, and any further information~~
14 ~~which the official deems pertinent~~ by publishing the time and
15 place of sale of the bonds, the amount to be offered for sale,
16 and any additional information the official deems pertinent
17 to the bond issue not less than four nor more than twenty
18 days before the sale in at least one electronic or written
19 publication with nationwide circulation that is recognized for
20 providing information regarding the sale of public bonds or in
21 a newspaper located in the county or a county contiguous to the
22 place of sale.

23 Sec. 2. Section 273.3, subsection 12, Code 2023, is amended
24 to read as follows:

25 12. Prepare an annual budget estimating income and
26 expenditures for programs and services as provided in sections
27 273.1, 273.2, this section, sections 273.4 through 273.8, and
28 chapter 256B within the limits of funds provided under section
29 256B.9 and chapter 257. The board shall post notice of a
30 public hearing on the proposed budget on the area education

31 agency's internet site ~~and by publication in the newspaper of~~
32 ~~general circulation in the territory of the area education~~
33 ~~agency in which the principal place of business of a school~~
34 ~~district that is a part of the area education agency is located~~
35 ~~or in the manner prescribed in section 279.36.~~ The notice

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1 shall specify the date, which shall be not later than March
2 1 of each year, the time, and the location of the public
3 hearing. The proposed budget as approved by the board shall
4 then be submitted to the state board of education, on forms
5 provided by the department, no later than March 15 preceding
6 the next fiscal year for approval. The state board shall
7 review the proposed budget of each area education agency and
8 shall before May 1, either grant approval or return the budget
9 without approval with comments of the state board included. An
10 unapproved budget shall be resubmitted to the state board for
11 final approval not later than May 15. The state board shall
12 give final approval only to budgets submitted by area education
13 agencies accredited by the state board or that have been given
14 conditional accreditation by the state board.

15 Sec. 3. Section 279.6, subsection 1, paragraph a, Code 2023,
16 is amended to read as follows:

17 a. Except as provided in paragraph "b" and subsection 2,
18 vacancies occurring among the officers or members of a school
19 board shall be filled by the board by appointment. A person
20 so appointed to fill a vacancy in an elective office shall
21 hold office until a successor is elected and qualified at the
22 next regular school election, unless there is an intervening
23 special election for the school district, in which event a
24 successor shall be elected at the intervening special election,
25 in accordance with section 69.12. To fill a vacancy occurring
26 among the members of a school board, the board shall publish
27 notice either on the board's internet site or in the manner
28 prescribed by section 279.36, stating that the board intends to
29 fill the vacancy by appointment but that the electors of the
30 school district have the right to file a petition requiring
31 that the vacancy be filled by a special election conducted
32 pursuant to section 279.7. The board may publish notice in
33 advance if a member of the board submits a resignation to take
34 effect at a future date. The board may make an appointment to
35 fill the vacancy after the notice is published or after the

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1 vacancy occurs, whichever is later.

2 Sec. 4. Section 279.6, subsection 1, paragraph b,
3 subparagraphs (1) and (2), Code 2023, are amended to read as
4 follows:

5 (1) If within fourteen days after ~~publication of a~~ providing
6 notice required pursuant to paragraph "a" for a vacancy that

7 occurs more than one hundred eighty days before the next
8 regular school election, or after the filing period closes
9 pursuant to section 277.4, subsection 1, for the next regular
10 school election, there is filed with the secretary of the
11 school board a petition requesting a special election to fill
12 the vacancy, an appointment to fill the vacancy is temporary
13 until a successor is elected and qualified, and the board shall
14 call a special election pursuant to section 279.7, to fill the
15 vacancy for the remaining balance of the unexpired term.

16 (2) If within fourteen days after ~~publication of a~~ providing
17 notice required pursuant to paragraph "a" for a vacancy that
18 occurs one hundred eighty days or less but more than forty days
19 before the next regular school election there is filed with the
20 secretary of the school board a petition requesting to fill
21 the vacancy by election, an appointment to fill the vacancy is
22 temporary until a successor is elected and qualified, and the
23 school board shall require that the remaining balance of the
24 unexpired term be filled at the next regular school election.
25 Sec. 5. Section 618.1, Code 2023, is amended to read as
26 follows:

27 **618.1 Publications in English** **Publication requirements.**

28 1. All notices, proceedings, and other matter whatsoever,
29 required by law or ordinance to be published in a newspaper,
30 shall be published only in the English language and in official
31 newspapers published primarily in the English language.

32 2. a. All publications made in an official newspaper at the
33 rates contained in section 618.11 shall also be posted by the
34 official newspaper to the official newspaper's internet site
35 within forty-eight hours of receipt from the public posting

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1 entity, independent of the publication schedule of the official
2 newspaper's printed version and not subject to any paywall or
3 subscription.

4 b. A public posting entity's statutory notice requirement
5 is satisfied as soon as a statutorily required public notice
6 is posted pursuant to this subsection regardless of whether
7 the statutorily required public notice has been printed in the
8 official newspaper's printed version.

9 3. If no official newspaper exists in a public posting
10 entity's jurisdiction, the public posting entity satisfies the
11 requirements of this chapter by posting a statutorily required
12 public notice to the public posting entity's official internet
13 site or the relevant county's official internet site, and as
14 provided in section 4.

15 4. A public posting entity shall also post a physical
16 copy of a required public notice on a bulletin board or other
17 prominent place which is easily accessible to the public and
18 clearly designated for that purpose at the principal office of
19 the public posting entity, or if no such office exists, at the
20 building in which a meeting is to be held, if applicable.

21 5. An official newspaper shall cross reference and
22 publicize between the official newspaper's printed version and
23 the official newspaper's internet site.
24 6. A print-only newspaper shall cross reference and
25 publicize between the print-only newspaper's official
26 newspaper's printed version and the consolidated official
27 newspaper internet site for statutorily required public notices
28 utilized to satisfy section 618.3(6).
29 7. Nothing in this chapter modifies the duty of a public
30 posting entity to make public use copies of required notices
31 available to the public as otherwise required by law.
32 8. Nothing in this chapter modifies a public posting
33 entity's requirement to keep a record of statutorily required
34 public postings if another section requires such records to be
35 kept.

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1 Sec. 6. NEW SECTION. 618.1A Definitions.
2 For the purposes of this chapter, unless the context
3 otherwise requires:
4 1. "Consolidated official newspaper internet site for
5 statutorily required public notices" means an internet site
6 owned and operated by an entity the membership of which
7 is solely comprised of official newspapers meeting the
8 requirements of section 618.3 and which provides access to
9 statutorily required public notices not subject to any paywall
10 or subscription and which additionally functions such that
11 members of the public may search for specific statutorily
12 required public notices and may subscribe to receive
13 notifications when a specific public posting entity posts a
14 statutorily required public notice.
15 2. "Cross reference and publicize" means providing
16 sufficient information such that a reasonable person would
17 know that the same information is contained in two or more
18 locations.
19 3. "Official internet site" means the internet site used
20 by a public posting entity to conduct or communicate official
21 business and information.
22 4. "Official newspaper" means a newspaper meeting the
23 requirements of section 618.3.
24 5. "Official newspaper's internet site" means an internet
25 site owned and operated by an official newspaper to publish an
26 electronic version of the official newspaper.
27 6. "Official newspaper's printed version" means the physical
28 version of an official newspaper.
29 7. "Paywall" or "subscription" means a fee charged by an
30 official newspaper to members of the public to receive or
31 access printed or electronic publications of the official

32 newspaper.

33 8. *"Print-only newspaper"* means a newspaper that does not
34 own or operate an official newspaper internet site to publish
35 the newspaper's printed version.

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1 9. *"Publication schedule"* means the time of and interval
2 between the publication of an official newspaper's printed
3 version.

4 10. *"Public posting entity"* means the state of Iowa, a
5 county, a city, a public school district, a private agency as
6 defined in section 28E.2, a public agency as defined in section
7 28E.2, or any other public entity who is required by law or
8 ordinance to post a public notice.

9 11. *"Statutorily required public notice"* means a notice
10 required by the Iowa Code to be made available to members of
11 the public.

12 Sec. 7. Section 618.3, subsection 3, Code 2023, is amended
13 to read as follows:

14 3. Devotes at least ~~twenty-five~~ forty percent of its total
15 column space in more than one-half of its issues during any
16 twelve-month period to information of a public character other
17 than advertising.

18 Sec. 8. Section 618.3, Code 2023, is amended by adding the
19 following new subsections:

20 **NEW SUBSECTION. 5.** Has an official newspaper's internet
21 site that provides public access to statutorily required public
22 notices that are to be published in the official newspaper's
23 printed version independent of the publication schedule of
24 the official newspaper's printed version and not subject to
25 a paywall or subscription. A print-only newspaper is exempt
26 from the requirements of this subsection provided that the
27 print-only newspaper posts statutorily required public notices
28 received from public posting entities to a consolidated
29 official newspaper internet site for statutorily required
30 public notices.

31 Sec. 9. **EFFECTIVE DATE.** This Act takes effect January 1,
32 2025.>

33 2. Title page, line 2, by striking <providing for fees,>

CHRIS COURNOYER

S-3170

1 Amend Senate File 565 as follows:

2 1. Page 38, after line 1 by inserting:

3 <DIVISION ____

4 COMPOSITE RETURN EXCEPTION

5 Sec. ____ COMPOSITE RETURN EXCEPTION — CERTIFICATES OF
6 ACQUITTANCE RELATED TO CERTAIN ESTATES. Notwithstanding any
7 other provision of law to the contrary, the requirements of

8 section 422.16B, including but not limited to the requirements
 9 to file a composite return and pay composite return tax,
 10 shall not apply to any estate for a tax year that began on or
 11 after January 1, 2022, and ended before December 31, 2022, if
 12 that estate received a certificate of acquittance from the
 13 department of revenue under section 422.27 without having filed
 14 a composite return under section 422.16B.

15 Sec. ____ EFFECTIVE DATE. This division of this Act, being
 16 deemed of immediate importance, takes effect upon enactment.

17 DIVISION ____

18 PROPERTY TAX PAYMENTS — SCHOOL DISTRICTS

19 Sec. ____ Section 257.3, subsection 1, Code 2023, is amended
 20 by adding the following new paragraph:

21 NEW PARAGRAPH. *d.* The amount paid to each school district
 22 under section 441.21, subsection 5, paragraph “e”, shall be
 23 regarded as property tax. The portion of the payment which
 24 is foundation property tax shall be determined by applying
 25 the foundation property tax rate to the amount computed under
 26 section 441.21, subsection 5, paragraph “e”, subparagraph (4),
 27 subparagraph division (a), and such amount shall be prorated
 28 pursuant to section 441.21, subsection 5, paragraph “e”,
 29 subparagraph (2), if applicable.

30 Sec. ____ EFFECTIVE DATE. This division of this Act, being
 31 deemed of immediate importance, takes effect upon enactment.>
 32 2. By renumbering as necessary.

DAN DAWSON

S-3171

1 Amend the House amendment, S-3164, to Senate File 318, as
 2 amended, passed, and reprinted by the Senate, as follows:

3 1. Page 1, by striking lines 3 through 20 and inserting:

4 <1. Page 1, line 3, after <Apprenticeship> by inserting
 5 <Occupation>

6 2. Page 2, by striking lines 9 and 10 and inserting
 7 <apprenticeship sponsor, sponsor, or intermediary, and an
 8 employer who provides training through a lead apprenticeship
 9 sponsor, sponsor, or intermediary.>

10 3. Page 2, before line 23 by inserting:

11 <____. “Construction” means new work, additions, alterations,
 12 reconstruction, installations, repairs, and demolitions, as
 13 well as work performed by a construction employer as defined in
 14 rules adopted pursuant to section 96.7, subsection 2, paragraph
 15 “c”, subparagraph (2). Construction activities are generally
 16 administered or managed from a relatively fixed place of
 17 business, but the actual construction work is performed at one
 18 or more different sites which may be dispersed geographically.>

19 4. Page 3, line 21, after <worker.> by inserting <For an
 20 apprenticeship program in a construction occupation licensable
 21 under state law, a mentor or journeyworker must be licensed to
 22 perform the occupation.>

23 5. Page 4, line 16, after <sponsor> by inserting <, sponsor,
24 or intermediary>

25 6. Page 5, by striking lines 12 and 13 and inserting <the
26 same trade or occupation as the apprentice.>

27 7. Page 5, before line 14 by inserting:

28 <a. “Supervision”, for apprenticeship programs that seek
29 to train apprentices to perform construction activities,
30 must occur in person and, for apprentices in construction
31 occupations licensable under state law, must occur in the ratio
32 required by state law.

33 b. “Supervision”, for apprenticeship programs and
34 apprentices to which paragraph “a” does not apply, may occur in
35 person, by phone, or through virtual means.>

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1 8. Page 6, before line 7 by inserting:

2 <e. To establish rules that the Iowa office of
3 apprenticeship shall not approve or register an apprenticeship
4 program that seeks to train apprentices to perform construction
5 activities unless the apprenticeship program meets the
6 requirements of 29 C.F.R. pts. 29 and 30 and conforms with
7 apprenticeship program standards published in 29 C.F.R. pt.
8 29, which includes terms and conditions for the qualification,
9 recruitment, selection, employment, and training of
10 apprentices, and the requirement for a written apprenticeship
11 agreement.>

12 9. Page 7, line 13, by striking <deregulation> and inserting
13 <deregistration>

14 10. Page 7, before line 24 by inserting:

15 <10. The office shall adhere to regulations established
16 by the United States department of labor, office of
17 apprenticeship, for apprenticeship programs that seek to
18 train apprentices to perform construction activities. The
19 office shall deny application for approval or registration
20 of an apprenticeship program that seeks to train apprentices
21 to perform construction activities unless the apprenticeship
22 program meets the requirements of 29 C.F.R. pts. 29 and 30
23 and conforms with apprenticeship program standards published
24 in 29 C.F.R. pt. 29, which include terms and conditions for
25 the qualification, recruitment, selection, employment, and
26 training of apprentices, and the requirement for a written
27 apprenticeship agreement.>

28 11. By renumbering, redesignating, and correcting internal
29 references as necessary.>

TODD TAYLOR

S-3172

HOUSE AMENDMENT TO
SENATE FILE 478

1 Amend Senate File 478, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

5 <Section 1. NEW SECTION. 11.3 When audits and examinations
6 begin.

7 For purposes of this chapter, an audit or examination
8 commences when the period of professional engagement begins
9 pursuant to the government auditing standards prescribed by the
10 comptroller general of the United States and published by the
11 United States government accountability office or as specified
12 in Code of Federal Regulations, Title 2, Part 200.

13 Sec. 2. Section 11.41, subsection 3, Code 2023, is amended
14 to read as follows:

15 3. If the information, records, instrumentalities, and
16 properties sought by the auditor of state are required by law
17 to be kept confidential, the auditor of state shall have access
18 to the information, records, instrumentalities, and properties,
19 but shall maintain the confidentiality of all such information
20 and is subject to the same penalties as the lawful custodian
21 of the information for dissemination of the information.
22 However, the auditor of state shall not have access to the
23 income tax returns of individuals or ~~to an individual's name~~
24 ~~or residential address from a reportable disease report under~~
25 section 139A.3 information in a report to the Iowa department
26 of health and human services, to a local board of health, or
27 to a local health department that identifies a person infected
28 with a reportable disease.

29 Sec. 3. Section 11.41, Code 2023, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 4. a. The auditor of state shall not have
32 access to the following information, except as required to
33 comply with the standards for engagement described in section
34 11.3, to comply with any other state or federal regulation, or
35 in the case of alleged or suspected embezzlement or theft:

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1 (1) Criminal identification files of law enforcement
2 agencies.

3 (2) Personal information in records regarding a student,
4 prospective student, or former student maintained, created,
5 collected, or assembled by or for a school corporation or
6 educational institution maintaining such records.

7 (3) Hospital records, medical records, and professional
8 counselor records of the condition, diagnosis, care, or
9 treatment of a patient or former patient or a counselee or

10 former counselee, including outpatient.

11 (4) Records which represent and constitute the work product
12 of an attorney and which relate to litigation or claims made by
13 or against a public body.

14 (5) Peace officers' investigative reports, privileged
15 records, or information specified in section 80G.2, and
16 specific portions of electronic mail and telephone billing
17 records of law enforcement agencies if that information is part
18 of an ongoing investigation.

19 (6) Records and information obtained or held by an
20 independent special counsel during the course of an
21 investigation conducted pursuant to section 68B.31A. This
22 subparagraph does not prohibit the auditor of state from
23 accessing information that is disclosed to a legislative ethics
24 committee subsequent to a determination of probable cause by
25 an independent special counsel and made pursuant to section
26 68B.31.

27 (7) Information and records concerning physical
28 infrastructure, cybersecurity, critical infrastructure,
29 security procedures, or emergency preparedness developed,
30 maintained, or held by a government body for the protection of
31 life or property if disclosure could reasonably be expected to
32 jeopardize such life or property.

33 (8) Personal information, as defined in section 22A.1.

34 (9) Any other information or records that contain personal
35 information that an individual would reasonably expect to be

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1 kept private or unnecessary to the objectives and scope of the
2 audit or examination commenced pursuant to this chapter.

3 b. In the event the auditor of state obtains information
4 listed under paragraph "a", all information shall be anonymized
5 prior to the disclosure of the information, except as required
6 by the standards set forth in section 11.3.

7 Sec. 4. Section 11.42, subsection 3, Code 2023, is amended
8 to read as follows:

9 3. Upon completion of an audit or examination, a report
10 shall be prepared as required by section 11.28 and all
11 information included in the report shall be public information.
12 The auditor shall not disclose information listed in section
13 11.41, subsection 4, paragraph "a" in a report without the
14 express written consent of the individual identified, or, in
15 instances of alleged or suspected embezzlement, theft, or other
16 significant financial irregularity, without the express written
17 consent of the audited or examined entity.

18 Sec. 5. Section 11.52, Code 2023, is amended to read as
19 follows:

20 **11.52 Refusal to testify.**

21 ~~It~~ Except as otherwise provided in section 679A.19, in case
22 any witness duly subpoenaed refuses to attend, or refuses to
23 produce documents, books, and papers, or attends and refuses to

24 make oath or affirmation, or, being sworn or affirmed, refuses
25 to testify, the auditor of state or the auditor's designee may
26 apply to the district court, or any judge of said district
27 having jurisdiction thereof, for the enforcement of attendance
28 and answers to questions as provided by law in the matter of
29 taking depositions.

30 Sec. 6. Section 679A.19, Code 2023, is amended to read as
31 follows:

32 **679A.19 Disputes between governmental agencies.**

33 1. Any litigation between constitutional and statutory
34 offices, administrative departments, commissions or boards of
35 the executive branch of state government is prohibited. All

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1 disputes between said governmental offices and agencies shall
2 be submitted to a board of arbitration of three members to
3 be composed of two members to be appointed by the offices or
4 departments involved in the dispute and a third member to be
5 appointed by the governor. The decision of the board shall be
6 final.

7 2. A board of arbitration established under this section
8 shall resolve any dispute submitted to it within sixty days
9 after submission of the dispute.>

S-3173

1 Amend Senate File 385 as follows:

2 1. Page 1, lines 7 and 8, by striking <This paragraph is
3 repealed July 1, ~~2023~~ 2024.> and inserting <This paragraph is
4 repealed July 1, 2023.>

5 2. Page 1, by striking lines 20 through 22 and inserting:
6 <Sec. ____ Section 80F.1, subsection 24, paragraph i, Code
7 2023, is amended by striking the paragraph.>

8 3. Title page, by striking lines 1 through 3 and inserting
9 <An Act relating to the rights of peace officers and public
10 safety and emergency personnel, Brady-Giglio list policy,
11 and confidential information, and including effective date
12 provisions.>

13 4. By renumbering as necessary.

BRAD ZAUN

S-3174

1 Amend the amendment, S-3120, to Senate File 554, as follows:

2 1. Page 1, before line 2 by inserting:

3 <____. Page 2, line 8, by striking <2024> and inserting
4 <2023>>

5 2. Page 1, after line 27 by inserting:

6 <____. Page 7, after line 15 by inserting:

7 <Sec. ____ Section 510C.2, subsection 2, paragraph a,

8 unnumbered paragraph 1, Code 2023, is amended to read as
9 follows:

10 A pharmacy benefits manager shall provide the information
11 pursuant to subsection 1 to the commissioner in a format
12 approved by the commissioner that does not ~~directly or~~
13 ~~indirectly~~ publicly disclose any of the following:>
14 _____. Title page, line 2, by striking <insurance for public
15 employees> and inserting <insurance, and annual reporting by
16 pharmacy benefits managers>>

MIKE KLIMESH

S-3175

1 Amend Senate File 568 as follows:

2 1. Page 1, before line 1 by inserting:

3 <DIVISION I

4 RULEMAKING PROCEDURES AND RELATED MATTERS>

5 2. Page 1, by striking line 27 and inserting <components,
6 the judicial>

7 3. Page 4, by striking lines 17 through 20.

8 4. Page 4, by striking lines 30 through 35 and inserting:

9 <When an agency establishes the amount of a license fee,
10 application fee, or other fee, including any subsequent
11 increase or decrease in the amount, the amount shall be
12 specified in a notice of intended action and a rule adopted
13 by the agency. This section does not apply when the amount
14 of a fee is specifically established or described in the Iowa
15 Code, Iowa Acts, or Iowa court rules, or by federal law. This
16 section shall not be construed to authorize an agency to
17 establish a fee without statutory authority.>

18 5. Page 5, by striking lines 1 through 26.

19 6. Page 6, after line 2 by inserting:

20 <Sec. _____. Section 256.54, subsection 2, paragraph b, Code
21 2023, is amended to read as follows:

22 b. Maintain, as an integral part of the law library,
23 reports of various boards and agencies, copies of bills,
24 journals, other information relating to current or proposed
25 legislation, ~~and~~ copies of the Iowa administrative bulletin
26 and Iowa administrative code and consistent with section
27 17A.6, subsection 2, copies of any publications incorporated by
28 reference in the bulletin or code.

29 Sec. _____. NEW SECTION. 505.35 Adoption of standards by
30 reference — rules.

31 Rules adopted by the commissioner pursuant to chapter 17A
32 that adopt a standard by reference to another publication or
33 portion thereof are exempt from the requirements of section
34 17A.6, subsection 4, with respect to the following:

35 1. Professional standards of practice and membership

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1 requirements established by the actuarial standards board,
2 the American academy of actuaries, the American institute of
3 certified public accountants, or their successor organizations.

4 2. The following publications of the national association
5 of insurance commissioners:

6 a. Valuation manual used to establish principle-based
7 reserves for the life insurance industry.

8 b. Accounting practices and procedures manual.

9 c. Financial examiners handbook.

10 d. Financial analysis handbook.

11 e. Annual/quarterly financial statement blank and
12 instructions.>

13 7. Page 6, line 3, before <Act> by inserting <division of
14 this>

15 8. Page 6, after line 4 by inserting:

16 <DIVISION ____

17 AGENCY STATUTES AND RULES

18 Sec. ____ Section 7E.7, subsection 2, Code 2023, is amended
19 by striking the subsection.

20 Sec. ____ Section 12.28, subsection 1, paragraph b, Code
21 2023, is amended to read as follows:

22 b. *“State agency”* means a board, commission, bureau,
23 division, office, department, or branch of state government.
24 However, state agency does not mean the state board of regents,
25 institutions governed by the board of regents, or authorities
26 created under chapter 16, ~~257C~~, or 261A.

27 Sec. ____ Section 12.30, subsection 1, paragraph a, Code
28 2023, is amended to read as follows:

29 a. *“Authority”* means a department, or public or quasi-public
30 instrumentality of the state including but not limited to the
31 authority created under chapter 12E, 16, ~~257C~~, or 261A, which
32 has the power to issue obligations, except that *“authority”*
33 does not include the state board of regents or the Iowa
34 finance authority to the extent the Iowa finance authority acts
35 pursuant to chapter 260C. *“Authority”* also includes a port

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1 authority created under chapter 28J.

2 Sec. ____ Section 15E.63, subsection 11, Code 2023, is
3 amended to read as follows:

4 11. The board shall adopt rules pursuant to chapter
5 17A necessary to administer the duties of the board. The
6 department of revenue may adopt rules pursuant to chapter 17A
7 related to the duties of the board or this chapter.

8 Sec. ____ REPEAL. Chapter 257C, Code 2023, is repealed.

9 Sec. ____ RESCISSION OF ADMINISTRATIVE RULES.

10 1. The following Iowa administrative rules are rescinded as
11 of July 1, 2023:

12 a. 285 Iowa administrative code, chapter 1.

- 13 b. 791 Iowa administrative code, chapter 1.
 14 2. As soon as practicable after July 1, 2023, the Iowa
 15 administrative code editor shall remove the language of the
 16 Iowa administrative rules referenced in subsection 1 of this
 17 section from the Iowa administrative code.>
 18 9. Title page, by striking lines 1 and 2 and inserting <An
 19 Act concerning the state rulemaking process, related matters
 20 pertaining to agency functions, and including effective date>
 21 10. By renumbering as necessary.

MIKE KLIMESH

S-3176

- 1 Amend House File 709, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 7, line 4, by striking <the division of community
 4 action agencies of>
 5 2. Page 7, line 14, by striking <division of community
 6 action agencies of the>
 7 3. Page 7, lines 18 and 19, by striking <administrator of
 8 the division of community action agencies of the>
 9 4. Page 7, line 32, by striking <the division of community
 10 action agencies of>
 11 5. Page 7, line 35, through page 8, line 1, by striking <the
 12 division of community action agencies of>
 13 6. Page 8, lines 5 and 6, by striking <division of community
 14 action agencies> and inserting <department of health and human
 15 services>
 16 7. Page 10, line 1, by striking <the division of community
 17 action agencies of>
 18 8. Page 10, lines 11 and 12, by striking <division of
 19 community action agencies of the>
 20 9. Page 10, line 28, by striking <division> and inserting
 21 <department of health and human services>
 22 10. Page 10, line 31, by striking <division> and inserting
 23 <department of health and human services>
 24 11. Page 10, line 32, by striking <division> and inserting
 25 <department of health and human services>

COMMITTEE ON APPROPRIATIONS
 TIM KRAAYENBRINK, Chair

S-3177

- 1 Amend the amendment, S-3166, to House File 636, as amended,
 2 passed, and reprinted by the House, as follows:
 3 1. Page 2, after line 7 by inserting:
 4 <__. Page 2, after line 15 by inserting:
 5 <DIVISION __
 6 MINOR CHILD RELOCATION — SCHOOL DISTRICT
 7 Sec. __. NEW SECTION. **598.21H Relocation of minor child's**

**8 residence outside established school district — modification of
9 order of child custody.**

10 1. If the provisions of section 598.21D are not applicable,
11 and the intended relocation of a parent awarded joint legal
12 custody and physical care or sole legal custody results
13 specifically in relocating the residence of the minor child
14 to a location outside the minor child's school district as
15 established at the time custody was awarded, the relocating
16 parent shall provide sixty days' advance written notice of
17 the intended relocation to the court and to the nonrelocating
18 parent. The court shall consider the relocation a substantial
19 change in circumstances.

20 2. The court shall, upon motion of either party, schedule a
21 hearing to review the notice of relocation to determine if the
22 relocation is in the best interest of the child. The burden of
23 proving that relocation of the residence of the minor child is
24 in the best interest of the child is on the relocating parent.
25 The court's primary consideration in determining if the
26 relocation is in the best interest of the child shall be the
27 effect of the relocation on the child's opportunity for maximum
28 continuous physical and emotional contact with both parents
29 rather than any benefit to the relocating parent relating to
30 employment opportunities or personal relationships.

31 3. If the court determines the relocation is in the best
32 interest of the child, the court may modify the custody order
33 to, at a minimum, preserve, as nearly as possible, the existing
34 relationship between the minor child and the nonrelocating
35 parent. The order may include a provision assigning the

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1 responsibility for transportation of the minor child for
2 visitation purposes to the relocating parent.

3 4. If the court determines the relocation is not in the
4 best interest of the child and the nonrelocating parent has
5 joint legal custody, but has not been awarded physical care,
6 the court may, upon request of the nonrelocating parent, do one
7 of the following:

8 a. Modify the custody order to award physical care to
9 the nonrelocating parent and to provide visitation to the
10 relocating parent to, at a minimum, preserve, as nearly as
11 possible, the existing relationship between the minor child and
12 the relocating parent.

13 b. Modify the custody order to maintain the award of joint
14 legal custody and physical care with the relocating parent and,
15 at a minimum, preserve, as nearly as possible, the existing
16 relationship between the minor child and the nonrelocating
17 parent. The order may include a provision assigning the
18 responsibility for transportation of the minor child for
19 visitation purposes to the relocating parent.

20 5. If the court determines the relocation is not in the best
21 interest of the child and the relocating parent has sole legal

22 custody, upon request of the nonrelocating parent, the court
 23 may modify the custody order to provide increased visitation to
 24 the nonrelocating parent in addition to that provided under the
 25 existing custody order and may include a provision assigning
 26 the responsibility for transportation of the minor child for
 27 visitation purposes to the relocating parent.>>

28 2. Page 2, line 13, by striking <and decrees; and> and
 29 inserting <and decrees;>

30 3. Page 2, after line 13 by inserting:

31 <___. Title page, line 2, after <proceeding> by inserting
 32 <; and the relocation of a minor child's residence outside the
 33 minor child's established school district>>

34 4. By renumbering, redesignating, and correcting internal
 35 references as necessary.

ADRIAN DICKEY

S-3178

1 Amend House File 644, as amended, passed, and reprinted by
 2 the House, as follows:

3 1. By striking page 1, line 1, through page 2, line 28.

4 2. Title page, line 1, by striking <defense subpoenas,>

5 3. By renumbering as necessary.

DAN DAWSON

S-3179

1 Amend Senate File 523 as follows:

2 1. By striking everything after the enacting clause and
 3 inserting:

<DIVISION I

DEFENSE SUBPOENAS

5 Section 1. Section 815.9, subsection 1, unnumbered
 7 paragraph 1, Code 2023, is amended to read as follows:

8 For purposes of this chapter, chapters 13B, 229A, 232, 665,
 9 812, 814, and 822, and ~~section~~ sections 811.1A and 821A.1, and
 10 the rules of criminal procedure, a person is indigent if the
 11 person is entitled to an attorney appointed by the court as
 12 follows:

13 Sec. 2. NEW SECTION. 821A.1 Defense subpoenas in criminal
 14 actions.

15 1. *a.* A criminal defendant or counsel acting on the
 16 defendant's behalf shall not issue any subpoena for documents
 17 or other evidence except upon application to the court. An
 18 application shall not be granted unless a defendant proves by a
 19 preponderance of the evidence any of the following:

20 (1) The evidence sought is relevant or will lead to the
 21 discovery of relevant information.

22 (2) The evidence sought does not include private
 23 information of a crime victim or any other person unless the

24 evidence is exculpatory.

25 *b.* For the purposes of this subsection:

26 (1) “*Exculpatory*” means information that tends to negate
27 the guilt of the defendant, and not information that is merely
28 impeaching or is substantially cumulative in nature.

29 (2) “*Private information*” means information for which
30 a person has a reasonable expectation of privacy including
31 but not limited to information the state would need a search
32 warrant to obtain, nonpublic electronic communications, and
33 information that would reveal personal information immaterial
34 to the prosecution.

35 2. Notwithstanding any rule of criminal procedure

Page 2

1 concerning the issuance of a subpoena, this section is the
2 exclusive mechanism for a criminal defendant or counsel acting
3 on the defendant’s behalf to issue a subpoena for documents or
4 other evidence.

5 3. An application for a defense subpoena shall not be filed
6 or reviewed *ex parte*.

7 4. The prosecuting attorney shall not be required to execute
8 or effectuate any order or subpoena issued pursuant to this
9 section.

10 5. A crime victim or other party who is the subject of
11 a subpoena shall not be required by the court to execute a
12 waiver.

13 6. Upon application by a crime victim or the prosecuting
14 attorney, the court shall appoint an attorney to represent a
15 person or entity served with a defense subpoena if the person
16 or entity is determined to be indigent pursuant to section
17 815.9. Counsel appointed pursuant to this subsection shall be
18 paid from the indigent defense fund established pursuant to
19 section 815.11.

20 7. Documents or other evidence obtained through a defense
21 subpoena must be provided to the prosecuting attorney within
22 three days after receipt of the documents or other evidence.

23 8. Documents or other evidence obtained through a defense
24 subpoena that does not comply with this section shall not be
25 admissible in any criminal action if offered by the defendant.

26 9. The court may sanction an attorney for knowingly issuing
27 a defense subpoena in violation of this section.

28 10. An applicant for postconviction relief shall not be
29 entitled to relief on a claim of ineffective assistance of
30 counsel as a result of evidence obtained through a defense
31 subpoena.

32 DIVISION II
33 DEPOSITIONS

34 Sec. 3. **NEW SECTION. 701.13 Depositions before indictment.**

35 A person expecting to be made a party to a criminal

Page 3

1 prosecution shall not be entitled to conduct a deposition in
2 the criminal proceeding prior to the person being indicted for
3 a criminal offense.

4 DIVISION III

5 CONDITIONAL GUILTY PLEAS

6 Sec. 4. Section 814.6, Code 2023, is amended by adding the
7 following new subsection:

8 **NEW SUBSECTION.** 3. A conditional guilty plea that reserves
9 an issue for appeal shall only be entered by the court with
10 the consent of the prosecuting attorney and the defendant
11 or the defendant's counsel. An appellate court shall have
12 jurisdiction over only conditional guilty pleas that comply
13 with this section and when the appellate adjudication of the
14 reserved issue is in the interest of justice.

15 DIVISION IV

16 PROSECUTION WITNESSES — MINORS

17 Sec. 5. Section 915.36A, Code 2023, is amended to read as
18 follows:

19 **915.36A Minor prosecuting witness — pretrial contact.**

20 **1.** A prosecuting witness who is a minor shall have the
21 right to have the interview or deposition taken outside of the
22 presence of the defendant. The interview or deposition may
23 be televised by closed-circuit equipment to a room where the
24 defendant can view the interview or deposition or in a manner
25 that ensures that the defendant shall not have contact with
26 the minor. The defendant shall be allowed to communicate with
27 the defendant's counsel in the room where the minor is being
28 interviewed or deposed by an appropriate electronic method.

29 **2.** The supreme court shall amend the rules of criminal
30 procedure to comply with this section including but not
31 limited to the elimination of a requirement that a defendant be
32 physically present at the deposition of a minor.

33 DIVISION V

34 JUROR QUALIFICATIONS

35 Sec. 6. Section 48A.30, subsection 1, paragraph f, Code

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1 2023, is amended to read as follows:

2 *f.* The registered voter is not a resident of Iowa, or the
3 registered voter submits documentation under section 607A.4,
4 subsection ~~3~~ **5**, that indicates that the voter is not a citizen
5 of the United States.

6 Sec. 7. Section 607A.4, Code 2023, is amended to read as
7 follows:

8 **607A.4 Jury service — minimum qualifications —** 9 **disqualification — documentation.**

10 1. To serve or to be considered for jury service, a person
11 must possess the following minimum qualifications:

12 *a.* Be eighteen years of age or older.

13 b. Be a citizen of the United States.

14 c. Be able to understand the English language in a written,
15 spoken, or manually signed mode.

16 d. Be able to receive and evaluate information such that the
17 person is capable of rendering satisfactory ~~juror~~ jury service.

18 2. ~~However, a~~ A person possessing the minimum
19 qualifications for service or consideration for service may be
20 disqualified for service or consideration for service if the
21 person has, directly or indirectly, requested to be placed on
22 a list for ~~juror~~ jury service.

23 3. A person convicted of a felony who remains under the
24 supervision of the department of corrections, a judicial
25 district department of correctional services, or the board of
26 parole shall be disqualified from jury service.

27 4. A person convicted of a felony who is currently
28 registered as a sex offender under chapter 692A or who is
29 required to serve a special sentence under chapter 903B shall
30 be disqualified from jury service.

31 5. A person who claims disqualification for any of
32 the grounds identified in this section may, upon the person's
33 own volition, or shall, upon the court's volition, submit
34 in writing to the court's satisfaction, documentation that
35 verifies disqualification from ~~juror~~ jury service.

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1 DIVISION VI
2 SUPREME COURT — RULES OF CRIMINAL PROCEDURE REVISIONS
3 Sec. 8. SUPREME COURT — RULES OF CRIMINAL PROCEDURE
4 REVISIONS. The supreme court shall revise the rules of
5 criminal procedure submitted for legislative council review
6 on October 14, 2022, to comply with this Act. The revised
7 rules of criminal procedure shall be submitted for legislative
8 council review no later than June 1, 2023, and shall supercede
9 the revised rules submitted on October 14, 2022. If the
10 supreme court fails to timely submit rules of criminal
11 procedure revised to comply with this Act, the rules of
12 criminal procedure submitted for legislative council review on
13 October 14, 2022, shall be rejected in their entirety.
14 Sec. 9. EFFECTIVE DATE. This division of this Act, being
15 deemed of immediate importance, takes effect upon enactment.>
16 2. Title page, lines 3 and 4, by striking <providing
17 penalties,>

DAN DAWSON

S-3180

1 Amend Senate File 558 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

6 GENERAL FUND APPROPRIATIONS

7 Section 1. GENERAL FUND — DEPARTMENT.

8 1. There is appropriated from the general fund of the state
9 to the department of agriculture and land stewardship for the
10 fiscal year beginning July 1, 2023, and ending June 30, 2024,
11 the following amount, or so much thereof as is necessary, to be
12 used for the purposes designated:

13 For purposes of supporting the department, including its	
14 divisions, for administration, regulation, and programs; for	
15 salaries, support, maintenance, and miscellaneous purposes; and	
16 for not more than the following full-time equivalent positions:	
17	\$ 19,210,194
18	FTEs 397.00

19 2. Of the amount appropriated in subsection 1, the following
20 amount is transferred to Iowa state university of science and
21 technology, to be used for the university's midwest grape and
22 wine industry institute:

23	\$ 325,000
----------	------------

24 3. Of the amount appropriated in subsection 1, the
25 department shall use \$250,000 for purposes of administering
26 and supporting additional meat and poultry inspectors and fuel
27 inspectors. Of the full-time equivalent positions authorized
28 in subsection 1, 2.00 full-time equivalent positions shall be
29 used to hire additional meat and poultry inspectors and fuel
30 inspectors.

31 4. The department shall submit a report each quarter of
32 the fiscal year to the general assembly and the department
33 of management. The report shall describe in detail the
34 expenditure of moneys appropriated in this section to support
35 the department's administration, regulation, and programs.

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1 DESIGNATED APPROPRIATIONS FROM MISCELLANEOUS FUNDS

2 Sec. 2. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
3 HORSE AND DOG RACING. There is appropriated from the moneys
4 available under section 99D.13 to the department of agriculture
5 and land stewardship for the fiscal year beginning July 1,
6 2023, and ending June 30, 2024, the following amount, or so
7 much thereof as is necessary, to be used for the purposes
8 designated:

9 For purposes of supporting the department's administration
10 and enforcement of horse and dog racing law pursuant to section
11 99D.22, including for salaries, support, maintenance, and
12 miscellaneous purposes:

13	.....	\$	305,516
14	Sec. 3. RENEWABLE FUEL INFRASTRUCTURE FUND — MOTOR		
15	FUEL INSPECTION. There is appropriated from the renewable		
16	fuel infrastructure fund created in section 159A.16 to the		
17	department of agriculture and land stewardship for the fiscal		
18	year beginning July 1, 2023, and ending June 30, 2024, the		
19	following amount, or so much thereof as is necessary, to be		
20	used for the purposes designated:		
21	For purposes of the inspection of motor fuel, including		
22	salaries, support, maintenance, and miscellaneous purposes:		
23	.....	\$	500,000
24	SPECIAL GENERAL FUND APPROPRIATIONS		
25	Sec. 4. SPECIAL APPROPRIATIONS FROM GENERAL FUND TO		
26	DEPARTMENT. There is appropriated from the general fund of the		
27	state to the department of agriculture and land stewardship		
28	for the fiscal year beginning July 1, 2023, and ending June		
29	30, 2024, the following amounts, or so much thereof as is		
30	necessary, to be used for the purposes designated:		
31	1. DAIRY REGULATION		
32	a. For purposes of performing functions pursuant to section		
33	192.109, including conducting a survey of grade “A” milk and		
34	certifying the results to the secretary of agriculture:		
35	\$	189,196

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1	b. Notwithstanding section 8.33, moneys appropriated in		
2	this subsection that remain unencumbered or unobligated at the		
3	close of the fiscal year shall not revert but shall remain		
4	available for expenditure for the purposes designated until the		
5	close of the succeeding fiscal year.		
6	2. LOCAL FOOD AND FARM PROGRAM		
7	a. For purposes of supporting the local food and farm		
8	program pursuant to chapter 267A:		
9	.....	\$	75,000
10	b. The department shall enter into a cost-sharing agreement		
11	with Iowa state university of science and technology to support		
12	the local food and farm program coordinator position as part of		
13	the university’s cooperative extension service in agriculture		
14	and home economics pursuant to chapter 267A.		
15	c. Notwithstanding section 8.33, moneys appropriated in		
16	this subsection that remain unencumbered or unobligated at the		
17	close of the fiscal year shall not revert but shall remain		
18	available for expenditure for the purposes designated until the		
19	close of the succeeding fiscal year.		
20	3. AGRICULTURAL EDUCATION		
21	a. For purposes of allocating moneys to an Iowa association		
22	affiliated with a national organization that promotes		
23	agricultural education providing for future farmers:		
24	.....	\$	75,000
25	b. Notwithstanding section 8.33, moneys appropriated in		
26	this subsection that remain unencumbered or unobligated at the		

27 close of the fiscal year shall not revert but shall remain
 28 available for expenditure for the purposes designated until the
 29 close of the succeeding fiscal year.

30 4. FOREIGN ANIMAL DISEASES AFFLICTING LIVESTOCK

31 a. For deposit in the foreign animal disease preparedness
 32 and response fund created in section 163.3B:

33 \$ 1,000,000

34 b. For purposes of purchasing and maintaining equipment
 35 to further the implementation of the foreign animal disease

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1 preparedness and response strategy developed under section
 2 163.3B:

3 \$ 250,000

4 c. For purposes of assisting in the development of vaccines
 5 against foreign animal diseases by a company based in Iowa that
 6 develops livestock and other animal vaccines:

7 \$ 250,000

8 5. FARMERS WITH DISABILITIES PROGRAM

9 a. For purposes of supporting a program for farmers with
 10 disabilities:

11 \$ 230,000

12 b. The moneys appropriated in this subsection shall be
 13 used for the public purpose of providing a grant to a national
 14 nonprofit organization with over 80 years of experience in
 15 assisting children and adults with disabilities and special
 16 needs. The moneys shall be used to support a nationally
 17 recognized program that began in 1986 and has been replicated
 18 in at least 30 other states, but is not available through
 19 any other entity in this state, and that provides assistance
 20 to farmers with disabilities in all 99 counties to allow the
 21 farmers to remain in their own homes and be gainfully engaged
 22 in farming through provision of agricultural worksite and home
 23 modification consultations, peer support services, services
 24 to families, information and referral, and equipment loan
 25 services.

26 c. Notwithstanding section 8.33, moneys appropriated in
 27 this subsection that remain unencumbered or unobligated at the
 28 close of the fiscal year shall not revert but shall remain
 29 available for expenditure for the purposes designated until the
 30 close of the succeeding fiscal year.

31 6. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

32 a. For deposit in the loess hills development and
 33 conservation fund created pursuant to section 161D.2:

34 \$ 400,000

35 b. (1) Of the amount appropriated to the loess hills

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1 development and conservation fund in this subsection, \$360,000
2 shall be allocated to the fund's hungry canyons account.
3 (2) Not more than 10 percent of the moneys allocated to the
4 fund's hungry canyons account as provided in this paragraph may
5 be used for administrative costs.
6 c. (1) Of the amount appropriated to the loess hills
7 development and conservation fund in this subsection, \$40,000
8 shall be allocated to the fund's loess hills alliance account.
9 (2) Not more than 10 percent of the moneys allocated to
10 the fund's loess hills alliance account as provided in this
11 paragraph may be used for administrative costs.
12 7. SOUTHERN IOWA DEVELOPMENT AND CONSERVATION FUND
13 a. For deposit in the southern Iowa development and
14 conservation fund created pursuant to section 161D.12:
15 \$ 150,000
16 b. Not more than 10 percent of the moneys appropriated
17 to the fund as provided in this subsection may be used for
18 administrative costs.
19 8. GRAIN REGULATION
20 For the administration and enforcement of chapters 203
21 and 203C, including salaries, support, maintenance, and
22 miscellaneous purposes:
23 \$ 350,000
24 9. VALUE ADDED AGRICULTURE GRANT PROGRAM
25 a. For the administration and execution of a value added
26 agriculture grant program to identify, evaluate, and support
27 programs and services that add value to agriculture products,
28 enable new technology, and support marketing strategies:
29 \$ 463,000
30 b. The department shall adopt rules pursuant to chapter 17A
31 necessary to implement and administer this subsection.
32 c. Notwithstanding section 8.33, moneys appropriated in
33 this subsection that remain unencumbered or unobligated at the
34 close of the fiscal year shall not revert but shall remain
35 available for expenditure for the purposes designated until the

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1 close of the succeeding fiscal year.
2 10. CHOOSE IOWA PROMOTIONAL PROGRAM
3 For deposit in the choose Iowa fund established pursuant to
4 section 159.31:
5 \$ 500,000
6 11. DAIRY INNOVATION FUND
7 For deposit in the dairy innovation fund created in section
8 159.31A, if enacted by 2023 Iowa Acts, House File 700:
9 \$ 750,000
10 DIVISION II
11 DEPARTMENT OF NATURAL RESOURCES
12 Sec. 5. GENERAL FUND — DEPARTMENT.

13 1. There is appropriated from the general fund of the state
 14 to the department of natural resources for the fiscal year
 15 beginning July 1, 2023, and ending June 30, 2024, the following
 16 amount, or so much thereof as is necessary, to be used for the
 17 purposes designated:

18 For purposes of supporting the department, including its
 19 divisions, for administration, regulation, and programs; for
 20 salaries, support, maintenance, and miscellaneous purposes; and
 21 for not more than the following full-time equivalent positions:
 22 \$ 11,922,293
 23 FTEs 1,145.95

24 2. Of the number of full-time equivalent positions
 25 authorized to the department pursuant to subsection 1, 50.00
 26 full-time equivalent positions shall be allocated by the
 27 department for seasonal employees for purposes of providing
 28 maintenance, upkeep, and sanitary services at state parks.
 29 This subsection shall not impact conservation officer, park
 30 ranger, or park manager positions within the department.

31 3. The department shall submit a report each quarter of
 32 the fiscal year to the general assembly and the department
 33 of management. The report shall describe in detail the
 34 expenditure of moneys appropriated under this section to
 35 support the department's administration, regulation, and

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1 programs.
 2 Sec. 6. STATE FISH AND GAME PROTECTION FUND — REGULATION
 3 AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

4 1. There is appropriated from the state fish and game
 5 protection fund created pursuant to section 456A.17 to the
 6 department of natural resources for the fiscal year beginning
 7 July 1, 2023, and ending June 30, 2024, the following amount,
 8 or so much thereof as is necessary, to be used for the purposes
 9 designated:

10 For purposes of supporting the regulation or advancement of
 11 hunting, fishing, or trapping, or the protection, propagation,
 12 restoration, management, or harvest of fish or wildlife,
 13 including for administration, regulation, law enforcement, and
 14 programs; and for salaries, support, maintenance, equipment,
 15 and miscellaneous purposes:
 16 \$ 48,397,337

17 2. Notwithstanding section 455A.10, the department may use
 18 the unappropriated balance remaining in the state fish and game
 19 protection fund to provide for the funding of health and life
 20 insurance premium payments from unused sick leave balances of
 21 conservation peace officers employed in a protection occupation
 22 who retire, pursuant to section 97B.49B.

23 3. Notwithstanding section 455A.10, the department may
 24 use the unappropriated balance remaining in the state fish
 25 and game protection fund for the fiscal year beginning July
 26 1, 2023, and ending June 30, 2024, as is necessary to fund

27 salary adjustments for departmental employees for which the
28 general assembly has made an operating budget appropriation in
29 subsection 1.
30 Sec. 7. GROUNDWATER PROTECTION FUND — WATER QUALITY. There
31 is appropriated from the groundwater protection fund created
32 in section 455E.11 to the department of natural resources for
33 the fiscal year beginning July 1, 2023, and ending June 30,
34 2024, from those moneys that are not allocated pursuant to
35 that section, the following amount, or so much thereof as is

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1 necessary, to be used for the purposes designated:
2 For purposes of supporting the department's protection
3 of the state's groundwater, including for administration,
4 regulation, and programs, and for salaries, support,
5 maintenance, equipment, and miscellaneous purposes:
6 \$ 3,455,850

7 Sec. 8. Section 455E.11, subsection 2, paragraph b,
8 subparagraph (2), subparagraph division (a), Code 2023, is
9 amended to read as follows:

10 (a) Thirty-five percent is appropriated annually to the
11 Iowa nutrient research fund created in section 466B.46. Of the
12 moneys appropriated pursuant to this subparagraph division,
13 five hundred thousand dollars or one-third of the moneys
14 appropriated, whichever is higher, shall be deposited in the
15 water quality initiative fund created in section 466B.45
16 for purposes of supporting the water quality initiative
17 administered by the division of soil conservation and water
18 quality as provided in section 466B.42.

19 Sec. 9. Section 466B.47, subsection 4, Code 2023, is amended
20 by striking the subsection.

21 DESIGNATED APPROPRIATIONS FROM MISCELLANEOUS FUNDS

22 Sec. 10. SPECIAL SNOWMOBILE FUND — SNOWMOBILE
23 PROGRAM. There is appropriated from the special snowmobile
24 fund created under section 321G.7 to the department of natural
25 resources for the fiscal year beginning July 1, 2023, and
26 ending June 30, 2024, the following amount, or so much thereof
27 as is necessary, to be used for the purposes designated:

28 For purposes of administering and enforcing the state
29 snowmobile programs:
30 \$ 100,000

31 Sec. 11. UNASSIGNED REVENUE FUND — UNDERGROUND STORAGE
32 TANKS SECTION EXPENSES. There is appropriated from the
33 unassigned revenue fund administered by the Iowa comprehensive
34 petroleum underground storage tank fund board established
35 pursuant to section 455G.4 to the department of natural

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1 resources for the fiscal year beginning July 1, 2023, and
 2 ending June 30, 2024, the following amount, or so much thereof
 3 as is necessary, to be used for the purposes designated:

4 For purposes of paying for administration expenses of the
 5 department's underground storage tanks section:
 6 \$ 200,000

7 SPECIAL GENERAL FUND APPROPRIATIONS

8 Sec. 12. SPECIAL APPROPRIATIONS FROM GENERAL FUND TO
 9 DEPARTMENT. There is appropriated from the general fund of the
 10 state to the department of natural resources for the fiscal
 11 year beginning July 1, 2023, and ending June 30, 2024, the
 12 following amounts, or so much thereof as is necessary, to be
 13 used for the purposes designated:

14 1. FLOODPLAIN MANAGEMENT AND DAM SAFETY

15 a. For purposes of supporting floodplain management and dam
 16 safety:

17 \$ 1,510,000

18 b. Of the amount appropriated in this subsection, up to
 19 \$400,000 may be used by the department to acquire or install
 20 stream gages for purposes of tracking and predicting flood
 21 events and for compiling necessary data to improve flood
 22 frequency analysis.

23 c. Notwithstanding section 8.33, moneys appropriated in
 24 this subsection that remain unencumbered or unobligated at the
 25 close of the fiscal year shall not revert but shall remain
 26 available for expenditure for the purposes designated until the
 27 close of the succeeding fiscal year.

28 2. FORESTRY HEALTH MANAGEMENT

29 a. For purposes of providing for forestry health management
 30 programs:

31 \$ 500,000

32 b. Notwithstanding section 8.33, moneys appropriated in
 33 this subsection that remain unencumbered or unobligated at the
 34 close of the fiscal year shall not revert but shall remain
 35 available for expenditure for the purposes designated until the

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1 close of the succeeding fiscal year.

2 3. STATE PARK OPERATIONS

3 For supporting operations at state parks, including
 4 maintenance and repair of grounds and facilities:

5 \$ 1,000,000

6 DIVISION III

7 IOWA STATE UNIVERSITY

8 SPECIAL GENERAL FUND APPROPRIATIONS

9 Sec. 13. VETERINARY DIAGNOSTIC LABORATORY.

10 1. There is appropriated from the general fund of the state
 11 to Iowa state university of science and technology for the
 12 fiscal year beginning July 1, 2023, and ending June 30, 2024,

13 the following amount, or so much thereof as is necessary, to be
14 used for the purposes designated:

15 For purposes of supporting the college of veterinary
16 medicine for the operation of the veterinary diagnostic
17 laboratory and for not more than the following full-time
18 equivalent positions:
19 \$ 4,400,000
20 FTEs 51.00

21 2. a. Iowa state university of science and technology
22 shall not reduce the amount that it allocates to support the
23 college of veterinary medicine from any other source due to the
24 appropriation made in this section.

25 b. Paragraph “a” does not apply to a reduction made to
26 support the college of veterinary medicine, if the same
27 percentage of reduction imposed on the college of veterinary
28 medicine is also imposed on all of Iowa state university of
29 science and technology’s budget units.

30 3. If by June 30, 2024, Iowa state university of science and
31 technology fails to allocate the moneys appropriated in this
32 section to the college of veterinary medicine in accordance
33 with this section, the moneys appropriated in this section for
34 that fiscal year shall revert to the general fund of the state.

35 Sec. 14. LIVESTOCK DISEASE RESEARCH.

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1 1. There is appropriated from the general fund of the state
2 to Iowa state university of science and technology for the
3 fiscal year beginning July 1, 2023, and ending June 30, 2024,
4 the following amount, or so much thereof as is necessary, to be
5 used for the purposes designated:

6 For deposit in the livestock disease research fund created
7 in section 267.8:
8 \$ 191,390

9 2. Moneys appropriated under subsection 1 shall be used
10 by Iowa state university of science and technology to support
11 animal disease research in areas of importance to livestock
12 producers.

13 DESIGNATED APPROPRIATIONS FROM MISCELLANEOUS FUNDS

14 Sec. 15. IOWA NUTRIENT REDUCTION FUND — VETERINARY
15 DIAGNOSTIC LABORATORY. Notwithstanding section 466B.46, there
16 is appropriated from the Iowa nutrient research fund created
17 in section 466B.46 to Iowa state university of science and
18 technology for the fiscal year beginning July 1, 2023, and
19 ending June 30, 2024, the following amount, or so much thereof
20 as is necessary, to be used for the purpose designated:

21 For the purpose of supporting the college of veterinary
22 medicine for the operation of the veterinary diagnostic
23 laboratory:
24 \$ 120,000

27 SPECIAL GENERAL FUND APPROPRIATIONS
28 Sec. 16. IOWA'S CENTER FOR AGRICULTURAL SAFETY AND HEALTH
29 (I-CASH).
30 1. There is appropriated from the general fund of the state
31 to the state university of Iowa for the fiscal year beginning
32 July 1, 2023, and ending June 30, 2024, the following amount,
33 or so much thereof as is necessary, to be used for the purposes
34 designated:
35 For supporting the operations of Iowa's center for

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1 agricultural safety and health, as part of the university's
2 college of public health, and in cooperation with the
3 department of agriculture and land stewardship, to anticipate,
4 recognize, and prevent occupational illness and injury among
5 members of the agricultural community:
6 \$ 128,154
7 2. a. As a condition of the appropriation made in
8 subsection 1, the state university of Iowa shall retain the
9 director of Iowa's center for agricultural safety and health
10 employed on the effective date of this division of this Act for
11 at least the same number of hours for the fiscal year beginning
12 July 1, 2023, as worked by the director during the fiscal year
13 beginning July 1, 2022.
14 b. As a condition of the appropriation made in subsection
15 1, the state university of Iowa shall not reduce the amount
16 allocated to support Iowa's center for agricultural safety and
17 health from any other source due to the appropriation made in
18 subsection 1.
19 3. If by June 30, 2024, the state university of Iowa fails
20 to use the moneys appropriated in subsection 1 in accordance
21 with the purposes and conditions of subsections 1 and 2, any
22 unencumbered or unobligated moneys appropriated in subsection
23 1 for the fiscal year beginning July 1, 2023, and ending June
24 30, 2024, shall revert to the general fund of the state. In
25 addition, if moneys revert as required pursuant to section
26 8.33, the state university of Iowa shall transfer to the
27 general fund of the state from any otherwise unencumbered or
28 unobligated moneys from any other general fund appropriation or
29 from any moneys available from other funding sources an amount
30 equal to the amount appropriated in subsection 1 less any
31 amount that reverted to the general fund of the state pursuant
32 to section 8.33.
33 DIVISION V
34 ENVIRONMENT FIRST FUND
35 GENERAL APPROPRIATIONS

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1 Sec. 17. DEPARTMENT OF AGRICULTURE AND LAND
2 STEWARDSHIP. There is appropriated from the environment first
3 fund created in section 8.57A to the department of agriculture
4 and land stewardship for the fiscal year beginning July 1,
5 2023, and ending June 30, 2024, the following amounts, or so
6 much thereof as is necessary, to be used for the purposes
7 designated:
8 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
9 a. For the conservation reserve enhancement program to
10 restore and construct wetlands for the purposes of intercepting
11 tile line runoff, reducing nutrient loss, improving water
12 quality, and enhancing agricultural production practices:
13 \$ 1,000,000
14 b. Not more than 10 percent of the moneys appropriated
15 in paragraph “a” may be used for costs of administration and
16 implementation of soil and water conservation practices.
17 c. Notwithstanding any other provision of law, the
18 department may use moneys appropriated in this subsection,
19 in combination with other appropriate environment first
20 fund appropriations, for cost sharing to match United States
21 department of agriculture, natural resources conservation
22 service, wetlands reserve enhancement program (WREP) funding
23 available to Iowa.
24 2. WATERSHED PROTECTION
25 a. For continuation of a program that provides
26 multiobjective resource protections for flood control, water
27 quality, erosion control, and natural resource conservation:
28 \$ 900,000
29 b. Not more than 10 percent of the moneys appropriated
30 in paragraph “a” may be used for costs of administration and
31 implementation of soil and water conservation practices.
32 3. CONSERVATION RESERVE PROGRAM (CRP)
33 a. To encourage and assist farmers in enrolling in and the
34 implementation of the federal conservation reserve program and
35 to work with them to enhance their revegetation efforts to

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1 improve water quality and habitat:
2 \$ 900,000
3 b. Not more than 10 percent of the moneys appropriated
4 in paragraph “a” may be used for costs of administration and
5 implementation of soil and water conservation practices.
6 4. SOIL AND WATER CONSERVATION
7 a. For use by the department in providing for soil and water
8 conservation:
9 \$ 8,325,000
10 b. (1) Of the amount appropriated in paragraph “a”, for
11 transfer to the hungry canyons account of the loess hills
12 development and conservation fund created in section 161D.2:

13 \$ 140,000
 14 (2) Not more than 10 percent of the moneys transferred to
 15 the fund's hungry canyons account as provided in subparagraph
 16 (1) may be used for administrative costs.
 17 c. Of the remaining amount appropriated in paragraph "a",
 18 for use by the department in providing for soil and water
 19 conservation administration, the conservation of soil and
 20 water resources, or the support of soil and water conservation
 21 districts:
 22 \$ 8,185,000
 23 d. Of the amount appropriated in paragraph "c" that the
 24 department allocates to a soil and water conservation district,
 25 the first \$15,000 may be expended by the district for the
 26 purpose of providing financial incentives under section 161A.73
 27 to establish management practices for the control of soil
 28 erosion on land that is row-cropped, including but not limited
 29 to nontill planting, ridge-till planting, and contouring
 30 strip-cropping. Of any remaining amount of that appropriation
 31 allocated by the department to a district, 30 percent may be
 32 expended by the district for that same purpose.
 33 e. Not more than 5 percent of the moneys appropriated in
 34 paragraph "c" may be allocated for cost sharing to address
 35 complaints filed under section 161A.47.

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1 f. Of the moneys appropriated in paragraph "c", 5 percent
 2 shall be allocated for financial incentives to establish
 3 practices to protect watersheds above publicly owned lakes of
 4 the state from soil erosion and sediment as provided in section
 5 161A.73.
 6 g. The state soil conservation and water quality committee
 7 established by section 161A.4 may allocate moneys appropriated
 8 in paragraph "c" to conduct research and demonstration projects
 9 to promote conservation tillage and nonpoint source pollution
 10 control practices.
 11 h. The allocation of moneys as financial incentives as
 12 provided in section 161A.73 may be used in combination with
 13 moneys allocated by the department of natural resources.
 14 i. Not more than 15 percent of the moneys appropriated
 15 in paragraph "c" may be used for costs of administration and
 16 implementation of soil and water conservation practices.
 17 **5. SOIL AND WATER CONSERVATION — ADMINISTRATION**
 18 a. For use by the department for costs of administration and
 19 implementation of soil and water conservation practices:
 20 \$ 3,800,000
 21 b. Of the moneys appropriated in paragraph "a", \$150,000
 22 is allocated to support field staff providing technical
 23 assistance.
 24 **Sec. 18. DEPARTMENT OF NATURAL RESOURCES.** There is
 25 appropriated from the environment first fund created in section
 26 8.57A to the department of natural resources for the fiscal

27 year beginning July 1, 2023, and ending June 30, 2024, the
 28 following amounts, or so much thereof as is necessary, to be
 29 used for the purposes designated:
 30 1. STATE PARKS MAINTENANCE AND OPERATIONS
 31 For regular maintenance and operations of state parks and
 32 staff time associated with these activities:
 33 \$ 6,235,000
 34 2. GEOGRAPHIC INFORMATION SYSTEM (GIS)
 35 To provide local watershed managers with geographic

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1 information system data for their use in developing,
 2 monitoring, and displaying results of their watershed work:
 3 \$ 195,000
 4 3. WATER QUALITY MONITORING
 5 For continuing the establishment and operation of water
 6 quality monitoring stations:
 7 \$ 2,955,000
 8 4. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
 9 For deposit in the public water supply system account of the
 10 water quality protection fund created in section 455B.183A:
 11 \$ 500,000
 12 5. REGULATION OF ANIMAL FEEDING OPERATIONS
 13 For the regulation of animal feeding operations, including
 14 as provided for in chapters 459, 459A, and 459B:
 15 \$ 1,320,000
 16 6. FLOODPLAIN MANAGEMENT AND DAM SAFETY
 17 For supporting floodplain management and dam safety:
 18 \$ 375,000
 19 7. AMBIENT AIR QUALITY
 20 For the abatement, control, and prevention of ambient
 21 air pollution in this state, including measures as necessary
 22 to assure attainment and maintenance of ambient air quality
 23 standards from particulate matter:
 24 \$ 425,000
 25 Sec. 19. Section 455B.145, subsection 1, paragraph a, Code
 26 2023, is amended to read as follows:
 27 a. Ordinances, rules, and standards establishing
 28 requirements consistent with ~~or more strict than~~ those
 29 imposed by this subchapter II or rules and standards adopted
 30 by the department.
 31 Sec. 20. STATE UNIVERSITY OF IOWA — IOWA GEOLOGICAL
 32 SURVEY. There is appropriated from the environment first
 33 fund created in section 8.57A to the state university of Iowa
 34 for the fiscal year beginning July 1, 2023, and ending June
 35 30, 2024, the following amounts, or so much thereof as is

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1 necessary, to be used for the purposes designated:

2 1. OPERATIONS

3 For purposes of supporting the operations of the Iowa
4 geological survey of the state as created within the state
5 university of Iowa pursuant to section 456.1, including but not
6 limited to providing analysis; data maintenance, collection,
7 and compilation; investigative programs; and information for
8 water supply development and protection:

9 \$ 200,000

10 2. WATER RESOURCE MANAGEMENT

11 For purposes of supporting the Iowa geological survey in
12 measuring, assessing, and evaluating the quantity of water
13 sources in this state and assisting the department of natural
14 resources in regulating water quantity as provided in chapter
15 455B, subchapter III, part 4, pursuant to sections 455B.262B
16 and 456.14:

17 \$ 495,000

18 Sec. 21. REVERSION.

19 1. a. Except as provided in paragraph “b”, and
20 notwithstanding section 8.33, moneys appropriated for the
21 fiscal year beginning July 1, 2023, in this division of this
22 Act that remain unencumbered or unobligated at the close of
23 the fiscal year shall not revert but shall remain available
24 for expenditure for the purposes designated until the close of
25 the succeeding fiscal year, or until the project for which the
26 appropriation was made is completed, whichever is earlier.

27 b. Notwithstanding section 8.33, moneys appropriated for
28 the fiscal year beginning July 1, 2023, in this division of
29 this Act to the department of agriculture and land stewardship
30 to provide financial assistance for the establishment of
31 permanent soil and water conservation practices that remain
32 unencumbered or unobligated at the close of the fiscal year
33 shall not revert but shall remain available for expenditure
34 for the purposes designated until the close of the fiscal year
35 beginning July 1, 2026.

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1 2. Subsection 1 does not apply to moneys transferred
2 pursuant to this division of this Act to the loess hills
3 development and conservation fund created in section 161D.2,
4 which shall not revert as provided in that section.

5 DIVISION VI

6 ENVIRONMENT FIRST FUND

7 SPECIAL APPROPRIATIONS

8 Sec. 22. WATER QUALITY INITIATIVE — DEPARTMENT OF
9 AGRICULTURE AND LAND STEWARDSHIP.

10 1. There is appropriated from the environment first fund
11 created in section 8.57A to the department of agriculture
12 and land stewardship for the fiscal year beginning July 1,

13 2023, and ending June 30, 2024, the following amount, or so
14 much thereof as is necessary, to be used for the purposes
15 designated:

16 For deposit in the water quality initiative fund created in
17 section 466B.45, for purposes of supporting the water quality
18 initiative administered by the division of soil conservation
19 and water quality as provided in section 466B.42, including
20 salaries, support, maintenance, and miscellaneous purposes:
21 \$ 2,375,000

22 2. a. The moneys appropriated in subsection 1 shall be
23 used to support projects in subwatersheds as designated by the
24 division that are part of high-priority watersheds identified
25 by the water resources coordinating council established
26 pursuant to section 466B.3.

27 b. The moneys appropriated in subsection 1 shall be used to
28 support projects in watersheds generally, including regional
29 watersheds, as designated by the division and high-priority
30 watersheds identified by the water resources coordinating
31 council established pursuant to section 466B.3.

32 3. In supporting projects in subwatersheds and watersheds
33 as provided in subsection 2, all of the following apply:

34 a. The demonstration projects shall utilize water quality
35 practices as described in the Iowa nutrient reduction strategy

Page 19

1 as defined in section 455B.171.

2 b. The division shall implement demonstration projects as
3 provided in paragraph “a” by providing for participation by
4 persons who hold a legal interest in agricultural land used in
5 farming. To every extent practical, the division shall provide
6 for collaborative participation by such persons who hold a
7 legal interest in agricultural land located within the same
8 subwatershed.

9 c. The division shall implement a demonstration project on
10 a cost-share basis as determined by the division. However,
11 except for edge-of-field practices, the state’s share of the
12 amount shall not exceed 50 percent of the estimated cost of
13 establishing the practice as determined by the division or
14 50 percent of the actual cost of establishing the practice,
15 whichever is less.

16 d. The demonstration projects shall be used to educate other
17 persons about the feasibility and value of establishing similar
18 water quality practices. The division shall promote field day
19 events for purposes of allowing interested persons to establish
20 water quality practices on their agricultural land.

21 e. The division shall conduct water quality evaluations
22 within supported subwatersheds. Within a reasonable period
23 after accumulating information from such evaluations, the
24 division shall create an aggregated database of water quality
25 practices. Any information identifying a person holding a
26 legal interest in agricultural land or specific agricultural

27 land shall be a confidential record under section 22.7.
28 4. The moneys appropriated in subsection 1 shall be used
29 to support education and outreach in a manner that encourages
30 persons who hold a legal interest in agricultural land used for
31 farming to implement water quality practices, including the
32 establishment of such practices in watersheds generally, and
33 not limited to subwatersheds or high-priority watersheds.
34 5. The moneys appropriated in subsection 1 may be used
35 to contract with persons to coordinate the implementation of

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1 efforts provided in this section.
2 6. The moneys appropriated in subsection 1 may be used by
3 the department to support urban soil and water conservation
4 efforts, which may include but are not limited to management
5 practices related to bioretention, landscaping, the use of
6 permeable or pervious pavement, and soil quality restoration.
7 The moneys shall be allocated on a cost-share basis as provided
8 in chapter 161A.
9 7. Notwithstanding any other provision of law to the
10 contrary, the department may use moneys appropriated in
11 subsection 1 to carry out the provisions of this section on a
12 cost-share basis in combination with other moneys available to
13 the department from a state or federal source.
14 8. Not more than 10 percent of the moneys appropriated in
15 this section may be used to pay for the costs of administering
16 and implementing the water quality initiative by the
17 department's division of soil conservation and water quality as
18 provided in section 466B.42 and this section.

19 DIVISION VII

20 IOWA RESOURCES ENHANCEMENT AND PROTECTION — OPEN SPACES

21 Sec. 23. REAP — IN LIEU OF GENERAL FUND APPROPRIATION. In
22 lieu of the standing appropriation in section 455A.18, there is
23 appropriated from the environment first fund created in section
24 8.57A to the Iowa resources enhancement and protection fund
25 for the fiscal year beginning July 1, 2023, and ending June
26 30, 2024, the following amount, to be allocated as provided in
27 section 455A.19:
28 \$ 12,000,000

29 Sec. 24. REAP — OPEN SPACES ACCOUNT —
30 STATE PARK MAINTENANCE, OPERATIONS, AND FACILITY
31 REFURBISHMENT. Notwithstanding section 455A.19, subsection 1,
32 paragraph “a”, subparagraph (1), of the moneys allocated to
33 the open spaces account of the Iowa resources enhancement and
34 protection fund, up to \$1,000,000 may be used by the department
35 of natural resources for state park maintenance, development

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1 operations, and facility refurbishment for the fiscal year
2 beginning July 1, 2023, and ending on June 30, 2024.
3 Sec. 25. Section 465A.1, subsection 2, paragraph b, Code
4 2023, is amended by striking the paragraph.>

DAN ZUMBACH

S-3181

1 Amend House File 685, as passed by the House, as follows:
2 1. Page 20, after line 2 by inserting:
3 <DIVISION ____
4 NURSING FACILITY AND HOSPITAL CAPACITY AND FINANCING
5 Sec. ____ NEW SECTION. **135C.7A Nursing facility license**
6 **application for change of ownership — required information.**
7 1. In addition to the requirements of section 135C.7,
8 the change of ownership of a previously licensed nursing
9 facility shall be subject to approval by the department through
10 application for a license. An applicant for a nursing facility
11 license under this section shall submit all of the following
12 information to the department with the license application:
13 a. Information about the applicant's organizational and
14 ownership structures. The applicant shall provide information
15 regarding all related parties with a five percent or greater
16 controlling interest in the applicant organization, including
17 the related party's relationship to the applicant organization.
18 The information provided shall be updated at least thirty
19 days prior to issuance of the license if any changes in the
20 information occur.
21 b. Information regarding any related party transactions and
22 associated reimbursement structures.
23 c. Information related to the applicant's financial
24 suitability to operate a nursing facility as verified by the
25 applicant, which shall include but is not limited to all of the
26 following:
27 (1) Financial projections for operational expenses and
28 revenues, including realistic occupancy and reimbursement rates
29 and the disclosure of any related party transactions, projected
30 for the first three years of operation.
31 (2) Projected initial cash and liquid assets relative to the
32 acquisition or start-up of the applicant's organization.
33 (3) If the applicant is a component of a corporate chain
34 organization, no less than three years of historical financial
35 and operating information.

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1 *d.* Information related to the applicant's regulatory history
2 with any other state or licensing jurisdiction as verified by
3 the applicant, which shall include but is not limited to all
4 of the following:

5 (1) Information related to any complaint, allegation, or
6 investigation concerning the applicant in any other state or
7 licensing jurisdiction.

8 (2) Affirmation that the applicant has not voluntarily
9 surrendered a license while under investigation in any other
10 state or licensing jurisdiction.

11 (3) Supporting documentation regarding the resolution
12 of any disciplinary action or complaint, allegation, or
13 investigation against the applicant in any other state or
14 licensing jurisdiction.

15 (4) Affirmation that no other nursing facility owned or
16 operated by the applicant has been subject to operation by a
17 court-appointed receiver or temporary manager.

18 2. Information required under subsection 1 shall not be
19 limited to information relating to nursing facility operations
20 but shall also include information relative to any other
21 health care operations under the control and management of
22 the applicant or related parties which may include but is
23 not limited to assisted living programs, hospice services,
24 home health agencies, or other long-term care related health
25 services.

26 3. The department may request that an applicant provide
27 additional or supplemental information with the application
28 which may include verification of cash or liquid resources to
29 maintain nursing facility operations for a period of not less
30 than two months.

31 4. The department may require an applicant to create an
32 escrow account sufficient to sustain financial operations of
33 the applicant's nursing facility for a period of not less
34 than two months upon consideration of the timing of projected
35 deposits and disbursements during the nursing facility's

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1 initial operating period.

2 *a.* The escrow account shall be sufficiently funded by the
3 applicant prior to the issuance of the nursing facility license
4 under this section.

5 *b.* The department, in consultation with the applicant, may
6 reduce or return the amounts held in escrow two years from
7 the date of initial commencement of operation of the nursing
8 facility.

9 *c.* The escrow requirement shall be terminated no later than
10 five years from the date of initial commencement of operation
11 of the nursing facility.

12 *d.* The department may utilize funds held in escrow if the

13 applicant's nursing facility is subject to operation under
14 receivership pursuant to section 135C.30.
15 5. The department shall verify the accuracy and
16 completeness of the information provided under this section.
17 6. The information or documents provided to the department
18 under this section detailing the applicant's financial
19 condition or the terms of the applicant's contractual business
20 relationships shall be confidential and not considered a public
21 record under chapter 22.
22 7. For the purposes of this section:
23 a. "*Applicant*" means a person required to obtain a nursing
24 facility license under this section due to change of ownership
25 of a previously licensed nursing facility.
26 b. "*Related party*" means a related party or organization
27 described by rule of the department of health and human
28 services relating to nursing facility financial and statistical
29 reporting and determination of payment rates pursuant to 441
30 IAC 81.6(11)(1).
31 Sec. ____ **NEW SECTION. 135C.35A Moratorium — new**
32 **construction or increase in bed capacity — nursing facilities.**
33 1. Beginning July 1, 2023, and ending no later than June
34 30, 2026, the department shall impose for an initial period
35 of twelve months a temporary moratorium on submission of

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1 applications for new construction of a nursing facility or a
2 permanent change in bed capacity of a nursing facility that
3 increases the bed capacity of the nursing facility. The
4 department, in consultation with the department of health
5 and human services, may extend the moratorium in six-month
6 increments following the conclusion of the initial twelve-month
7 period, but for no longer than a total of thirty-six months.
8 2. The department, in consultation with the department
9 of health and human services, may waive the moratorium as
10 specified in this section if any of the following applies:
11 a. The departments jointly determine there is a specialized
12 need for the nursing facility beds requested.
13 b. The average occupancy of all licensed nursing facility
14 beds located within the county and contiguous counties of
15 the location of the proposed increase in nursing facility
16 bed capacity exceeded eighty-five percent during the three
17 most recent calendar quarters as published by the centers for
18 Medicare and Medicaid services of the United States department
19 of health and human services at the time of the filing of the
20 application.
21 3. The department shall publish any request for a waiver of
22 the moratorium as well as an explanation for the decision to
23 either grant or deny the waiver request.
24 4. For the purposes of this section, "*occupancy*" means the
25 average number of residents of the nursing facility during the
26 applicable time period divided by the licensed bed capacity of

27 the nursing facility.

28 Sec. ____ NEW SECTION. **135C.35B Availability of nursing**
29 **facility bed data.**

30 No later than January 1, 2024, the department of health and
31 human services shall develop a publicly available dashboard
32 detailing the number of nursing facility beds available in the
33 state, the overall quality rating of the available nursing
34 facility beds as specified by the centers for Medicare and
35 Medicaid services of the United States department of health

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1 and human services star ratings, any increase in the number of
2 available nursing facility beds in each county during the state
3 fiscal year, any decrease in the number of available nursing
4 facility beds in each county during the state fiscal year, and
5 an explanation of the causes of such increase or decrease in
6 available nursing facility beds.

7 Sec. ____ NEW SECTION. **249A.28 Hospital directed payment —**
8 **prohibition of pass-through on non-Medicaid payors.**

9 A hospital participating in the hospital directed payment
10 program pursuant to 42 C.F.R. §438.6 shall not knowingly pass
11 on the directed payment increase for health care services
12 provided to non-Medicaid payors, including as a fee or rate
13 increase. If a hospital violates this section, the hospital
14 shall not receive the directed payment but shall instead only
15 be reimbursed the hospital base reimbursement rate for health
16 care services provided under the medical assistance program for
17 one year from the date the violation is discovered.

18 Sec. ____ Section 249L.3, Code 2023, is amended by adding
19 the following new subsection:

20 NEW SUBSECTION. 6A. A nursing facility shall not knowingly
21 pass on the quality assurance assessment to non-Medicaid
22 payors, including as a rate increase or service charge. If a
23 nursing facility violates this section, the department shall
24 not reimburse the nursing facility the quality assurance
25 assessment due the nursing facility under the medical
26 assistance program, but shall instead only reimburse the
27 nursing facility at the nursing facility base reimbursement
28 rate under the medical assistance program for one year from the
29 date the violation is discovered.

30 Sec. ____ **NURSING FACILITY BED NEED FORMULA — STUDY AND**
31 **RECOMMENDATIONS.** The department of health and human services
32 shall convene a workgroup including representatives of nursing
33 facilities, managed care organizations, the department of
34 inspections, appeals, and licensing, and other appropriate
35 stakeholders to review the existing nursing facility bed need

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- 1 formula. The department of health and human services shall
2 submit a report of the recommendations of the workgroup for
3 improvement to the nursing facility bed need formula, including
4 recommendations related to the process for establishing a
5 projection of future nursing facility bed use taking into
6 consideration the state’s changing demographics and the need
7 to ensure an adequate number of nursing facility beds, to the
8 governor and the general assembly by December 2, 2024.>
9 2. Title page, line 1, after <relating to> by inserting
10 <health care services and financing, including nursing facility
11 licensing and financing and>
12 3. By renumbering, redesignating, and correcting internal
13 references as necessary.

MARK COSTELLO

S-3182

- 1 Amend House File 432, as passed by the House, as follows:
2 1. Page 2, line 20, after <bylaws.> by inserting <For a
3 common interest community comprised of less than one thousand
4 units, “rule” does not include, mean, or attempt to effectuate
5 a restrictive covenant that has expired.>

MIKE BOUSSELOT

S-3183

- 1 Amend Senate File 557 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <FY 2023–2024 APPROPRIATIONS
5 Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.
6 1. There is appropriated from the general fund of the state
7 to the department of administrative services for the fiscal
8 year beginning July 1, 2023, and ending June 30, 2024, the
9 following amounts, or so much thereof as is necessary, to be
10 used for the purposes designated:
11 a. For salaries, support, maintenance, and miscellaneous
12 purposes, and for not more than the following full-time
13 equivalent positions:

14	\$	3,597,181
15	FTEs	55.30
16 b. For the payment of utility costs, and for not more than		
17 the following full-time equivalent positions:		
18	\$	4,487,598
19	FTEs	1.00

- 20 Notwithstanding section 8.33, moneys appropriated
21 for utility costs in this lettered paragraph that remain
22 unencumbered or unobligated at the close of the fiscal year

23 shall not revert but shall remain available for expenditure
 24 for the purposes designated until the close of the succeeding
 25 fiscal year.
 26 c. For Terrace Hill operations, and for not more than the
 27 following full-time equivalent positions:
 28 \$ 460,884
 29 FTEs 4.37
 30 d. For state library services:
 31 (1) For salaries, support, maintenance, and miscellaneous
 32 purposes, and for not more than the following full-time
 33 equivalent positions:
 34 \$ 2,557,594
 35 FTEs 20.00

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1 (2) For the enrich Iowa program established under section
 2 256.57, as amended by 2023 Iowa Acts, Senate File 514:
 3 \$ 2,464,823
 4 e. For administration of cultural activities:
 5 (1) For salaries, support, maintenance, and miscellaneous
 6 purposes, and for not more than the following full-time
 7 equivalent positions:
 8 \$ 168,403
 9 FTEs 0.75
 10 (2) The department shall coordinate historical and cultural
 11 activities with the tourism office of the economic development
 12 authority to promote attendance at the state historical
 13 building and at the state's historic sites.
 14 (3) Full-time equivalent positions authorized under
 15 this paragraph are funded, in full or in part, using moneys
 16 appropriated under this paragraph and paragraphs "f" and "g".
 17 f. For support of the state's historical resources, and for
 18 not more than the following full-time equivalent positions:
 19 \$ 3,136,371
 20 FTEs 37.24
 21 g. For administration and support of the state's historic
 22 sites, and for not more than the following full-time equivalent
 23 positions:
 24 \$ 425,751
 25 FTEs 2.00
 26 2. Any moneys and premiums collected by the department
 27 for workers' compensation shall be segregated into a separate
 28 workers' compensation fund in the state treasury to be used
 29 for payment of state employees' workers' compensation claims
 30 and administrative costs. Notwithstanding section 8.33,
 31 unencumbered or unobligated moneys remaining in this workers'
 32 compensation fund at the end of the fiscal year shall not
 33 revert but shall remain available for expenditure for purposes
 34 of the fund in subsequent fiscal years.
 35 Sec. 2. REVOLVING FUNDS. There is appropriated to the

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1 department of administrative services for the fiscal year
2 beginning July 1, 2023, and ending June 30, 2024, from the
3 revolving funds designated in chapter 8A and from internal
4 service funds created by the department such amounts as the
5 department deems necessary for the operation of the department
6 consistent with the requirements of chapter 8A.

7 Sec. 3. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION
8 CHARGE. For the fiscal year beginning July 1, 2023, and ending
9 June 30, 2024, the monthly per contract administrative charge
10 which may be assessed by the department of administrative
11 services shall be \$2.00 per contract on all health insurance
12 plans administered by the department.

13 Sec. 4. AUDITOR OF STATE.

14 1. There is appropriated from the general fund of the state
15 to the office of the auditor of state for the fiscal year
16 beginning July 1, 2023, and ending June 30, 2024, the following
17 amounts, or so much thereof as is necessary, to be used for the
18 purposes designated:

19 a. For salaries, support, maintenance, and miscellaneous
20 purposes, and for not more than the following full-time
21 equivalent positions:

22	\$	983,971
23	FTEs	98.00

24 b. For auditing costs associated with the transition of
25 state entities pursuant to 2023 Iowa Acts, Senate File 514:

26	\$	65,400
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27 2. The auditor of state may retain additional full-time
28 equivalent positions as is reasonable and necessary to
29 perform governmental subdivision audits which are reimbursable
30 pursuant to section 11.20 or 11.21, to perform audits which are
31 requested by and reimbursable from the federal government, and
32 to perform work requested by and reimbursable from departments
33 or agencies pursuant to section 11.5A or 11.5B. The auditor
34 of state shall notify the department of management, the
35 legislative fiscal committee, and the legislative services

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1 agency of the additional full-time equivalent positions
2 retained.

3 3. The auditor of state shall allocate moneys from the
4 appropriations in this section solely for audit work related to
5 the annual comprehensive financial report, federally required
6 audits, and investigations of embezzlement, theft, or other
7 significant financial irregularities until the audit of the
8 annual comprehensive financial report is complete.

9 Sec. 5. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
10 is appropriated from the general fund of the state to the
11 Iowa ethics and campaign disclosure board for the fiscal year
12 beginning July 1, 2023, and ending June 30, 2024, the following

13 amount, or so much thereof as is necessary, to be used for the
 14 purposes designated:

15 For salaries, support, maintenance, and miscellaneous
 16 purposes, and for not more than the following full-time
 17 equivalent positions:

18	\$	773,554
19	FTEs	7.00

20 Sec. 6. GOVERNOR AND LIEUTENANT GOVERNOR. There is
 21 appropriated from the general fund of the state to the offices
 22 of the governor and the lieutenant governor for the fiscal year
 23 beginning July 1, 2023, and ending June 30, 2024, the following
 24 amounts, or so much thereof as is necessary, to be used for the
 25 purposes designated:

26 1. GENERAL OFFICE

27 For salaries, support, maintenance, and miscellaneous
 28 purposes, and for not more than the following full-time
 29 equivalent positions:

30	\$	2,810,502
31	FTEs	25.00

32 2. TERRACE HILL QUARTERS

33 For the governor's quarters at Terrace Hill, including
 34 salaries, support, maintenance, and miscellaneous purposes, and
 35 for not more than the following full-time equivalent positions:

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1	\$	142,281
2	FTEs	1.93

3 Sec. 7. DEPARTMENT OF INSPECTIONS, APPEALS, AND
 4 LICENSING. There is appropriated from the general fund of the
 5 state to the department of inspections, appeals, and licensing
 6 for the fiscal year beginning July 1, 2023, and ending June
 7 30, 2024, the following amounts, or so much thereof as is
 8 necessary, to be used for the purposes designated:

9 1. ADMINISTRATION DIVISION

10 For salaries, support, maintenance, and miscellaneous
 11 purposes, and for not more than the following full-time
 12 equivalent positions:

13	\$	545,733
14	FTEs	10.55

15 2. ADMINISTRATIVE HEARINGS DIVISION

16 For salaries, support, maintenance, and miscellaneous
 17 purposes, and for not more than the following full-time
 18 equivalent positions:

19	\$	624,374
20	FTEs	23.00

21 3. INVESTIGATIONS

22 a. For salaries, support, maintenance, and miscellaneous
 23 purposes, and for not more than the following full-time
 24 equivalent positions:

25	\$	2,235,992
26	FTEs	50.00

27 b. By December 1, 2023, the department shall submit a
28 report to the general assembly concerning the department's
29 activities relative to fraud in public assistance programs
30 for the fiscal year beginning July 1, 2022, and ending June
31 30, 2023. The report shall include but is not limited to a
32 summary of the number of cases investigated, case outcomes,
33 overpayment dollars identified, amount of cost avoidance, and
34 actual dollars recovered.

35 4. HEALTH FACILITIES

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1 a. For salaries, support, maintenance, and miscellaneous
2 purposes, and for not more than the following full-time
3 equivalent positions:

4	\$	4,862,971
5	FTEs	115.00

6 b. The department shall make all of the following
7 information available to the public as part of the department's
8 development efforts to revise the department's internet site:

9 (1) The number of inspections of health facilities
10 conducted by the department annually by type of service
11 provider and type of inspection.

12 (2) The total annual operations budget for the department
13 that is associated with health facilities regulation, including
14 general fund appropriations and federal contract dollars
15 received by type of service provider inspected.

16 (3) The total number of full-time equivalent positions
17 in the department that are associated with health facilities
18 regulation, to include the number of full-time equivalent
19 positions serving in a supervisory capacity, and serving as
20 surveyors, inspectors, or monitors in the field by type of
21 service provider inspected.

22 (4) Identification of state and federal survey trends,
23 cited regulations, the scope and severity of deficiencies
24 identified, and federal and state fines assessed and collected
25 concerning nursing and assisted living facilities and programs.

26 c. It is the intent of the general assembly that the
27 department continuously solicit input from health facilities
28 regulated by the department to assess and improve the
29 department's level of collaboration and to identify new
30 opportunities for cooperation.

31 5. EMPLOYMENT APPEAL BOARD

32 a. For salaries, support, maintenance, and miscellaneous
33 purposes, and for not more than the following full-time
34 equivalent positions:

35	\$	38,865
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1	FTEs	11.00
2	b. The employment appeal board shall be reimbursed by the		
3	department for all costs associated with hearings conducted		
4	under chapter 91C related to contractor registration. The		
5	board may expend, in addition to the amount appropriated under		
6	this subsection, additional amounts as are directly billable		
7	to the department under this subsection and to retain the		
8	additional full-time equivalent positions as needed to conduct		
9	hearings required pursuant to chapter 91C.		
10	c. The employment appeal board may temporarily exceed and		
11	draw more than the amount appropriated in this subsection and		
12	incur a negative cash balance as long as there are receivables		
13	of federal funds equal to or greater than the negative balance		
14	and the amount appropriated in this subsection is not exceeded		
15	at the close of the fiscal year.		
16	6. FOOD AND CONSUMER SAFETY		
17	For salaries, support, maintenance, and miscellaneous		
18	purposes, and for not more than the following full-time		
19	equivalent positions:		
20	.....	\$	509,565
21	.....	FTEs	33.75
22	7. IOWA STATE CIVIL RIGHTS COMMISSION		
23	a. For salaries, support, maintenance, and miscellaneous		
24	purposes, and for not more than the following full-time		
25	equivalent positions:		
26	.....	\$	1,337,999
27	.....	FTEs	27.00
28	b. The Iowa state civil rights commission may enter into		
29	a contract with a nonprofit organization to provide legal		
30	assistance to resolve civil rights complaints.		
31	8. LABOR SERVICES		
32	For salaries, support, maintenance, and miscellaneous		
33	purposes, and for not more than the following full-time		
34	equivalent positions:		
35	\$	3,365,697

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1	FTEs	56.00
2	9. DIVISION OF WORKERS' COMPENSATION		
3	a. For salaries, support, maintenance, and miscellaneous		
4	purposes, and for not more than the following full-time		
5	equivalent positions:		
6	.....	\$	3,321,044
7	.....	FTEs	26.10
8	b. The division of workers' compensation shall charge a		
9	\$100 filing fee for workers' compensation cases. The filing		
10	fee shall be paid by the petitioner of a claim. However,		
11	the fee can be taxed as a cost and paid by the losing party,		
12	except in cases where it would impose an undue hardship or be		

13 unjust under the circumstances. The moneys generated by the
14 filing fee allowed under this paragraph are appropriated to
15 the department to be used for purposes of administering the
16 division of workers' compensation.

17 10. PROFESSIONAL LICENSING

18 For salaries, support, maintenance, and miscellaneous
19 purposes, and for not more than the following full-time
20 equivalent positions:

21	\$	2,862,660
22	FTEs	156.00

23 11. APPROPRIATION REALLOCATION. Notwithstanding section
24 8.39, the department of inspections, appeals, and licensing,
25 in consultation with the department of management, may
26 reallocate moneys appropriated in this section as necessary to
27 best fulfill the needs of the department provided for in the
28 appropriation.

29 Sec. 8. DEPARTMENT OF INSPECTIONS, APPEALS, AND LICENSING
30 — LICENSE OR REGISTRATION FEES.

31 1. For the fiscal year beginning July 1, 2023, and ending
32 June 30, 2024, the department of inspections, appeals, and
33 licensing shall collect any license or registration fees or
34 electronic transaction fees generated during the fiscal year
35 as a result of licensing and registration activities under

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1 chapters 99B, 137C, 137D, and 137F.

2 2. From the fees collected by the department under this
3 section on behalf of a municipal corporation with which
4 the department has an agreement pursuant to section 137F.3,
5 through a statewide electronic licensing system operated by
6 the department, notwithstanding section 137F.6, subsection 2,
7 the department shall remit the amount of those fees to the
8 municipal corporation for whom the fees were collected less
9 any electronic transaction fees collected by the department to
10 enable electronic payment.

11 3. From the fees collected by the department under this
12 section, other than those fees described in subsection 2,
13 the department shall deposit the amount of \$800,000 into the
14 general fund of the state prior to June 30, 2024.

15 4. From the fees collected by the department under this
16 section, other than those fees described in subsections 2 and
17 3, the department shall retain the remainder of the fees for
18 the purposes of enforcing the provisions of chapters 99B, 137C,
19 137D, and 137F. Notwithstanding section 8.33, moneys retained
20 by the department pursuant to this subsection that remain
21 unencumbered or unobligated at the close of the fiscal year
22 shall not revert but shall remain available for expenditure
23 for the purposes of enforcing the provisions of chapters 99B,
24 137C, 137D, and 137F during the succeeding fiscal year. The
25 department shall provide an annual report to the department
26 of management and the legislative services agency on fees

27 billed and collected and expenditures from the moneys retained
 28 by the department in a format determined by the department
 29 of management in consultation with the legislative services
 30 agency.

31 Sec. 9. HOUSING TRUST FUND APPROPRIATION — DEPARTMENT OF
 32 INSPECTIONS, APPEALS, AND LICENSING. There is appropriated
 33 from the housing trust fund created in section 16.181 to the
 34 department of inspections, appeals, and licensing for the
 35 fiscal year beginning July 1, 2023, and ending June 30, 2024,

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1 the following amount, or so much thereof as is necessary, to be
 2 used for the purposes designated:

3 For professional licensing salaries, support, maintenance,
 4 and miscellaneous purposes:

5 \$ 62,317

6 Sec. 10. RACING AND GAMING COMMISSION — RACING AND GAMING
 7 REGULATION. There is appropriated from the gaming regulatory
 8 revolving fund established in section 99F.20 to the racing and
 9 gaming commission of the department of inspections, appeals,
 10 and licensing for the fiscal year beginning July 1, 2023, and
 11 ending June 30, 2024, the following amount, or so much thereof
 12 as is necessary, to be used for the purposes designated:

13 For salaries, support, maintenance, and miscellaneous
 14 purposes for regulation, administration, and enforcement of
 15 pari-mutuel racetracks, excursion boat gambling, gambling
 16 structure laws, sports wagering, and fantasy sports contests,
 17 and for not more than the following full-time equivalent
 18 positions:

19 \$ 7,013,449

20 FTEs 53.70

21 Sec. 11. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
 22 INSPECTIONS, APPEALS, AND LICENSING. There is appropriated
 23 from the road use tax fund created in section 312.1 to
 24 the administrative hearings division of the department of
 25 inspections, appeals, and licensing for the fiscal year
 26 beginning July 1, 2023, and ending June 30, 2024, the following
 27 amount, or so much thereof as is necessary, to be used for the
 28 purposes designated:

29 For salaries, support, maintenance, and miscellaneous
 30 purposes:

31 \$ 1,623,897

32 Sec. 12. DEPARTMENT OF INSURANCE AND FINANCIAL
 33 SERVICES. There is appropriated from the commerce revolving
 34 fund created in section 546.12, as amended by 2023 Iowa Acts,
 35 Senate File 514, to the department of insurance and financial

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1 services for the fiscal year beginning July 1, 2023, and ending
2 June 30, 2024, the following amounts, or so much thereof as is
3 necessary, to be used for the purposes designated:
4 1. BANKING DIVISION
5 For salaries, support, maintenance, and miscellaneous
6 purposes, and for not more than the following full-time
7 equivalent positions:
8 \$ 13,025,180
9 FTEs 79.00
10 2. CREDIT UNION DIVISION
11 For salaries, support, maintenance, and miscellaneous
12 purposes, and for not more than the following full-time
13 equivalent positions:
14 \$ 2,553,593
15 FTEs 16.00
16 3. INSURANCE DIVISION
17 a. For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:
20 \$ 6,876,987
21 FTEs 123.85
22 b. From the full-time equivalent positions authorized
23 in this subsection, the insurance division shall use 2.00
24 full-time equivalent positions for two fraud investigators.
25 c. The insurance division shall use 1.00 full-time
26 equivalent positions authorized in this subsection for an
27 employee whose sole responsibility is investigating complaints
28 and notifications related to financial exploitation of eligible
29 adults.
30 d. The insurance division shall use 2.00 full-time
31 equivalent positions authorized in this subsection for
32 management, enforcement, and investigation of matters related
33 to pharmacy benefit manager programs.
34 e. Except as provided in paragraphs “b”, “c”, and “d”,
35 the insurance division may reallocate authorized full-time

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1 equivalent positions as necessary to respond to accreditation
2 recommendations or requirements.
3 f. The insurance division expenditures for examination
4 purposes may exceed the projected receipts, refunds, and
5 reimbursements, estimated pursuant to section 505.7, subsection
6 7, including the expenditures for retention of additional
7 personnel, if the expenditures are fully reimbursable and the
8 division first does all of the following:
9 (1) Notifies the department of management, the legislative
10 services agency, and the legislative fiscal committee of the
11 need for the expenditures.
12 (2) Files with each of the entities named in subparagraph

(1) the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

Sec. 13. DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES — CAPTIVE INSURANCE. There is appropriated from the general fund of the state to the department of insurance and financial services for the fiscal year beginning July 1, 2023, and ending June 30, 2024, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the captive insurance regulatory and supervision fund created in section 521J.12, if enacted by 2023 Iowa Acts, Senate File 549, for use as provided in section 521J.12, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	450,000
.....	FTEs	2.00

Sec. 14. DEPARTMENT OF MANAGEMENT. There is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 2023, and ending June 30, 2024, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For enterprise resource planning, providing for a salary model administrator, conducting performance audits, and the

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department's LEAN process; for salaries, support, maintenance, and miscellaneous purposes; and for not more than the following full-time equivalent positions:

.....	\$	2,766,693
.....	FTEs	21.00

2. For the security office of the chief information officer; for salaries, support, maintenance, and miscellaneous purposes; and for not more than the following full-time equivalent positions:

.....	\$	4,421,887
.....	FTEs	24.39

Of the moneys appropriated in this subsection, \$325,000 is allocated to providing cybersecurity services to local governments.

Sec. 15. DEPARTMENT OF MANAGEMENT — OFFICE OF THE CHIEF INFORMATION OFFICER — REVOLVING FUND.

1. There is appropriated to the office of the chief information officer of the department of management for the fiscal year beginning July 1, 2023, and ending June 30, 2024, from the revolving funds designated in chapter 8B and from internal service funds created by the office such amounts as the office deems necessary for the operation of the office consistent with the requirements of chapter 8B.

2. a. Notwithstanding section 321A.3, subsection 1, for the fiscal year beginning July 1, 2023, and ending June 30, 2024, the first \$750,000 collected and transferred to the treasurer

27 of state with respect to the fees for transactions involving
28 the furnishing of a certified abstract of a vehicle operating
29 record under section 321A.3, subsection 1, shall be transferred
30 to the lowAccess revolving fund created in section 8B.33 for
31 the purposes of developing, implementing, maintaining, and
32 expanding electronic access to government records as provided
33 by law.
34 b. All fees collected with respect to transactions
35 involving lowAccess shall be deposited in the lowAccess

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1 revolving fund created under section 8B.33 and shall be used
2 only for the support of lowAccess projects.

3 Sec. 16. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
4 MANAGEMENT. There is appropriated from the road use tax fund
5 created in section 312.1 to the department of management for
6 the fiscal year beginning July 1, 2023, and ending June 30,
7 2024, the following amount, or so much thereof as is necessary,
8 to be used for the purposes designated:
9 For salaries, support, maintenance, and miscellaneous
10 purposes:
11 \$ 56,000

12 Sec. 17. IPERS — GENERAL OFFICE. There is appropriated
13 from the Iowa public employees’ retirement fund created in
14 section 97B.7 to the Iowa public employees’ retirement system
15 for the fiscal year beginning July 1, 2023, and ending June
16 30, 2024, the following amounts, or so much thereof as is
17 necessary, to be used for the purposes designated:
18 1. For salaries, support, maintenance, and other
19 operational purposes to pay the costs of the Iowa public
20 employees’ retirement system, and for not more than the
21 following full-time equivalent positions:
22 \$ 20,923,309
23 FTEs 98.13

24 Sec. 18. IOWA PUBLIC INFORMATION BOARD. There is
25 appropriated from the general fund of the state to the Iowa
26 public information board for the fiscal year beginning July
27 1, 2023, and ending June 30, 2024, the following amount, or
28 so much thereof as is necessary, to be used for the purposes
29 designated:
30 For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:
33 \$ 357,407
34 FTEs 3.20

35 Sec. 19. DEPARTMENT OF REVENUE.

Page 15

1 1. There is appropriated from the general fund of the state
2 to the department of revenue for the fiscal year beginning July
3 1, 2023, and ending June 30, 2024, the following amounts, or
4 so much thereof as is necessary, to be used for the purposes
5 designated:

6 a. (1) For salaries, support, maintenance, and
7 miscellaneous purposes, and for not more than the following
8 full-time equivalent positions:

9	\$	15,056,183
10	FTEs	151.16

11 (2) From the moneys appropriated in this paragraph, the
12 department shall use \$400,000 to pay the direct costs of
13 compliance related to the collection and distribution of local
14 sales and services taxes imposed pursuant to chapters 423B and
15 423E.

16 b. For alcoholic beverage control activities; for salaries,
17 support, maintenance, and miscellaneous purposes; and for not
18 more than the following full-time equivalent positions:

19	\$	1,010,054
20	FTEs	18.10

21 2. The director of revenue shall prepare and issue a state
22 appraisal manual and the revisions to the state appraisal
23 manual as provided in section 421.17, subsection 17, without
24 cost to a city or county.

25 Sec. 20. MOTOR VEHICLE FUEL TAX FUND APPROPRIATION. There
26 is appropriated from the motor vehicle fuel tax fund created
27 pursuant to section 452A.77 to the department of revenue for
28 the fiscal year beginning July 1, 2023, and ending June 30,
29 2024, the following amount, or so much thereof as is necessary,
30 to be used for the purposes designated:

31 For salaries, support, maintenance, and miscellaneous
32 purposes, and for administration and enforcement of the
33 provisions of chapter 452A and the motor vehicle fuel tax
34 program:

35	\$	1,305,775
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1 Sec. 21. SECRETARY OF STATE. There is appropriated from
2 the general fund of the state to the office of the secretary of
3 state for the fiscal year beginning July 1, 2023, and ending
4 June 30, 2024, the following amounts, or so much thereof as is
5 necessary, to be used for the purposes designated:

6 1. ADMINISTRATION AND ELECTIONS

7 a. For salaries, support, maintenance, and miscellaneous
8 purposes, and for not more than the following full-time
9 equivalent positions:

10	\$	2,121,759
11	FTEs	16.50

12 b. The state department or agency that provides data

13 processing services to support voter registration file
14 maintenance and storage shall provide those services without
15 charge.

16 2. BUSINESS SERVICES

17 For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$	1,417,535
21	FTEs	16.00

22 Sec. 22. ADDRESS CONFIDENTIALITY PROGRAM REVOLVING FUND

23 APPROPRIATION — SECRETARY OF STATE. There is appropriated
24 from the address confidentiality program revolving fund created
25 in section 9.8 to the office of the secretary of state for the
26 fiscal year beginning July 1, 2023, and ending June 30, 2024,
27 the following amount, or so much thereof as is necessary, to be
28 used for the purposes designated:

29 For salaries, support, maintenance, and miscellaneous
30 purposes:

31	\$	195,400
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32 Sec. 23. SECRETARY OF STATE FILING FEES REFUND.

33 Notwithstanding the obligation to collect fees pursuant to the
34 provisions of section 489.117, subsection 1, paragraphs “c” and
35 “q”, section 490.122, subsection 1, paragraph “a”, and section

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1 504.113, subsection 1, paragraphs “a”, “c”, “d”, “j”, “k”,
2 “l”, and “m”, for the fiscal year beginning July 1, 2023, the
3 secretary of state may refund these fees to the filer pursuant
4 to rules established by the secretary of state. The decision
5 of the secretary of state not to issue a refund under rules
6 established by the secretary of state is final and not subject
7 to review pursuant to chapter 17A.

8 Sec. 24. TREASURER OF STATE.

9 1. There is appropriated from the general fund of the
10 state to the office of treasurer of state for the fiscal year
11 beginning July 1, 2023, and ending June 30, 2024, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For salaries, support, maintenance, and miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions:

17	\$	1,015,300
18	FTEs	26.00

19 2. The office of treasurer of state shall supply
20 administrative support for the executive council.

21 Sec. 25. ROAD USE TAX FUND APPROPRIATION — OFFICE OF

22 TREASURER OF STATE. There is appropriated from the road use
23 tax fund created in section 312.1 to the office of treasurer of
24 state for the fiscal year beginning July 1, 2023, and ending
25 June 30, 2024, the following amount, or so much thereof as is
26 necessary, to be used for the purposes designated:

27 For enterprise resource management costs related to the
 28 distribution of road use tax fund moneys:
 29 \$ 316,788
 30 Sec. 26. IOWA UTILITIES BOARD.
 31 1. There is appropriated from the commerce revolving fund
 32 created in section 546.12, as amended by 2023 Iowa Acts, Senate
 33 File 514, to the Iowa utilities board for the fiscal year
 34 beginning July 1, 2023, and ending June 30, 2024, the following
 35 amount, or so much thereof as is necessary, to be used for the

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1 purposes designated:
 2 For salaries, support, maintenance, and miscellaneous
 3 purposes, and for not more than the following full-time
 4 equivalent positions:
 5 \$ 10,746,366
 6 FTEs 75.00
 7 2. The utilities board may expend additional moneys,
 8 including moneys for additional personnel, if those additional
 9 expenditures are actual expenses which exceed the moneys
 10 budgeted for utility regulation and the expenditures are fully
 11 reimbursable. Before the board expends or encumbers an amount
 12 in excess of the moneys budgeted for regulation, the board
 13 shall first do all of the following:
 14 a. Notify the department of management, the legislative
 15 services agency, and the legislative fiscal committee of the
 16 need for the expenditures.
 17 b. File with each of the entities named in paragraph “a” the
 18 legislative and regulatory justification for the expenditures,
 19 along with an estimate of the expenditures.
 20 Sec. 27. CHARGES. The Iowa utilities board and each
 21 division of the department of insurance and financial services
 22 shall include in its charges assessed or revenues generated
 23 an amount sufficient to cover the amount stated in its
 24 appropriation and any state-assessed indirect costs determined
 25 by the department of administrative services.
 26 Sec. 28. IOWA PRODUCTS. As a condition of receiving an
 27 appropriation, any agency appropriated moneys pursuant to this
 28 Act shall give first preference when purchasing a product to an
 29 Iowa product or a product produced by an Iowa-based business.
 30 Second preference shall be given to a United States product or
 31 a product produced by a business based in the United States.
 32 FY 2023–2024 STANDING APPROPRIATIONS — LIMITATIONS
 33 Sec. 29. LIMITATION OF STANDING APPROPRIATION — FY
 34 2023–2024. Notwithstanding the standing appropriation in the
 35 following designated section for the fiscal year beginning July

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1 1, 2023, and ending June 30, 2024, the amount appropriated from
 2 the general fund of the state pursuant to that section for the
 3 following designated purpose shall not exceed the following
 4 amount:

5 For the enforcement of chapter 453D relating to tobacco
 6 product manufacturers under section 453D.8:

7 \$ 17,525

8 DEPARTMENT OF INSPECTIONS, APPEALS, AND LICENSING
 9 LICENSING AND REGULATION FUND

10 Sec. 30. Section 10A.104, subsection 15, as enacted by
 11 2023 Iowa Acts, Senate File 514, section 1430, is amended by
 12 striking the subsection and inserting in lieu thereof the
 13 following:

14 15. Perform fire control duties pursuant to section
 15 10A.511.

16 Sec. 31. NEW SECTION. **10A.507 Licensing and regulation**
 17 **fund.**

18 1. A licensing and regulation fund is created in the state
 19 treasury under the control of the department of inspections,
 20 appeals, and licensing. Moneys in the fund are appropriated
 21 to the department to be used to fulfill the administration and
 22 enforcement responsibilities of the department and boards under
 23 the purview of the department under this subchapter.

24 2. The fund shall consist of moneys and fees collected by
 25 the department for deposit in the fund.

26 3. Notwithstanding section 8.33, moneys in the fund
 27 that remain unencumbered or unobligated at the close of the
 28 fiscal year shall not revert but shall remain available for
 29 expenditure for the purposes designated in succeeding fiscal
 30 years. Notwithstanding section 12C.7, subsection 2, interest
 31 or earnings on moneys deposited in the fund shall be credited
 32 to the fund.

33 Sec. 32. Section 88A.5, Code 2023, as amended by 2023 Iowa
 34 Acts, Senate File 514, section 1766, is amended to read as
 35 follows:

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1 **88A.5 Fees to ~~general~~ licensing and regulation fund.**

2 All fees collected by the department under the provisions
 3 of this chapter shall be transmitted to the treasurer of state
 4 and credited by the treasurer to the ~~general fund of the state~~
 5 licensing and regulation fund created in section 10A.507.

6 Sec. 33. Section 89.9, Code 2023, as amended by 2023 Iowa
 7 Acts, Senate File 514, section 1797, is amended to read as
 8 follows:

9 **89.9 Disposal of fees.**

10 All fees provided for in this chapter shall be collected
 11 by the director and remitted to the treasurer of state, to
 12 be deposited in the ~~boiler and pressure vessel safety fund~~

13 ~~pursuant to section 89.8~~ licensing and regulation fund created
14 in section 10A.507, together with an itemized statement showing
15 the source of collection.

16 Sec. 34. Section 89A.19, Code 2023, as amended by 2023 Iowa
17 Acts, Senate File 514, section 1820, is amended by striking the
18 section and inserting in lieu thereof the following:

19 **89A.19 Fees.**

20 All fees collected by the director pursuant to this chapter
21 shall be remitted to the treasurer of state, to be deposited in
22 the licensing and regulation fund created in section 10A.507.

23 Sec. 35. Section 101A.12, Code 2023, as amended by 2023
24 Iowa Acts, Senate File 514, section 1550, is amended to read
25 as follows:

26 **101A.12 Deposit and use of fees.**

27 The fees collected by the director in issuing licenses
28 pursuant to this chapter shall be deposited in the ~~state~~
29 ~~general fund~~ licensing and regulation fund created in section
30 10A.507.

31 Sec. 36. Section 103.7, Code 2023, as amended by 2023 Iowa
32 Acts, Senate File 514, section 1561, is amended by striking the
33 section and inserting in lieu thereof the following:

34 **103.7 Fees.**

35 All licensing, examination, renewal, and inspection fees

Page 21

1 under this chapter shall be deposited in the licensing and
2 regulation fund created in section 10A.507.

3 Sec. 37. Section 105.9, subsection 3, Code 2023, is amended
4 by striking the subsection and inserting in lieu thereof the
5 following:

6 3. All fees collected under this chapter shall be deposited
7 in the licensing and regulation fund created in section
8 10A.507.

9 Sec. 38. Section 135.11A, subsection 1, Code 2023, as
10 amended by 2023 Iowa Acts, Senate File 514, section 1580, is
11 amended to read as follows:

12 1. Each board under ~~chapters~~ chapter 100C, 103, 103A,
13 105, or 147 that ~~are~~ is under the administrative authority
14 of the department, ~~except the board of nursing, board of~~
15 ~~medicine, dental board, and board of pharmacy,~~ shall receive
16 administrative and clerical support from the department and
17 may not employ its own support staff for administrative and
18 clerical duties. The executive director of the board of
19 nursing, board of medicine, dental board, and board of pharmacy
20 shall be appointed pursuant to section 135.11B.

21 Sec. 39. Section 147.80, subsection 3, Code 2023, is amended
22 to read as follows:

23 3. The board of medicine, the board of pharmacy, the
24 dental board, and the board of nursing shall retain individual
25 executive officers pursuant to section 135.11B, ~~but shall~~
26 ~~make every effort to share administrative, clerical, and~~

27 ~~investigative staff to the greatest extent possible.~~

28 Sec. 40. Section 147.82, Code 2023, as amended by 2023

29 Iowa Acts, Senate File 514, section 1624, is amended to read
30 as follows:

31 **147.82 Fee retention.**

32 All fees collected by a board listed in section 147.13 or by
33 the department, and fees collected pursuant to sections 124.301
34 and 147.80 and chapter 155A by the board of pharmacy, shall be
35 ~~retained by each board or by the department~~ deposited in the

Page 22

1 ~~licensing and regulation fund created in section 10A.507. The~~
2 ~~moneys retained by a board shall be used for any of the board's~~
3 ~~duties, including but not limited to the addition of full time~~
4 ~~equivalent positions for program services and investigations.~~
5 ~~Revenues retained by a board pursuant to this section shall~~
6 ~~be considered repayment receipts as defined in section 8.2.~~
7 ~~Notwithstanding section 8.33, moneys retained by a board~~
8 ~~pursuant to this section are not subject to reversion to the~~
9 ~~general fund of the state.~~

10 Sec. 41. Section 542.4, subsection 4, Code 2023, is amended
11 to read as follows:

12 4. All moneys collected by the board from fees authorized
13 to be charged by this chapter shall be received and accounted
14 for by the board and shall be paid monthly to the treasurer of
15 state for deposit in the ~~general fund of the state~~ licensing
16 and regulation fund created in section 10A.507. Expenses
17 of administering this chapter shall be paid from moneys
18 appropriated to the department pursuant to section 10A.507
19 and from appropriations made by the general assembly, which
20 expenses may include but shall not be limited to the costs
21 of conducting investigations and of taking testimony and
22 procuring the attendance of witnesses before the board or its
23 committees; all legal proceedings taken under this chapter for
24 the enforcement of this chapter; and educational programs for
25 the benefit of the public and licensees and their employees.

26 Sec. 42. Section 542B.12, Code 2023, is amended to read as
27 follows:

28 **542B.12 Disposition of fees.**

29 The staff shall collect and account for all fees provided
30 for by this chapter and pay the fees to the treasurer of state
31 who shall deposit the fees in the ~~general fund of the state~~
32 licensing and regulation fund created in section 10A.507.

33 Sec. 43. Section 543B.14, Code 2023, as amended by 2023
34 Iowa Acts, Senate File 514, section 1669, is amended to read
35 as follows:

Page 23

1 **543B.14 Fees and expenses.**

2 All fees and charges collected by the real estate commission
3 under this chapter shall be ~~paid into the general fund of the~~
4 ~~state, except that deposited in the licensing and regulation~~
5 ~~fund created in section 10A.507. Of the moneys deposited~~
6 ~~in the fund,~~ twenty-five dollars from each real estate
7 salesperson's license fee and each broker's license fee shall
8 be appropriated to the department of inspections, appeals, and
9 licensing for the purpose of hiring and compensating a real
10 estate education director and regulatory compliance personnel.
11 All expenses incurred by the commission under this chapter,
12 including compensation of staff assigned to the commission,
13 shall be paid from funds appropriated for those purposes.

14 Sec. 44. Section 543D.6, subsection 2, Code 2023, as amended
15 by 2023 Iowa Acts, Senate File 514, section 1674, is amended
16 to read as follows:

17 2. All fees collected by the board shall be deposited into
18 the ~~commerce revolving~~ licensing and regulation fund created in
19 section ~~546.12 and are appropriated to the director on behalf~~
20 ~~of the board~~ 10A.507 to be used to administer this chapter,
21 including but not limited to purposes such as examinations,
22 investigations, and administrative staffing. ~~Notwithstanding~~
23 ~~section 8.33, moneys retained by the director pursuant to this~~
24 ~~section are not subject to reversion to the general fund of~~
25 ~~the state.~~ However, the appraisal management company national
26 registry fees the board collects on behalf of the appraisal
27 subcommittee as defined in section 543E.3 shall be transmitted
28 to the appraisal subcommittee in accordance with federal laws
29 and regulations.

30 Sec. 45. Section 543E.10, subsection 2, Code 2023, as
31 amended by 2023 Iowa Acts, Senate File 514, section 1685, is
32 amended to read as follows:

33 2. Except as provided in subsection 3, all fees collected
34 under this chapter shall be deposited into the ~~commerce~~
35 ~~revolving~~ licensing and regulation fund created in section

Page 24

1 ~~546.12 and are appropriated to the director~~ 10A.507 to be
2 used to administer this chapter including but not limited
3 to purposes such as examinations, investigations, and
4 administrative staffing. ~~Notwithstanding section 8.33, moneys~~
5 ~~appropriated pursuant to this subsection are not subject to~~
6 ~~reversion to the general fund of the state.~~

7 Sec. 46. Section 544A.11, subsection 2, Code 2023, is
8 amended to read as follows:

9 2. All fees shall be paid to the treasurer of state and
10 deposited in the ~~general fund of the state~~ licensing and
11 regulation fund created in section 10A.507.

12 Sec. 47. Section 544B.14, subsection 2, Code 2023, is

13 amended to read as follows:

14 2. All fees shall be collected by the secretary, paid to the
15 treasurer of state, and deposited in the ~~general fund of the~~
16 ~~state~~ licensing and regulation fund created in section 10A.507.

17 Sec. 48. Section 544C.3, subsection 1, paragraph e, Code
18 2023, is amended to read as follows:

19 e. Establishing fees for registration as a registered
20 interior designer, renewal of registration, reinstatement of
21 registration, and for other activities of the board pertaining
22 to its duties. The fees shall be sufficient to defray the
23 costs of administering this chapter, and shall be deposited in
24 the ~~general fund of the state~~ licensing and regulation fund
25 created in section 10A.507.

26 Sec. 49. Section 546.10, subsection 3, paragraph b, Code
27 2023, as amended by 2023 Iowa Acts, Senate File 514, section
28 1704, is amended by striking the paragraph.

29 Sec. 50. Section 546.10, subsection 5, Code 2023, as amended
30 by 2023 Iowa Acts, Senate File 514, section 1704, is amended
31 by striking the subsection and inserting in lieu thereof the
32 following:

33 5. All expenses required in the discharge of the duties and
34 responsibilities imposed upon the department, the director, and
35 the licensing boards by the laws of this state shall be paid

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1 from moneys appropriated for those purposes.

2 Sec. 51. REPEAL. Section 89.8, Code 2023, is repealed.

3 Sec. 52. TRANSITION PROVISIONS.

4 1. Any unobligated and unencumbered moneys in the boiler
5 and pressure vessel safety revolving fund created in section
6 89.8, Code 2023, as of July 1, 2023, shall be transferred for
7 deposit in the licensing and regulation fund created in section
8 10A.507, as enacted by this Act.

9 2. Any unobligated and unencumbered moneys in the revolving
10 elevator safety fund created in section 89A.19, Code 2023,
11 as of July 1, 2023, shall be transferred for deposit in the
12 licensing and regulation fund created in section 10A.507, as
13 enacted by this Act.

14 3. Any unobligated and unencumbered moneys in the
15 electrician and installer licensing and inspection fund created
16 in section 103.7, Code 2023, as of July 1, 2023, shall be
17 transferred for deposit in the licensing and regulation fund
18 created in section 10A.507, as enacted by this Act.

19 4. Any unobligated and unencumbered moneys retained by any
20 board or the department of public health for the bureau of
21 professional licensure pursuant to section 147.82, Code 2023,
22 as of July 1, 2023, shall be transferred for deposit in the
23 licensing and regulation fund created in section 10A.507, as
24 enacted by this Act.

25 5. All fees collected under chapters 543D and 543E and
26 deposited into the department of commerce revolving fund

27 created in section 546.12, Code 2023, as of July 1, 2023, shall
28 be transferred for deposit in the licensing and regulation fund
29 created in section 10A.507, as enacted by this Act.

30 DEPARTMENT OF REVENUE

31 IOWA LOTTERY DIVISION

32 MAJOR PROCUREMENT CONTRACTS

33 Sec. 53. Section 99G.3, subsection 18, Code 2023, as amended
34 by 2023 Iowa Acts, Senate File 514, section 2300, is amended
35 to read as follows:

Page 26

1 18. “*Vendor*” means a person who provides or proposes to
2 provide goods or services to the department pursuant to a major
3 procurement contract, but does not include an employee of the
4 department under this chapter, a retailer, or a state agency or
5 instrumentality thereof.

6 Sec. 54. Section 99G.8, subsection 13, Code 2023, as amended
7 by 2023 Iowa Acts, Senate File 514, section 2309, is amended
8 to read as follows:

9 13. Board members shall not have any direct or indirect
10 interest in an undertaking that puts their personal interest
11 in conflict with that of the department under this chapter
12 including but not limited to an interest in a major procurement
13 contract or a participating retailer.

14 Sec. 55. Section 99G.9, subsection 2, Code 2023, as amended
15 by 2023 Iowa Acts, Senate File 514, section 2313, is amended
16 to read as follows:

17 2. Approve, disapprove, amend, or modify the terms of major
18 lottery procurements recommended by the administrator.

19 Sec. 56. Section 99G.22, subsections 1, 3, 4, and 6, Code
20 2023, as amended by 2023 Iowa Acts, Senate File 514, section
21 2324, are amended to read as follows:

22 1. The department shall investigate the financial
23 responsibility, security, and integrity of any lottery system
24 vendor who is a finalist in submitting a bid, proposal, or
25 offer as part of a major procurement contract. Before a major
26 procurement contract is awarded, the division of criminal
27 investigation of the department of public safety shall conduct
28 a background investigation of the vendor to whom the contract
29 is to be awarded. The administrator shall consult with the
30 division of criminal investigation and shall provide for the
31 scope of the background investigation and due diligence to
32 be conducted in connection with major procurement contracts.
33 At the time of submitting a bid, proposal, or offer to the
34 department on a major procurement contract, each vendor shall
35 be required to submit to the division of criminal investigation

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1 appropriate investigation authorization to facilitate this
2 investigation, together with an advance of funds to meet the
3 anticipated investigation costs. If the division of criminal
4 investigation determines that additional funds are required
5 to complete an investigation, the vendor will be so advised.
6 The background investigation by the division of criminal
7 investigation may include a national criminal history check
8 through the federal bureau of investigation. The screening
9 of vendors or their employees through the federal bureau of
10 investigation shall be conducted by submission of fingerprints
11 through the state criminal history repository to the federal
12 bureau of investigation.

13 3. A major procurement contract shall not be entered into
14 with any lottery system vendor who has not complied with
15 the disclosure requirements described in this section, and
16 any contract with such a vendor is voidable. Any contract
17 with a vendor that does not comply with the requirements for
18 periodically updating such disclosures during the tenure of
19 the contract as may be specified in such contract may be
20 terminated. The provisions of this section shall be construed
21 broadly and liberally to achieve the ends of full disclosure
22 of all information necessary to allow for a full and complete
23 evaluation by the department of the competence, integrity,
24 background, and character of vendors for major procurements.

25 4. A major procurement contract shall not be entered into
26 with any vendor who has been found guilty of a felony related
27 to the security or integrity of the lottery in this or any
28 other jurisdiction.

29 6. If, based on the results of a background investigation,
30 the department determines that the best interests of the
31 department, including but not limited to the department's
32 reputation for integrity, would be served thereby, the
33 department may disqualify a potential vendor from contracting
34 with the department for a major procurement contract or from
35 acting as a subcontractor in connection with a contract for a

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1 major procurement contract.

2 Sec. 57. Section 99G.37, Code 2023, as amended by 2023
3 Iowa Acts, Senate File 514, section 2343, is amended to read
4 as follows:

5 **99G.37 Competitive bidding Major procurement contracts.**

6 All major procurement contracts under this chapter must
7 be ~~competitively bid~~ entered into in accordance with chapter
8 8A, subchapter III, part 2. ~~Procurement~~ Major procurement
9 contracts shall take into consideration the greatest integrity
10 for the Iowa lottery. In any bidding process, the services
11 of the department of administrative services ~~shall~~ may be
12 utilized.

13 Sec. 58. Section 99G.39, subsection 1, Code 2023, as amended
14 by 2023 Iowa Acts, Senate File 514, section 2345, is amended
15 to read as follows:

16 1. Upon receipt of any revenue from lottery games, the
17 director shall deposit the moneys in the lottery fund created
18 pursuant to section 99G.40. At least fifty percent of the
19 projected annual revenue accruing from the sale of tickets
20 or shares shall be allocated for payment of prizes to the
21 holders of winning tickets. After the payment of prizes, the
22 expenses of conducting the lottery shall be deducted from the
23 department's revenue under this chapter prior to disbursement.
24 Expenses for advertising production and media purchases shall
25 not exceed four percent of the department's gross revenue under
26 this chapter for the year.

27 Sec. 59. REPEAL. 2023 Iowa Acts, Senate File 514, section
28 2301, is repealed.>

29 2. Title page, by striking lines 1 through 4 and inserting
30 <An Act relating to and making appropriations for state
31 government administration and regulation, including the
32 department of administrative services, auditor of state,
33 ethics and campaign disclosure board, offices of governor and
34 lieutenant governor, department of inspections, appeals, and
35 licensing, department of insurance and financial services,

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1 department of management, Iowa public employees' retirement
2 system, public information board, department of revenue,
3 secretary of state, treasurer of state, and Iowa utilities
4 board, creating a licensing and regulation fund, and modifying
5 provisions related to major procurement contracts for the Iowa
6 lottery division of the department of revenue.>

TIM KRAAYENBRINK

S-3184

1 Amend House File 714, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 1, before line 1 by inserting:
4 <Section 1. Section 468.3, Code 2023, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 6A. As used in this chapter, the term
7 "*culvert*" includes a drain, tile, or tile line.>

8 2. Page 1, line 22, by striking <This Act> and inserting
9 <The section of this Act amending section 478.6A>

10 3. Title page, by striking lines 1 and 2 and inserting <An
11 Act relating to construction projects transporting electricity
12 and water and including retroactive applicability>

13 4. By renumbering as necessary.

ANNETTE SWEENEY

S-3185

1 Amend House File 604, as amended, passed, and reprinted by
2 the House, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

5 <Section 1. Section 2C.9, Code 2023, is amended by adding
6 the following new subsection:

7 NEW SUBSECTION. 2A. Investigate, on complaint, any
8 complaint received by an individual who holds a license,
9 certificate, authorization, or statement of recognition issued
10 by the board of educational examiners related to violence in
11 the classroom or violence on school property, including any
12 disclosure of information to which section 279.78 applies
13 related to violence in the classroom or violence on school
14 property. The ombudsman shall provide the results of the
15 investigation to the department of education and the board of
16 educational examiners. The ombudsman shall maintain secrecy in
17 respect to the identities of the complainants.

18 Sec. 2. Section 256.9, Code 2023, is amended by adding the
19 following new subsections:

20 NEW SUBSECTION. 66. Develop and distribute to school
21 districts a list of all professional development programs and
22 other training programs in which employees of school districts
23 are required to participate pursuant to federal law or state
24 law, including chapter 284.

25 NEW SUBSECTION. 67. Develop and distribute to school
26 districts and charter schools model policies that, if adopted
27 by a school district or charter school, would satisfy the
28 school district's or charter school's responsibilities under
29 section 279.79 relating to the discipline of a student for
30 making a threat of violence or causing an incident of violence
31 that results in injury or property damage or assault.

32 Sec. 3. Section 256E.7, subsection 2, Code 2023, is amended
33 by adding the following new paragraphs:

34 NEW PARAGRAPH. 0j. Be subject to and comply with the
35 requirements of section 279.78 relating to prohibiting

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1 retaliation against employees or contractors for disclosing
2 certain specified information in the same manner as a school
3 district.

4 NEW PARAGRAPH. 00j. Be subject to and comply with the
5 requirements of section 279.79 relating to the adoption of
6 policies related to the discipline of a student for making a
7 threat of violence or causing an incident of violence that
8 results in injury or property damage or assault in the same
9 manner as a school district.

10 NEW PARAGRAPH. 000j. Be subject to and comply with the
11 requirements of section 279.80 relating to student handbooks in
12 the same manner as a school district.

13 Sec. 4. Section 279.51A, subsection 4, Code 2023, is amended
14 to read as follows:

15 4. a. A classroom teacher employed by a school district
16 shall report any ~~threat of violence~~ or incident of violence
17 that results in injury or property damage or assault by a
18 student enrolled in the school to the principal or the lead
19 administrator of the school within twenty-four hours after the
20 threat of violence or incident of violence occurs, and the
21 classroom teacher may notify the parent or guardian of the
22 student who made the threat of violence or caused the incident
23 of violence, and the parent or guardian of the student to whom
24 the threat of violence was made or the incident of violence
25 occurred, of the threat of violence or incident of violence.

26 b. The principal or lead administrator of the school shall
27 notify the parent or guardian of the student enrolled in the
28 school who made the threat of violence or caused the incident
29 of violence that resulted in injury or property damage or
30 assault, and the parent or guardian of the student to whom
31 the threat of violence was made or the incident of violence
32 occurred, of the threat of violence or incident of violence
33 within twenty-four hours after the classroom teacher reports
34 the threat of violence or incident of violence to the principal
35 or lead administrator pursuant to paragraph "a".

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1 Sec. 5. **NEW SECTION. 279.77 Professional development —**
2 **notification.**

3 If a school district requires an employee to participate
4 in a particular professional development program, including
5 a program that is included on the list developed by the
6 department of education pursuant to section 256.9, subsection
7 66, the school district shall provide notice to the employee
8 indicating the section of the Code, or rules adopted by the
9 state board of education or the board of educational examiners,
10 the school district determines requires the employee to
11 participate in the professional development program.

12 Sec. 6. **NEW SECTION. 279.78 Retaliation prohibition.**

13 The board of directors of a school district shall not take
14 any disciplinary action against an employee or contractor of
15 the school district for disclosing information to any public
16 official or law enforcement agency, including a disclosure
17 to the ombudsman pursuant to section 2C.9, subsection 2A, if
18 the employee or contractor reasonably believes the information
19 evidences a violation of law or rule, mismanagement, a gross
20 abuse of funds, an abuse of authority, or a substantial and
21 specific danger to public health or safety. For purposes of
22 this section, "*disciplinary action*" includes termination of
23 employment or the contractual relationship, suspension from
24 employment, demotion, financial penalties, failing to take
25 action regarding an employee's or contractor's promotion
26 or proposed promotion, failing to provide an advantage in

27 employment or the contractual relationship, and written or
28 verbal reprimands.

29 Sec. 7. NEW SECTION. **279.79 Discipline of students who make**
30 **threats of violence or cause incidents of violence.**

31 The board of directors of each school district shall adopt,
32 in collaboration with teachers and administrative staff
33 employed by the school district, policies for different grade
34 levels that describe how a school district may discipline a
35 student for making a threat of violence or causing an incident

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1 of violence that results in injury or property damage or
2 assault. All of the following shall apply to the policies:

3 1. The policies must incorporate strategies that are
4 designed to correct the student's behavior.

5 2. The policies must provide for parental conferences and
6 mental health counseling sessions, when appropriate. The
7 policies must provide that the school district must receive
8 the prior written consent of the student's parent or guardian
9 before requiring the student to participate in a mental health
10 counseling session.

11 3. The policies must be consistent with the provisions of
12 chapter 256B, the administrative rules adopted by the state
13 board for purposes of chapter 256B, the federal Individuals
14 with Disabilities Education Act, 20 U.S.C. §1400 et seq., and
15 the federal Rehabilitation Act of 1973, as amended and codified
16 in 29 U.S.C. §701 et seq.

17 4. The policies must provide for escalating levels of
18 discipline each time the student makes a threat of violence
19 or causes an incident of violence that results in injury or
20 property damage or assault.

21 5. The policies must allow for the school district to select
22 the level of discipline that the school district determines
23 corresponds to the severity of the threat of violence or
24 incident of violence.

25 6. The policies must allow the school district to
26 suspend the student, permanently remove the student from a
27 particular class, expel the student, or place the student in
28 an alternative learning environment, including a therapeutic
29 classroom, when appropriate.

30 7. The policies must require an individualized education
31 program meeting if the student who made the threat of violence
32 or caused the incident of violence that resulted in injury or
33 property damage or assault has an individualized education
34 program.

35 8. The policies must be published on the school district's

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1 internet site and in applicable student handbooks.

2 Sec. 8. NEW SECTION. 279.80 Student handbooks.

3 1. Annually, on or before the beginning of the school
4 calendar, the board of directors of each school district shall
5 publish one or more student handbooks and provide to the parent
6 or guardian of each student enrolled in the school district a
7 printed or electronic copy of a student handbook that includes
8 basic information related to the expectations of students in
9 the grade level or attendance center to which the student
10 handbook applies, including information related to academics,
11 attendance, discipline, health and safety, and daily schedules.

12 2. The board of directors of each school district shall
13 require that the parent or guardian of each student enrolled
14 in the school district acknowledge receipt of the applicable
15 student handbook, either in writing or electronically.
16 Sec. 9. Section 280.21, Code 2023, is amended by adding the
17 following new subsection:

18 NEW SUBSECTION. 5. A public school district or area
19 education agency shall provide to all teachers employed by the
20 public school district or area education agency a copy of this
21 section with the initial employment contract and with each
22 notice of renewal of the employment contract.>

23 2. Title page, by striking lines 5 through 8 and inserting
24 <and modifying the responsibilities of the department of
25 education, school districts, and charter schools.>

LYNN EVANS

S-3186

1 Amend Senate File 511 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 692.1, subsection 7, Code 2023, is
5 amended to read as follows:

6 7. "*Criminal or juvenile justice agency*" means ~~any~~ either of
7 the following:

8 a. An agency or department of any level of government
9 or an entity wholly owned, financed, or controlled by one
10 or more such agencies or departments which performs as its
11 principal function the apprehension, prosecution, adjudication,
12 incarceration, or rehabilitation of criminal or juvenile
13 offenders.

14 b. County attorneys and assistant county attorneys in
15 a proceeding alleging that a child is a child in need of
16 assistance as defined in section 232.2.>

TOM SHIPLEY

S-3187

- 1 Amend the amendment, S-3185, to House File 604, as amended,
2 passed, and reprinted by the House, as follows:
3 1. Page 4, line 5, by striking <parental conferences and>
4 and inserting <parent or guardian conferences, counseling
5 sessions, or>
6 2. Page 4, line 9, after <a> by inserting <counseling
7 session or a>
8 3. Page 5, line 4, by striking <the board of directors of>
9 4. Page 5, line 12, by striking <The board of directors of
10 each> and inserting <Each>

LYNN EVANS

S-3188

- 1 Amend Senate File 573 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 478.6A, subsection 2, Code 2023, is
5 amended to read as follows:
6 2. Notwithstanding section 478.21, in addition to any
7 other applicable requirements pursuant to this chapter, if a
8 petition for a franchise to construct a merchant line that
9 is proposed to be constructed above ground and involves the
10 taking of property under eminent domain is not approved by the
11 board and a franchise granted within three years following the
12 date the petition is filed with the board pursuant to section
13 478.3, the board shall reject the petition and make a record
14 of the rejection. If the hearing on the petition conducted
15 pursuant to section 478.4 has been held within the three-year
16 period following the date the petition is filed, but the board
17 has not completed its deliberations within that three-year
18 period, the three-year period may be extended by the board to
19 allow completion of deliberations. A petitioner shall not file
20 a petition for the same or a similar project that has been
21 rejected within sixty months following the date of rejection
22 if the rejection was for failure to be approved within three
23 years following the date the petition was filed as provided in
24 this subsection.
25 Sec. 2. RETROACTIVE APPLICABILITY. This Act applies
26 retroactively to a petition for a franchise submitted on or
27 after September 1, 2020.>
28 2. Title page, line 2, by striking <levee and drainage
29 districts, and>

JASON SCHULTZ

S-3189

- 1 Amend House File 685, as passed by the House, as follows:
- 2 1. Page 17, by striking line 9 and inserting <subsection
- 3 3. A health maintenance organization subject to the premium
- 4 tax under this section is not entitled to and shall not be
- 5 reimbursed through the actuarial process in an amount in excess
- 6 of the amount paid by the health maintenance organization as a
- 7 premium tax.>

JANET PETERSEN

S-3190

- 1 Amend House File 707, as passed by the House, as follows:
- 2 1. Page 1, line 35, by striking <fifty-five> and inserting
- 3 <sixty>
- 4 2. Page 2, line 34, by striking <fifty-five> and inserting
- 5 <sixty>

COMMITTEE ON APPROPRIATIONS
TIM KRAAYENBRINK, Chair

S-3191

- 1 Amend House File 708, as passed by the House, as follows:
- 2 1. Page 1, line 4, by striking <implement> and inserting
- 3 <establish and report to the governor and the general assembly>
- 4 2. Page 1, by striking lines 12 and 13 and inserting
- 5 <nursing facility level of care requirements. The methodology
- 6 shall provide for inflation of the reimbursement rate>

COMMITTEE ON APPROPRIATIONS
TIM KRAAYENBRINK, Chair

S-3192

- 1 Amend House File 711, as passed by the House, as follows:
- 2 1. Page 1, by striking lines 1 and 2.
- 3 2. Page 5, by striking lines 27 and 28 and inserting:
- 4 <Sec. ____ EFFECTIVE DATE. This Act, being deemed of
- 5 immediate importance, takes effect upon enactment.>
- 6 3. By striking page 5, line 29, through page 6, line 3.
- 7 4. Title page, by striking lines 2 through 4 and
- 8 inserting <for the repair or reconstruction of levees, making
- 9 appropriations, and>
- 10 5. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS
TIM KRAAYENBRINK, Chair

S-3193

1 Amend the House amendment, S-3172, to Senate File 478, as
2 amended, passed, and reprinted by the Senate, as follows:
3 1. By striking page 1, line 5, through page 4, line 9, and
4 inserting:
5 <<Section 1. Section 11.1, subsection 1, paragraph c, Code
6 2023, is amended to read as follows:
7 c. “Governmental subdivision” means cities and
8 administrative agencies established by cities, hospitals or
9 health care facilities established by a city, counties, county
10 hospitals organized under chapters 347 and 347A, memorial
11 hospitals organized under chapter 37, entities organized under
12 chapter 28E, community colleges, area education agencies, and
13 school districts. “Governmental subdivision” also includes
14 a risk pool entered into pursuant to section 670.7 by a
15 governmental subdivision.>>
16 2. Title page, by striking lines 1 through 4 and inserting
17 <An Act relating to the audit of governmental subdivisions by
18 the auditor of state.>>

HERMAN C. QUIRMBACH

S-3194

1 Amend Senate File 561 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 DEPARTMENT OF VETERANS AFFAIRS — FY 2023–2024
6 Section 1. DEPARTMENT OF VETERANS AFFAIRS. There is
7 appropriated from the general fund of the state to the
8 department of veterans affairs for the fiscal year beginning
9 July 1, 2023, and ending June 30, 2024, the following amounts,
10 or so much thereof as is necessary, to be used for the purposes
11 designated:
12 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION
13 For salaries, support, maintenance, and miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:
16 \$ 1,033,289
17 FTEs 15.00
18 2. IOWA VETERANS HOME
19 For salaries, support, maintenance, and miscellaneous
20 purposes:
21 \$ 7,115,335
22 a. The Iowa veterans home billings involving the department
23 of health and human services shall be submitted to the
24 department on at least a monthly basis.
25 b. The Iowa veterans home expenditure report shall be
26 submitted monthly to the general assembly.
27 c. The Iowa veterans home shall continue to include in the

28 annual discharge report applicant information to provide for
29 the collection of demographic information including but not
30 limited to the number of individuals applying for admission and
31 admitted or denied admittance and the basis for the admission
32 or denial; the age, gender, and race of such individuals;
33 and the level of care for which such individuals applied for
34 admission including residential or nursing level of care.
35 3. HOME OWNERSHIP ASSISTANCE PROGRAM

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1 For transfer to the Iowa finance authority for the
2 continuation of the home ownership assistance program for
3 persons who are or were eligible members of the armed forces of
4 the United States, pursuant to section 16.54:
5 \$ 2,200,000
6 Sec. 2. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
7 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
8 appropriation in section 35A.16 for the fiscal year beginning
9 July 1, 2023, and ending June 30, 2024, the amount appropriated
10 from the general fund of the state pursuant to that section
11 for the following designated purposes shall not exceed the
12 following amount:
13 For the county commissions of veteran affairs fund under
14 section 35A.16:
15 \$ 990,000

16 DIVISION II
17 DEPARTMENT OF HEALTH AND HUMAN SERVICES — AGING — FY
18 2023–2024

19 Sec. 3. DEPARTMENT OF HEALTH AND HUMAN SERVICES —
20 AGING. There is appropriated from the general fund of the
21 state to the department of health and human services for the
22 fiscal year beginning July 1, 2023, and ending June 30, 2024,
23 the following amount, or so much thereof as is necessary, to be
24 used for the purposes designated:

25 For aging programs for the department of health and human
26 services and area agencies on aging to provide citizens of
27 Iowa who are 60 years of age and older with case management,
28 Iowa's aging and disabilities resource center, and other
29 services which may include but are not limited to adult
30 day, respite care, chore, information and assistance, and
31 material aid, for information and options counseling for
32 persons with disabilities who are 18 years of age or older,
33 and for salaries, support, administration, maintenance, and
34 miscellaneous purposes, and for not more than the following
35 full-time equivalent positions:

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1	\$	11,799,361
2	FTEs	31.00

3 1. Funds appropriated in this section may be used to
4 supplement federal funds under federal regulations. To
5 receive funds appropriated in this section, a local area
6 agency on aging shall match the funds with moneys from other
7 sources according to rules adopted by the department. Funds
8 appropriated in this section may be used for elderly services
9 not specifically enumerated in this section only if approved
10 by an area agency on aging for provision of the service within
11 the area.

12 2. Of the funds appropriated in this section, \$418,700 is
13 transferred to the Iowa commission on volunteer service to be
14 used for the retired and senior volunteer program.

15 3. a. The department of health and human services shall
16 establish and enforce procedures relating to expenditure
17 of state and federal funds by area agencies on aging that
18 require compliance with both state and federal laws, rules, and
19 regulations, including but not limited to all of the following:

20 (1) Requiring that expenditures are incurred only for goods
21 or services received or performed prior to the end of the
22 fiscal period designated for use of the funds.

23 (2) Prohibiting prepayment for goods or services not
24 received or performed prior to the end of the fiscal period
25 designated for use of the funds.

26 (3) Prohibiting prepayment for goods or services not
27 defined specifically by good or service, time period, or
28 recipient.

29 (4) Prohibiting the establishment of accounts from which
30 future goods or services which are not defined specifically by
31 good or service, time period, or recipient, may be purchased.

32 b. The procedures shall provide that if any funds are
33 expended in a manner that is not in compliance with the
34 procedures and applicable federal and state laws, rules, and
35 regulations, and are subsequently subject to repayment, the

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1 area agency on aging expending such funds in contravention of
2 such procedures, laws, rules and regulations, not the state,
3 shall be liable for such repayment.

4 4. Of the funds appropriated in this section, \$1,312,000
5 shall be used for the purposes of chapter 231E and to
6 administer the prevention of elder abuse, neglect, and
7 exploitation program pursuant to section 231.56A, in accordance
8 with the requirements of the federal Older Americans Act of
9 1965, 42 U.S.C. §3001 et seq., as amended.

10 5. Of the funds appropriated in this section, \$1,000,000
11 shall be used to fund continuation of the aging and disability
12 resource center lifelong links to provide individuals and

13 caregivers with information and services to plan for and
14 maintain independence.

15 6. Of the funds appropriated in this section, \$850,000
16 shall be used by the department of health and human services,
17 in collaboration with affected stakeholders, to continue to
18 expand the pilot initiative to provide long-term care options
19 counseling utilizing support planning protocols, to assist
20 non-Medicaid eligible consumers who indicate a preference
21 to return to the community and are deemed appropriate for
22 discharge, to return to their community following a nursing
23 facility stay; and shall be used by the department to fund home
24 and community-based services to enable older individuals to
25 avoid more costly utilization of residential or institutional
26 services and remain in their homes. The department shall
27 submit a report regarding the outcomes of the pilot initiative
28 to the governor and the general assembly by December 15, 2023.

29 DIVISION III

30 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2023–2024

31 Sec. 4. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
32 appropriated from the general fund of the state to the office
33 of long-term care ombudsman for the fiscal year beginning July
34 1, 2023, and ending June 30, 2024, the following amount, or
35 so much thereof as is necessary, to be used for the purposes

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1 designated:

2 For salaries, support, administration, maintenance, and
3 miscellaneous purposes, and for not more than the following
4 full-time equivalent positions:

5	\$	1,148,959
6	FTEs	12.00

7 DIVISION IV

8 DEPARTMENT OF HEALTH AND HUMAN SERVICES — PUBLIC HEALTH — FY
9 2023–2024

10 Sec. 5. DEPARTMENT OF HEALTH AND HUMAN SERVICES — PUBLIC
11 HEALTH. There is appropriated from the general fund of the
12 state to the department of health and human services for the
13 fiscal year beginning July 1, 2023, and ending June 30, 2024,
14 the following amounts, or so much thereof as is necessary, to
15 be used for the purposes designated:

16 1. ADDICTIVE DISORDERS

17 For reducing the prevalence of the use of tobacco, alcohol,
18 and other drugs, and treating individuals affected by addictive
19 behaviors, including gambling, and for not more than the
20 following full-time equivalent positions:

21	\$	23,656,992
22	FTEs	12.00

23 a. (1) Of the funds appropriated in this subsection,
24 \$4,020,894 shall be used for the tobacco use prevention and
25 control initiative, including efforts at the state and local
26 levels, as provided in chapter 142A. The commission on tobacco

27 use prevention and control established pursuant to section
28 142A.3 shall advise the director of health and human services
29 in prioritizing funding needs and the allocation of moneys
30 appropriated for the programs and initiatives. Activities
31 of the programs and initiatives shall be in alignment with
32 the United States centers for disease control and prevention
33 best practices for comprehensive tobacco control programs
34 that include the goals of preventing youth initiation of
35 tobacco usage, reducing exposure to secondhand smoke, and

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1 promotion of tobacco cessation. To maximize resources,
2 the department shall determine if third-party sources are
3 available to instead provide nicotine replacement products
4 to an applicant prior to provision of such products to an
5 applicant under the initiative. The department shall track and
6 report to the governor and the general assembly any reduction
7 in the provision of nicotine replacement products realized
8 by the initiative through implementation of the prerequisite
9 screening.

10 (2) (a) The department shall collaborate with the
11 department of revenue for enforcement of tobacco laws,
12 regulations, and ordinances and to engage in tobacco control
13 activities approved by the departments as specified in
14 the memorandum of understanding entered into between the
15 departments.

16 (b) For the fiscal year beginning July 1, 2023, and ending
17 June 30, 2024, the terms of the memorandum of understanding,
18 entered into between the department of revenue and the
19 department, governing compliance checks conducted to ensure
20 licensed retail tobacco outlet conformity with tobacco laws,
21 regulations, and ordinances relating to persons under 21 years
22 of age, shall continue to restrict the number of such checks to
23 one check per retail outlet, and one additional check for any
24 retail outlet found to be in violation during the first check.

25 b. (1) Of the funds appropriated in this subsection,
26 \$19,638,485 shall be used for problem gambling and substance
27 use disorder prevention, treatment, and recovery services,
28 including a 24-hour helpline, public information resources,
29 professional training, youth prevention, and program
30 evaluation.

31 (2) Of the amount allocated under this paragraph,
32 \$306,000 shall be utilized by the department to maintain
33 a single statewide 24-hour crisis hotline for the Iowa
34 children's behavioral health system that incorporates warmline
35 services which may be provided through expansion of existing

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1 capabilities as required pursuant to 2018 Iowa Acts, chapter
2 1056, section 16.

3 c. The requirement of section 123.17, subsection 5, is met
4 by the appropriations and allocations made in this division of
5 this Act for purposes of substance use disorder treatment and
6 addictive disorders for the fiscal year beginning July 1, 2023.

7 2. HEALTHY CHILDREN AND FAMILIES

8 For promoting the optimum health status for children and
9 adolescents from birth through 21 years of age, and families,
10 and for not more than the following full-time equivalent
11 positions:

12	\$	5,815,491
13	FTEs	14.00

14 a. Of the funds appropriated in this subsection, not more
15 than \$734,000 shall be used for the healthy opportunities for
16 parents to experience success (HOPEs)-healthy families Iowa
17 (HFI) program established pursuant to section 135.106.

18 b. In order to implement the legislative intent stated
19 in sections 135.106 and 256I.9, priority for home visitation
20 program funding shall be given to programs using evidence-based
21 or promising models for home visitation.

22 c. Of the funds appropriated in this subsection, \$3,075,000
23 shall be used for continuation of the department's initiative
24 to provide for adequate developmental surveillance and
25 screening during a child's first five years. The funds shall
26 be used first to fully fund the current sites to ensure that
27 the sites are fully operational, with the remaining funds
28 to be used for expansion to additional sites. The full
29 implementation and expansion shall include enhancing the scope
30 of the initiative through collaboration with the child health
31 specialty clinics to promote healthy child development through
32 early identification and response to both biomedical and social
33 determinants of healthy development; by monitoring child
34 health metrics to inform practice, document long-term health
35 impacts and savings, and provide for continuous improvement

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1 through training, education, and evaluation; and by providing
2 for practitioner consultation particularly for children with
3 behavioral conditions and needs. The department shall also
4 collaborate with the Medicaid program and the child health
5 specialty clinics to integrate the activities of the first five
6 initiative into the establishment of patient-centered medical
7 homes, community utilities, accountable care organizations,
8 and other integrated care models developed to improve health
9 quality and population health while reducing health care costs.
10 To the maximum extent possible, funding allocated in this
11 paragraph shall be utilized as matching funds for Medicaid
12 program reimbursement.

27 education, client-centered programs, and client and family
28 support for people living with epilepsy and their families.
29 The amount allocated in this paragraph in excess of \$50,000
30 shall be matched dollar-for-dollar by the organization
31 specified. Funds allocated under this paragraph shall be
32 distributed in their entirety for the purpose specified on July
33 1, 2023.
34 d. Of the funds appropriated in this subsection, \$809,000
35 shall be used for child health specialty clinics.

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1 e. Of the funds appropriated in this subsection, \$384,000
2 shall be used by the regional autism assistance program
3 established pursuant to section 256.35, and administered by
4 the child health specialty clinic located at the university of
5 Iowa hospitals and clinics. The funds shall be used to enhance
6 interagency collaboration and coordination of educational,
7 medical, and other health and human services for persons with
8 autism, their families, and providers of services, including
9 delivering regionalized services of care coordination,
10 family navigation, and integration of services through the
11 statewide system of regional child health specialty clinics and
12 fulfilling other requirements as specified in chapter 225D.
13 The university of Iowa shall not receive funds allocated under
14 this paragraph for indirect costs associated with the regional
15 autism assistance program.
16 f. Of the funds appropriated in this subsection, \$577,000
17 shall be used for the comprehensive cancer control program to
18 reduce the burden of cancer in Iowa through prevention, early
19 detection, effective treatment, and ensuring quality of life.
20 Of the funds allocated in this paragraph “f”, \$150,000 shall
21 be used to support a melanoma research symposium, a melanoma
22 biorepository and registry, basic and translational melanoma
23 research, and clinical trials.
24 g. Of the funds appropriated in this subsection, \$97,000
25 shall be used for cervical and colon cancer screening, and
26 \$177,000 shall be used to enhance the capacity of the cervical
27 cancer screening program to include provision of recommended
28 prevention and early detection measures to a broader range of
29 low-income women.
30 h. Of the funds appropriated in this subsection, \$506,000
31 shall be used for the center for congenital and inherited
32 disorders.
33 4. COMMUNITY CAPACITY
34 For strengthening the health care delivery system at the
35 local level, and for not more than the following full-time

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1 equivalent positions:
2 \$ 7,435,682
3 FTEs 14.00
4 a. Of the funds appropriated in this subsection, \$95,000
5 is allocated for continuation of the child vision screening
6 program implemented through the university of Iowa hospitals
7 and clinics in collaboration with early childhood Iowa areas.
8 The program shall submit a report to the department regarding
9 the use of funds allocated under this paragraph “a”. The
10 report shall include the objectives and results for the
11 program year including the target population and how the funds
12 allocated assisted the program in meeting the objectives; the
13 number, age, and location within the state of individuals
14 served; the type of services provided to the individuals
15 served; the distribution of funds based on the services
16 provided; and the continuing needs of the program.
17 b. Of the funds appropriated in this subsection,
18 \$48,000 shall be used for a grant to a statewide association
19 of psychologists, that is affiliated with the American
20 psychological association, to be used for continuation of a
21 program to rotate intern psychologists in placements that
22 serve urban and rural mental health professional shortage
23 areas. Once an intern psychologist begins service, the intern
24 psychologist may continue serving in the location of the intern
25 psychologist’s placement, notwithstanding any change in the
26 mental health professional shortage area designation of such
27 location. The intern psychologist may also provide services
28 via telehealth, to underserved populations, and to Medicaid
29 members. For the purposes of this paragraph “b”, “mental
30 health professional shortage area” means a geographic area
31 in this state that has been designated by the United States
32 department of health and human services, health resources and
33 services administration, bureau of health professionals, as
34 having a shortage of mental health professionals.
35 c. Of the funds appropriated in this subsection, the

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1 following amounts are allocated to be used as follows
2 to support the goals of increased access, health system
3 integration, and engagement:
4 (1) Not less than \$600,000 is allocated to the Iowa
5 prescription drug corporation for continuation of the
6 pharmaceutical infrastructure originally established for safety
7 net providers as described in 2007 Iowa Acts, chapter 218,
8 section 108, and for the prescription drug donation repository
9 program created in chapter 135M. Funds allocated under this
10 subparagraph shall be distributed in their entirety for the
11 purpose specified on July 1, 2023.
12 (2) Not less than \$334,000 is allocated to free clinics and

13 free clinics of Iowa for necessary infrastructure, statewide
14 coordination, provider recruitment, service delivery, and
15 provision of assistance to patients in securing a medical home
16 inclusive of oral health care. Funds allocated under this
17 subparagraph shall be distributed in their entirety for the
18 purpose specified on July 1, 2023.

19 (3) Not less than \$25,000 is allocated to the Iowa
20 association of rural health clinics for necessary
21 infrastructure and service delivery transformation. Funds
22 allocated under this subparagraph shall be distributed in their
23 entirety for the purpose specified on July 1, 2023.

24 (4) Not less than \$225,000 is allocated to the Polk
25 county medical society for continuation of the safety net
26 provider patients access to specialty health care initiative as
27 described in 2007 Iowa Acts, chapter 218, section 109. Funds
28 allocated under this subparagraph shall be distributed in their
29 entirety for the purpose specified on July 1, 2023.

30 d. Of the funds appropriated in this subsection, \$191,000
31 is allocated for the purposes of health care and public health
32 workforce initiatives.

33 e. Of the funds appropriated in this subsection, \$96,000
34 shall be used for a matching dental education loan repayment
35 program to be allocated to a dental nonprofit health service

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1 corporation to continue to develop the criteria and implement
2 the loan repayment program.

3 f. Of the funds appropriated in this subsection, \$100,000
4 shall be used for the purposes of the Iowa donor registry as
5 specified in section 142C.18.

6 g. Of the funds appropriated in this subsection, \$96,000
7 shall be used for continuation of a grant to a nationally
8 affiliated volunteer eye organization that has an established
9 program for children and adults and that is solely dedicated to
10 preserving sight and preventing blindness through education,
11 nationally certified vision screening and training, and
12 community and patient service programs. The contractor shall
13 submit a report to the general assembly regarding the use
14 of funds allocated under this paragraph "g". The report
15 shall include the objectives and results for the program year
16 including the target population and how the funds allocated
17 assisted the program in meeting the objectives; the number,
18 age, grade level if appropriate, and location within the state
19 of individuals served; the type of services provided to the
20 individuals served; the distribution of funds based on the
21 services provided; and the continuing needs of the program.

22 h. Of the funds appropriated in this subsection, \$2,100,000
23 shall be deposited in the medical residency training account
24 created in section 135.175, subsection 5, paragraph "a", and is
25 appropriated from the account to the department to be used for
26 the purposes of the medical residency training state matching

27 grants program as specified in section 135.176.
28 i. Of the funds appropriated in this subsection, \$250,000
29 shall be used for the public purpose of providing funding to
30 Des Moines university to continue a provider education project
31 to provide primary care physicians with the training and skills
32 necessary to recognize the signs of mental illness in patients.
33 j. Of the funds appropriated in this subsection, \$800,000
34 shall be used for rural psychiatric residencies to annually
35 fund six psychiatric residents who will provide mental health

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1 services in underserved areas of the state. Notwithstanding
2 section 8.33, moneys that remain unencumbered or unobligated
3 at the close of the fiscal year shall not revert but shall
4 remain available for expenditure for the purposes designated
5 for subsequent fiscal years.
6 k. Of the funds appropriated in this subsection, \$150,000
7 shall be used for psychiatric training to increase access to
8 mental health care services by expanding the mental health
9 workforce via training of additional physician assistants and
10 nurse practitioners.
11 l. Of the funds appropriated in this subsection, \$425,000
12 shall be used for the continuation of a center of excellence
13 program to award two grants to encourage innovation and
14 collaboration among regional health care providers in a rural
15 area based upon the results of a regional community needs
16 assessment to transform health care delivery in order to
17 provide quality, sustainable care that meets the needs of the
18 local communities. An applicant for the grant funds shall
19 specify how the grant funds will be expended to accomplish the
20 goals of the program and shall provide a detailed five-year
21 sustainability plan prior to being awarded any grant funding.
22 Following the receipt of grant funding, a recipient shall
23 submit periodic reports as specified by the department to the
24 governor and the general assembly regarding the recipient's
25 expenditure of the grant funds and progress in accomplishing
26 the program's goals.
27 m. Of the funds appropriated in this subsection, \$560,000
28 shall be deposited in the family medicine obstetrics fellowship
29 program fund to be used for the state family medicine
30 obstetrics fellowship program in accordance with section
31 135.182, if enacted in this Act, to meet a critical demand for
32 well-trained family medicine obstetrics practitioners in rural
33 and underserved areas in the state.
34 n. Of the funds appropriated in this subsection, \$358,201
35 is allocated for the Iowa commission on volunteer service for

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1 purposes of the Iowa state commission grant program and the
 2 Iowa's promise and Iowa mentoring partnership programs.

3 (1) Of the funds allocated in this paragraph, \$75,000 shall
 4 be used for the purposes of the Iowa state commission grant
 5 program and \$93,201 shall be used for the purposes of the
 6 Iowa's promise and Iowa mentoring partnership programs.

7 (2) Notwithstanding section 8.33, funds allocated in this
 8 paragraph that remain unencumbered or unobligated at the close
 9 of the fiscal year shall not revert but shall remain available
 10 for expenditure for the purposes designated until the close of
 11 the succeeding fiscal year.

12 5. ESSENTIAL PUBLIC HEALTH SERVICES

13 To provide public health services that reduce risks and
 14 invest in promoting and protecting good health over the
 15 course of a lifetime with a priority given to older Iowans and
 16 vulnerable populations:

17 \$ 7,662,464

18 6. INFECTIOUS DISEASES

19 For reducing the incidence and prevalence of communicable
 20 diseases, and for not more than the following full-time
 21 equivalent positions:

22 \$ 1,795,902
 23 FTEs 6.00

24 7. PUBLIC PROTECTION

25 For protecting the health and safety of the public through
 26 establishing standards and enforcing regulations, and for not
 27 more than the following full-time equivalent positions:

28 \$ 4,581,792
 29 FTEs 57.00

30 a. Of the funds appropriated in this subsection, not more
 31 than \$304,000 shall be credited to the emergency medical
 32 services fund created in section 135.25. Moneys in the
 33 emergency medical services fund are appropriated to the
 34 department to be used for the purposes of the fund.

35 b. Of the funds appropriated in this subsection, up

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1 to \$243,000 shall be used for sexual violence prevention
 2 programming through a statewide organization representing
 3 programs serving victims of sexual violence through the
 4 department's sexual violence prevention program, and for
 5 continuation of a training program for sexual assault
 6 response team (SART) members, including representatives of
 7 law enforcement, victim advocates, prosecutors, and certified
 8 medical personnel. The amount allocated in this paragraph "b"
 9 shall not be used to supplant funding administered for other
 10 sexual violence prevention or victims assistance programs.

11 c. Of the funds appropriated in this subsection, up to
 12 \$750,000 shall be used for the state poison control center.

13 Pursuant to the directive under 2014 Iowa Acts, chapter 1140,
14 section 102, the federal matching funds available to the
15 state poison control center from the department under the
16 federal Children’s Health Insurance Program Reauthorization Act
17 allotment shall be subject to the federal administrative cap
18 rule of 10 percent applicable to funding provided under Tit.
19 XXI of the federal Social Security Act and included within the
20 department’s calculations of the cap.

21 d. Of the funds appropriated in this subsection, up to
22 \$504,000 shall be used for childhood lead poisoning provisions.

23 8. RESOURCE MANAGEMENT

24 For establishing and sustaining the overall ability of the
25 department to deliver services to the public, and for not more
26 than the following full-time equivalent positions:

27	\$	933,543
28	FTEs	4.00

29 9. MISCELLANEOUS PROVISIONS

30 The university of Iowa hospitals and clinics under the
31 control of the state board of regents shall not receive
32 indirect costs from the funds appropriated in this section.
33 The university of Iowa hospitals and clinics billings to the
34 department shall be on at least a quarterly basis.

35 10. IOWA HEALTH INFORMATION NETWORK ENHANCEMENTS

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1 The department shall work with the board established
2 in chapter 135D to develop plans for program enhancements
3 in the Iowa health information network, for the purpose of
4 empowering Iowa patients to access and direct their health
5 information utilizing the Iowa health information network.
6 Program enhancements shall protect data privacy, facilitate the
7 interchange of health data for the purpose of improving public
8 health outcomes, and increase participation by health care
9 providers.

10 Sec. 6. DEPARTMENT OF HEALTH AND HUMAN SERVICES — SPORTS
11 WAGERING RECEIPTS FUND. There is appropriated from the sports
12 wagering receipts fund created in section 8.57, subsection 6,
13 to the department of health and human services for the fiscal
14 year beginning July 1, 2023, and ending June 30, 2024, the
15 following amount, or so much thereof as is necessary, to be
16 used for the purposes designated:

17 For problem gambling and substance use disorder prevention,
18 treatment, and recovery services, including a 24-hour helpline,
19 public information resources, professional training, youth
20 prevention, and program evaluation:

21	\$	1,750,000
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22 DIVISION V

23 DEPARTMENT OF HEALTH AND HUMAN SERVICES — HUMAN SERVICES —
24 FY 2023–2024

25 Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
26 GRANT. There is appropriated from the fund created in section

27 8.41 to the department of health and human services for the
 28 fiscal year beginning July 1, 2023, and ending June 30, 2024,
 29 from moneys received under the federal temporary assistance
 30 for needy families (TANF) block grant pursuant to the federal
 31 Personal Responsibility and Work Opportunity Reconciliation Act
 32 of 1996, Pub. L. No. 104-193, and successor legislation, the
 33 following amounts, or so much thereof as is necessary, to be
 34 used for the purposes designated:

35 1. To be credited to the family investment program (FIP)

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1 account and used for assistance under FIP in accordance with	
2 chapter 239B:	
3	\$ 5,002,006
4 2. To be credited to the FIP account and used for the job	
5 opportunities and basic skills (JOBS) program and implementing	
6 family investment agreements in accordance with chapter 239B:	
7	\$ 5,412,060
8 3. To be used for the family development and	
9 self-sufficiency grant program in accordance with section	
10 216A.107:	
11	\$ 2,888,980
12 Notwithstanding section 8.33, moneys appropriated in this	
13 subsection that remain unencumbered or unobligated at the close	
14 of the fiscal year shall not revert but shall remain available	
15 for expenditure for the purposes designated until the close of	
16 the succeeding fiscal year. However, unless such moneys are	
17 encumbered or obligated on or before September 30, 2024, the	
18 moneys shall revert.	
19 4. For field operations:	
20	\$ 31,296,232
21 5. For general administration:	
22	\$ 3,744,000
23 6. For state child care assistance:	
24	\$ 47,166,826
25 a. Of the funds appropriated in this subsection,	
26 \$26,205,412 is transferred to the child care and development	
27 block grant appropriation made by the Ninetieth General	
28 Assembly, 2023 session, for the federal fiscal year beginning	
29 October 1, 2023, and ending September 30, 2024. Of this	
30 amount, \$200,000 shall be used for provision of educational	
31 opportunities to registered child care home providers in order	
32 to improve services and programs offered by this category	
33 of providers and to increase the number of providers. The	
34 department may contract with institutions of higher education	
35 or child care resource and referral centers to provide	

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1 the educational opportunities. Allowable administrative
2 costs under the contracts shall not exceed 5 percent. The
3 application for a grant shall not exceed two pages in length.
4 b. Any funds appropriated in this subsection remaining
5 unallocated shall be used for state child care assistance
6 payments for families who are employed including but not
7 limited to individuals enrolled in FIP.
8 7. For child and family services:
9 \$ 32,380,654
10 8. For child abuse prevention grants:
11 \$ 125,000
12 9. For pregnancy prevention grants on the condition that
13 family planning services are funded:
14 \$ 1,913,203
15 Pregnancy prevention grants shall be awarded to programs
16 in existence on or before July 1, 2023, if the programs have
17 demonstrated positive outcomes. Grants shall be awarded to
18 pregnancy prevention programs which are developed after July
19 1, 2023, if the programs are based on existing models that
20 have demonstrated positive outcomes. Grants shall comply with
21 the requirements provided in 1997 Iowa Acts, chapter 208,
22 section 14, subsections 1 and 2, including the requirement that
23 grant programs must emphasize sexual abstinence. Priority in
24 the awarding of grants shall be given to programs that serve
25 areas of the state which demonstrate the highest percentage of
26 unplanned pregnancies of females of childbearing age within the
27 geographic area to be served by the grant.
28 10. For technology needs and other resources necessary to
29 meet federal and state reporting, tracking, and case management
30 requirements and other departmental needs:
31 \$ 1,037,186
32 11. a. Notwithstanding any provision to the contrary,
33 including but not limited to requirements in section 8.41 or
34 provisions in 2022 Iowa Acts or 2023 Iowa Acts regarding the
35 receipt and appropriation of federal block grants, federal

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1 funds from the temporary assistance for needy families block
2 grant received by the state and not otherwise appropriated
3 in this section and remaining available for the fiscal year
4 beginning July 1, 2023, are appropriated to the department of
5 health and human services to the extent as may be necessary
6 to be used in the following priority order: for FIP, for
7 state child care assistance program payments for families
8 who are employed, and for the FIP share of system costs for
9 eligibility determination and related functions. The federal
10 funds appropriated in this paragraph "a" shall be expended
11 only after all other funds appropriated in subsection l for
12 assistance under FIP, in subsection 6 for state child care

13 assistance, or in subsection 10 for technology needs and other
14 resources necessary to meet departmental needs, as applicable,
15 have been expended. For the purposes of this subsection, the
16 funds appropriated in subsection 6, paragraph “a”, for transfer
17 to the child care and development block grant appropriation
18 are considered fully expended when the full amount has been
19 transferred.

20 b. The department shall, on a quarterly basis, advise the
21 general assembly and department of management of the amount of
22 funds appropriated in this subsection that was expended in the
23 prior quarter.

24 12. Of the amounts appropriated in this section,
25 \$12,962,008 for the fiscal year beginning July 1, 2023, is
26 transferred to the appropriation of the federal social services
27 block grant made to the department of health and human services
28 for that fiscal year.

29 13. For continuation of the program providing categorical
30 eligibility for the supplemental nutrition assistance program
31 (SNAP) as specified in section 239.2, if enacted by 2023 Iowa
32 Acts, Senate File 494:

33 \$ 14,236

34 14. The department may transfer funds allocated in this
35 section to the appropriations made in this division of this Act

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1 for the same fiscal year for general administration and field
2 operations for resources necessary to implement and operate the
3 services referred to in this section and those funded in the
4 appropriation made in this division of this Act for the same
5 fiscal year for FIP from the general fund of the state.

6 15. With the exception of moneys allocated under this
7 section for the family development and self-sufficiency grant
8 program, to the extent moneys allocated in this section are
9 deemed by the department not to be necessary to support the
10 purposes for which they are allocated, such moneys may be used
11 in the same fiscal year for any other purpose for which funds
12 are allocated in this section or in section 8 of this division
13 of this Act for the FIP account. If there are conflicting
14 needs, priority shall first be given to the FIP account as
15 specified under subsection 1 of this section and used for the
16 purposes of assistance under FIP in accordance with chapter
17 239B, followed by state child care assistance program payments
18 for families who are employed, followed by other priorities as
19 specified by the department.

20 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

21 1. Moneys credited to the FIP account for the fiscal year
22 beginning July 1, 2023, and ending June 30, 2024, shall be used
23 to provide assistance in accordance with chapter 239B.

24 2. The department may use a portion of the moneys credited
25 to the FIP account under this section as necessary for
26 salaries, support, maintenance, and miscellaneous purposes,

27 including administrative and information technology costs
28 associated with rent reimbursement and other income assistance
29 programs administered by the department.
30 3. The department may transfer funds allocated in
31 subsection 4, excluding the allocation under subsection 4,
32 paragraph “b”, to the appropriations made in this division of
33 this Act for the same fiscal year for general administration
34 and field operations for resources necessary to implement
35 and operate the services referred to in this section and

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1 those funded in the appropriations made in section 7 for the
2 temporary assistance for needy families block grant and in
3 section 9 for FIP from the general fund of the state in this
4 division of this Act for the same fiscal year.
5 4. Moneys appropriated in this division of this Act and
6 credited to the FIP account for the fiscal year beginning July
7 1, 2023, and ending June 30, 2024, are allocated as follows:
8 a. To be used by the department of health and human services
9 to more effectively serve participants in FIP and other clients
10 and to meet federal reporting requirements under the federal
11 temporary assistance for needy families block grant:
12 \$ 10,000
13 b. To the department of health and human services for
14 staffing, administration, and implementation of the family
15 development and self-sufficiency grant program in accordance
16 with section 216A.107:
17 \$ 7,192,834
18 (1) Of the funds allocated for the family development
19 and self-sufficiency grant program in this paragraph “b”,
20 not more than 5 percent of the funds shall be used for the
21 administration of the grant program.
22 (2) The department of health and human services may continue
23 to implement the family development and self-sufficiency grant
24 program statewide during fiscal year 2023-2024.
25 (3) The department of health and human services may engage
26 in activities to strengthen and improve family outcomes
27 measures and data collection systems under the family
28 development and self-sufficiency grant program.
29 c. For the diversion subaccount of the FIP account:
30 \$ 1,293,000
31 A portion of the moneys allocated for the diversion
32 subaccount may be used for field operations, salaries, data
33 management system development, and implementation costs and
34 support deemed necessary by the director of health and human
35 services in order to administer the FIP diversion program. To

Page 23

1 the extent moneys allocated in this paragraph “c” are deemed
2 by the department not to be necessary to support diversion
3 activities, such moneys may be used for other efforts intended
4 to increase engagement by FIP participants in work, education,
5 or training activities, or for the purposes of assistance under
6 FIP in accordance with chapter 239B.

7 d. For the SNAP employment and training program:

8 \$ 66,588

9 (1) The department shall apply the federal SNAP employment
10 and training state plan in order to maximize to the fullest
11 extent permitted by federal law the use of the 50 percent
12 federal reimbursement provisions for the claiming of allowable
13 federal reimbursement funds from the United States department
14 of agriculture pursuant to the federal SNAP employment and
15 training program for providing education, employment, and
16 training services for eligible SNAP participants, including
17 but not limited to related dependent care and transportation
18 expenses.

19 (2) The department shall continue categorical federal
20 SNAP eligibility as specified in section 239.2, if enacted
21 by 2023 Iowa Acts, Senate File 494, consistent with federal
22 SNAP requirements. The eligibility provisions shall conform
23 to all federal requirements including requirements addressing
24 individuals who are disqualified for committing an intentional
25 program violation or are otherwise ineligible.

26 e. For the JOBS program, not more than:

27 \$ 12,018,258

28 5. Of the child support collections assigned under FIP, an
29 amount equal to the federal share of support collections shall
30 be credited to the child support services appropriation made
31 in this division of this Act. Of the remainder of the assigned
32 child support collections received by child support services,
33 a portion shall be credited to the FIP account, a portion may
34 be used to increase recoveries, and a portion may be used to
35 sustain cash flow in the child support payments account. If

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1 as a consequence of the appropriations and allocations made in
2 this section the resulting amounts are insufficient to sustain
3 cash assistance payments and meet federal maintenance of effort
4 requirements, the department shall seek supplemental funding.
5 If child support collections assigned under FIP are greater
6 than estimated or are otherwise determined not to be required
7 for maintenance of effort, the state share of either amount may
8 be transferred to or retained in the child support payments
9 account.

10 Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
11 is appropriated from the general fund of the state to the
12 department of health and human services for the fiscal year

13 beginning July 1, 2023, and ending June 30, 2024, the following
14 amount, or so much thereof as is necessary, to be used for the
15 purpose designated:
16 To be credited to the FIP account and used for FIP assistance
17 in accordance with chapter 239B and for other costs associated
18 with providing needs-based benefits or assistance:
19 \$ 41,003,575
20 1. Of the funds appropriated in this section, \$6,606,198 is
21 allocated for the JOBS program.
22 2. Of the funds appropriated in this section, \$4,313,854 is
23 allocated for the family development and self-sufficiency grant
24 program.
25 3. a. Notwithstanding section 8.39, for the fiscal
26 year beginning July 1, 2023, if necessary to meet federal
27 maintenance of effort requirements or to transfer federal
28 temporary assistance for needy families block grant funding
29 to be used for purposes of the federal social services block
30 grant or to meet cash flow needs resulting from delays in
31 receiving federal funding or to implement, in accordance with
32 this division of this Act, activities currently funded with
33 juvenile court services, county, or community moneys and
34 state moneys used in combination with such moneys; to comply
35 with federal requirements; or to maximize the use of federal

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1 funds; the department of health and human services may transfer
2 funds within or between any of the appropriations made in
3 this division of this Act and appropriations in law for the
4 federal social services block grant to the department for the
5 following purposes, provided that the combined amount of state
6 and federal temporary assistance for needy families block grant
7 funding for each appropriation remains the same before and
8 after the transfer:
9 (1) For FIP.
10 (2) For state child care assistance.
11 (3) For child and family services.
12 (4) For field operations.
13 (5) For general administration.
14 b. This subsection shall not be construed to prohibit the
15 use of existing state transfer authority for other purposes.
16 The department shall report any transfers made pursuant to this
17 subsection to the general assembly.
18 4. Of the funds appropriated in this section, \$195,000
19 shall be used for a contract for tax preparation assistance
20 to low-income Iowans to expand the usage of the earned income
21 tax credit. The purpose of the contract is to supply this
22 assistance to underserved areas of the state. The department
23 shall not retain any portion of the allocation under this
24 subsection for administrative costs.
25 5. Of the funds appropriated in this section, \$70,000 shall
26 be used for the continuation of the parenting program, as

27 specified in 441 IAC ch. 100, relating to parental obligations,
 28 in which child support services participates, to support the
 29 efforts of a nonprofit organization committed to strengthening
 30 the community through youth development, healthy living,
 31 and social responsibility headquartered in a county with
 32 a population over 450,000 according to the 2020 certified
 33 federal census. The funds allocated in this subsection shall
 34 be used by the recipient organization to develop a larger
 35 community effort, through public and private partnerships, to

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1 support a broad-based multi-county parenthood initiative that
 2 promotes payment of child support obligations, improved family
 3 relationships, and full-time employment.

4 6. The department may transfer funds appropriated in this
 5 section, excluding the allocation in subsection 2 for the
 6 family development and self-sufficiency grant program, to the
 7 appropriations made in this division of this Act for general
 8 administration and field operations as necessary to administer
 9 this section, section 7 for the temporary assistance for needy
 10 families block grant, and section 8 for the FIP account.

11 Sec. 10. CHILD SUPPORT SERVICES. There is appropriated from
 12 the general fund of the state to the department of health and
 13 human services for the fiscal year beginning July 1, 2023, and
 14 ending June 30, 2024, the following amount, or so much thereof
 15 as is necessary, to be used for the purposes designated:

16 For child support services, including salaries, support,
 17 maintenance, and miscellaneous purposes, and for not more than
 18 the following full-time equivalent positions:

19	\$	15,914,329
20	FTEs	459.00

21 1. The department shall expend up to \$24,000, including
 22 federal financial participation, for the fiscal year beginning
 23 July 1, 2023, for a child support public awareness campaign.
 24 The department and the office of the attorney general shall
 25 cooperate in continuation of the campaign. The public
 26 awareness campaign shall emphasize, through a variety of
 27 media activities, the importance of maximum involvement of
 28 both parents in the lives of their children as well as the
 29 importance of payment of child support obligations.

30 2. Federal access and visitation grant moneys shall be
 31 issued directly to private not-for-profit agencies that provide
 32 services designed to increase compliance with the child access
 33 provisions of court orders, including but not limited to
 34 neutral visitation sites and mediation services.

35 3. The appropriation made to the department for child

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1 support services may be used throughout the fiscal year in the
2 manner necessary for purposes of cash flow management, and for
3 cash flow management purposes the department may temporarily
4 draw more than the amount appropriated, provided the amount
5 appropriated is not exceeded at the close of the fiscal year.
6 Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
7 FY 2023–2024. Any funds remaining in the health care trust
8 fund created in section 453A.35A for the fiscal year beginning
9 July 1, 2023, and ending June 30, 2024, are appropriated to
10 the department of health and human services to supplement
11 the medical assistance program appropriations made in this
12 division of this Act, for medical assistance reimbursement and
13 associated costs, including program administration and costs
14 associated with program implementation.
15 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
16 2023–2024. Any funds remaining in the Medicaid fraud fund
17 created in section 249A.50 for the fiscal year beginning July
18 1, 2023, and ending June 30, 2024, are appropriated to the
19 department of health and human services to supplement the
20 medical assistance appropriations made in this division of this
21 Act, for medical assistance reimbursement and associated costs,
22 including program administration and costs associated with
23 program implementation.
24 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the
25 general fund of the state to the department of health and human
26 services for the fiscal year beginning July 1, 2023, and ending
27 June 30, 2024, the following amount, or so much thereof as is
28 necessary, to be used for the purpose designated:
29 For medical assistance program reimbursement and associated
30 costs as specifically provided in the reimbursement
31 methodologies in effect on June 30, 2023, except as otherwise
32 expressly authorized by law, consistent with options under
33 federal law and regulations, and contingent upon receipt of
34 approval from the office of the governor of reimbursement for
35 each abortion performed under the program:

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1	\$	1,543,626,779
2 1. Iowans support reducing the number of abortions		
3 performed in our state. Funds appropriated under this section		
4 shall not be used for abortions, unless otherwise authorized		
5 under this section.		
6 2. The provisions of this section relating to abortions		
7 shall also apply to the Iowa health and wellness plan created		
8 pursuant to chapter 249N.		
9 3. The department shall utilize not more than \$60,000 of		
10 the funds appropriated in this section to continue the AIDS/HIV		
11 health insurance premium payment program as established in 1992		
12 Iowa Acts, Second Extraordinary Session, chapter 1001, section		

13 409, subsection 6. Of the funds allocated in this subsection,
14 not more than \$5,000 may be expended for administrative
15 purposes.

16 4. Of the funds appropriated in this Act to the department
17 of health and human services for addictive disorders, \$950,000
18 shall be used for an integrated substance use disorder managed
19 care system. The department shall maintain the level of mental
20 health and substance use disorder treatment services provided
21 by the managed care contractors. The department shall take the
22 steps necessary to continue the federal waivers as necessary to
23 maintain the level of services.

24 5. The department shall aggressively pursue options for
25 providing medical assistance or other assistance to individuals
26 with special needs who become ineligible to continue receiving
27 services under the early and periodic screening, diagnostic,
28 and treatment program under the medical assistance program
29 due to becoming 21 years of age who have been approved for
30 additional assistance through the department's exception to
31 policy provisions, but who have health care needs in excess
32 of the funding available through the exception to policy
33 provisions.

34 6. Of the funds appropriated in this section, up to
35 \$3,050,082 may be transferred to the field operations or

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1 general administration appropriations in this division of this
2 Act for operational costs associated with Part D of the federal
3 Medicare Prescription Drug Improvement and Modernization Act
4 of 2003, Pub. L. No. 108-173.

5 7. Of the funds appropriated in this section, up to \$442,100
6 may be transferred to the appropriation in this division of
7 this Act for health program operations to be used for clinical
8 assessment services and prior authorization of services.

9 8. A portion of the funds appropriated in this section may
10 be transferred to the appropriations in this division of this
11 Act for general administration, health program operations, the
12 children's health insurance program, or field operations to be
13 used for the state match cost to comply with the payment error
14 rate measurement (PERM) program for both the medical assistance
15 and children's health insurance programs as developed by the
16 centers for Medicare and Medicaid services of the United States
17 department of health and human services to comply with the
18 federal Improper Payments Information Act of 2002, Pub. L.
19 No. 107-300, and to support other reviews and quality control
20 activities to improve the integrity of these programs.

21 9. Of the funds appropriated in this section, a sufficient
22 amount is allocated to supplement the incomes of residents of
23 nursing facilities, intermediate care facilities for persons
24 with mental illness, and intermediate care facilities for
25 persons with an intellectual disability, with incomes of less
26 than \$50 in the amount necessary for the residents to receive a

27 personal needs allowance of \$50 per month pursuant to section
28 249A.30A.

29 10. One hundred percent of the nonfederal share of payments
30 to area education agencies that are medical assistance
31 providers for medical assistance-covered services provided to
32 medical assistance-covered children, shall be made from the
33 appropriation made in this section.

34 11. A portion of the funds appropriated in this section may
35 be transferred to the appropriation in this division of this

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1 Act for health program operations to be used for administrative
2 activities associated with the money follows the person
3 demonstration project.

4 12. Of the funds appropriated in this section, \$349,011
5 shall be used for the administration of the health insurance
6 premium payment program, including salaries, support,
7 maintenance, and miscellaneous purposes.

8 13. a. The department may increase the amounts allocated
9 for salaries, support, maintenance, and miscellaneous purposes
10 associated with the medical assistance program, as necessary,
11 to sustain cost management efforts. The department shall
12 report any such increase to the general assembly and the
13 department of management.

14 b. If the savings to the medical assistance program from
15 ongoing cost management efforts exceed the associated cost
16 for the fiscal year beginning July 1, 2023, the department
17 may transfer any savings generated for the fiscal year due
18 to medical assistance program cost management efforts to the
19 appropriation made in this division of this Act for health
20 program operations or general administration to defray the
21 costs associated with implementing the efforts.

22 14. For the fiscal year beginning July 1, 2023, and ending
23 June 30, 2024, the replacement generation tax revenues required
24 to be deposited in the property tax relief fund pursuant to
25 section 437A.8, subsection 4, paragraph "d", and section
26 437A.15, subsection 3, paragraph "f", shall instead be credited
27 to and supplement the appropriation made in this section and
28 used for the allocations made in this section.

29 15. a. Of the funds appropriated in this section, up
30 to \$50,000 may be transferred by the department to the
31 appropriation made in this division of this Act to the
32 department for the same fiscal year for general administration
33 to be used for associated administrative expenses and for not
34 more than 1.00 full-time equivalent position, in addition to
35 those authorized for the same fiscal year, to be assigned to

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1 implementing the children's mental health home project.
2 b. Of the funds appropriated in this section, up to \$400,000
3 may be transferred by the department to the appropriation made
4 to the department in this division of this Act for the same
5 fiscal year for Medicaid program-related general administration
6 planning and implementation activities. The funds may be used
7 for contracts or for personnel in addition to the amounts
8 appropriated for and the positions authorized for general
9 administration for the fiscal year.

10 c. Of the funds appropriated in this section, up to
11 \$3,000,000 may be transferred by the department to the
12 appropriations made in this division of this Act for the
13 same fiscal year for general administration or health
14 program operations to be used to support the development
15 and implementation of standardized assessment tools for
16 persons with mental illness, an intellectual disability, a
17 developmental disability, or a brain injury.

18 16. Of the funds appropriated in this section, \$150,000
19 shall be used for lodging expenses associated with care
20 provided at the university of Iowa hospitals and clinics for
21 patients with cancer whose travel distance is 30 miles or more
22 and whose income is at or below 200 percent of the federal
23 poverty level as defined by the most recently revised poverty
24 income guidelines published by the United States department of
25 health and human services. The department of health and human
26 services shall establish the maximum number of overnight stays
27 and the maximum rate reimbursed for overnight lodging, which
28 may be based on the state employee rate established by the
29 department of administrative services. The funds allocated in
30 this subsection shall not be used as nonfederal share matching
31 funds.

32 17. Of the funds appropriated in this section, up to
33 \$3,383,880 shall be used for administration of the state family
34 planning services program pursuant to section 217.41B, and
35 of this amount, the department may use up to \$200,000 for

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1 administrative expenses.

2 18. Of the funds appropriated in this section, \$1,545,530
3 shall be used and may be transferred to other appropriations
4 in this division of this Act as necessary to administer the
5 provisions in the division of this Act relating to Medicaid
6 program administration.

7 19. The department shall comply with the centers for
8 Medicare and Medicaid services' guidance related to Medicaid
9 program and children's health insurance program maintenance
10 of effort provisions, including eligibility standards,
11 methodologies, procedures, and continuous enrollment, to
12 receive the enhanced federal medical assistance percentage

13 under section 6008(b) of the federal Families First Coronavirus
14 Response Act, Pub. L. No. 116-127 and section 5131 of the
15 federal Consolidated Appropriations Act, 2023, Pub. L. No.
16 117-328. The department shall utilize and implement all tools,
17 processes, and resources available to expediently return to
18 normal eligibility and enrollment operations in compliance with
19 federal guidance and expectations.

20 20. A portion of the funds appropriated in this section
21 may be transferred to the appropriation made in this division
22 of this Act for the children's health insurance program,
23 if the children's health insurance program appropriation
24 is insufficient to cover the designated purposes of that
25 appropriation.

26 21. Of the funds appropriated in this section, \$13,000,000
27 shall be used to increase reimbursement rates for mental
28 health and substance use disorder providers in accordance
29 with a methodology determined by the department. Of the
30 amount allocated under this subsection, \$7,000,000 shall be
31 used to increase reimbursement rates for individual mental
32 health therapy providers, \$3,000,000 shall be used to increase
33 reimbursement rates for mental health providers, and \$3,000,000
34 shall be used to increase reimbursement rates for substance use
35 disorder providers.

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1 22. The health policy oversight committee, established
2 in section 2.45, shall provide continuing oversight of the
3 Medicaid program.

4 Sec. 14. HEALTH PROGRAM OPERATIONS. There is appropriated
5 from the general fund of the state to the department of health
6 and human services for the fiscal year beginning July 1, 2023,
7 and ending June 30, 2024, the following amount, or so much
8 thereof as is necessary, to be used for the purpose designated:

9 For health program operations:
10 \$ 17,446,067

11 1. The department of inspections, appeals, and licensing
12 shall provide all state matching funds for survey and
13 certification activities performed by the department of
14 inspections, appeals, and licensing. The department of health
15 and human services is solely responsible for distributing the
16 federal matching funds for such activities.

17 2. Of the funds appropriated in this section, \$50,000 shall
18 be used for continuation of home and community-based services
19 waiver quality assurance programs, including the review and
20 streamlining of processes and policies related to oversight and
21 quality management to meet state and federal requirements.

22 3. City and county regulation of sprinkler systems of home
23 and community-based services waiver recipient residences shall
24 comply with sections 335.34 and 414.32, as applicable, as
25 amended, if enacted in this Act.

26 4. Of the amount appropriated in this section, up to

27 \$200,000 may be transferred to the appropriation for general
28 administration in this division of this Act to be used for
29 additional full-time equivalent positions in the development
30 of key health initiatives such as development and oversight
31 of managed care programs and development of health strategies
32 targeted toward improved quality and reduced costs in the
33 Medicaid program.
34 5. Of the funds appropriated in this section, \$1,000,000
35 shall be used for planning and development of a phased-in

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1 program to provide a dental home for children.
2 6. a. Of the funds appropriated in this section, \$188,000
3 shall be credited to the autism support program fund created
4 in section 225D.2 to be used for the autism support program
5 created in chapter 225D, with the exception of the following
6 amount of this allocation which shall be used as follows:
7 b. Of the funds allocated in this subsection, \$25,000 shall
8 be used for the public purpose of continuation of a grant to
9 a nonprofit provider of child welfare services that has been
10 in existence for more than 115 years, is located in a county
11 with a population between 220,000 and 250,000 according to the
12 2020 federal decennial census, is licensed as a psychiatric
13 medical institution for children, and provides school-based
14 programming, to be used for support services for children with
15 autism spectrum disorder and their families.

16 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

17 1. There is appropriated from the general fund of the state
18 to the department of health and human services for the fiscal
19 year beginning July 1, 2023, and ending June 30, 2024, the
20 following amount, or so much thereof as is necessary, to be
21 used for the purpose designated:

22 For the state supplementary assistance program:	
23	\$ 7,349,002

24 2. The department shall increase the personal needs
25 allowance for residents of residential care facilities by the
26 same percentage and at the same time as federal supplemental
27 security income and federal social security benefits are
28 increased due to a recognized increase in the cost of living.
29 The department may adopt emergency rules to implement this
30 subsection.

31 3. If during the fiscal year beginning July 1, 2023,
32 the department projects that state supplementary assistance
33 expenditures for a calendar year will not meet the federal
34 pass-through requirement specified in Tit. XVI of the federal
35 Social Security Act, section 1618, as codified in 42 U.S.C.

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1 §1382g, the department may take actions including but not
2 limited to increasing the personal needs allowance for
3 residential care facility residents and making programmatic
4 adjustments or upward adjustments of the residential care
5 facility or in-home health-related care reimbursement rates
6 prescribed in this division of this Act to ensure that federal
7 requirements are met. In addition, the department may make
8 other programmatic and rate adjustments necessary to remain
9 within the amount appropriated in this section while ensuring
10 compliance with federal requirements. The department may adopt
11 emergency rules to implement the provisions of this subsection.
12 4. Notwithstanding section 8.33, moneys appropriated in
13 this section that remain unencumbered or unobligated at the
14 close of the fiscal year shall not revert but shall remain
15 available for expenditure for the purposes designated,
16 including for liability amounts associated with the SNAP
17 payment error rate, until the close of the succeeding fiscal
18 year.

19 Sec. 16. CHILDREN'S HEALTH INSURANCE PROGRAM.

20 1. There is appropriated from the general fund of the state
21 to the department of health and human services for the fiscal
22 year beginning July 1, 2023, and ending June 30, 2024, the
23 following amount, or so much thereof as is necessary, to be
24 used for the purpose designated:

25 For maintenance of the healthy and well kids in Iowa (Hawki)
26 program pursuant to chapter 514I, including supplemental dental
27 services, for receipt of federal financial participation under
28 Tit. XXI of the federal Social Security Act, which creates the
29 children's health insurance program:

30 \$ 38,661,688

31 2. Of the funds appropriated in this section, a sufficient
32 amount is allocated for continuation of the contract for
33 outreach.

34 3. A portion of the funds appropriated in this section may
35 be transferred to the appropriations made in this division of

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1 this Act for field operations or health program operations
2 to be used for the integration of Hawki program eligibility,
3 payment, and administrative functions under the purview of the
4 department of health and human services, including for the
5 Medicaid management information system upgrade.

6 Sec. 17. CHILD CARE ASSISTANCE. There is appropriated from
7 the general fund of the state to the department of health and
8 human services for the fiscal year beginning July 1, 2023, and
9 ending June 30, 2024, the following amount, or so much thereof
10 as is necessary, to be used for the purpose designated:

11 For child care programs:

12 \$ 64,223,730

13 1. Of the funds appropriated in this section, \$34,966,931
14 shall be used for state child care assistance in accordance
15 with section 237A.13.
16 2. Nothing in this section shall be construed or is
17 intended as or shall imply a grant of entitlement for services
18 to persons who are eligible for assistance due to an income
19 level consistent with the waiting list requirements of section
20 237A.13. Any state obligation to provide services pursuant to
21 this section is limited to the extent of the funds appropriated
22 in this section.
23 3. A list of the registered and licensed child care
24 facilities operating in the area served by a child care
25 resource and referral service shall be made available to the
26 families receiving state child care assistance in that area.
27 4. Of the funds appropriated in this section, \$29,256,799
28 shall be deposited in the school ready children grants account
29 of the early childhood Iowa fund created in section 256I.11,
30 and shall be allocated as follows for the fiscal year beginning
31 July 1, 2023:
32 a. Of the amount deposited under this subsection, not
33 more than \$265,950 is allocated for the early childhood Iowa
34 program and other technical assistance activities. Moneys
35 allocated under this lettered paragraph may be used by the

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1 early childhood Iowa state board for the purpose of skills
2 development and support for ongoing training of staff. The
3 early childhood Iowa state board may reserve a portion of the
4 allocation under paragraph "b", not to exceed \$88,650, for
5 the technical assistance expenses of the early childhood Iowa
6 program, including the reimbursement of staff. However, except
7 as otherwise provided in this subsection, moneys shall not be
8 used for additional staff or for the reimbursement of staff.
9 b. Of the amount deposited under this subsection,
10 \$2,318,018 shall be used for efforts to improve the quality
11 of early care, health, and education programs. Moneys
12 allocated pursuant to this lettered paragraph may be used
13 for additional staff and for the reimbursement of staff in
14 early childhood Iowa areas and for local quality improvement
15 efforts. The early childhood Iowa state board shall determine
16 the methodology to make the most productive use of the funding,
17 which may include use of the distribution formula, grants, or
18 other means.
19 c. Of the amount deposited under this subsection, \$825,030
20 shall be used for support of professional development and
21 training activities for persons working in early care,
22 health, and education by the early childhood Iowa state
23 board in collaboration with the professional development
24 component group maintained by the early childhood Iowa
25 stakeholders alliance pursuant to section 256I.12, and the
26 early childhood Iowa area boards. Expenditures shall be

27 limited to professional development and training activities,
28 and strategic plan implementation staff as agreed upon by the
29 parties participating in the collaboration as approved by the
30 early childhood Iowa state board.
31 d. Of the amount deposited under this subsection, \$200,000
32 shall be used to invest in the state's early childhood database
33 system that integrates state administrative data to provide
34 results that inform and improve the early childhood system of
35 programs and services in the state.

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1 e. Of the amount deposited under this subsection,
2 \$5,850,000 shall be distributed for funding of community-based
3 early childhood programs targeted to children from birth
4 through five years of age developed by early childhood Iowa
5 areas in accordance with approved community plans as provided
6 in section 256I.8. Up to \$65,000 of the funds allocated in
7 this paragraph may be used for additional technical assistance
8 staff.
9 5. The department may use any of the funds appropriated
10 in this section as a match to obtain federal funds for use in
11 expanding child care assistance and related programs. For
12 the purpose of expenditures of state and federal child care
13 funding, funds shall be considered obligated at the time
14 expenditures are projected or are allocated to the department's
15 service areas. Projections shall be based on current and
16 projected caseload growth, current and projected provider
17 rates, staffing requirements for eligibility determination
18 and management of program requirements including data systems
19 management, staffing requirements for administration of the
20 program, contractual and grant obligations and any transfers
21 to other state agencies, and obligations for decategorization
22 or innovation projects.
23 6. A portion of the state match for the federal child care
24 and development block grant shall be provided as necessary to
25 meet federal matching funds requirements through the state
26 general fund appropriation made for child development grants
27 and other programs for at-risk children in section 279.51.
28 7. If a uniform reduction ordered by the governor under
29 section 8.31 or other operation of law, transfer, or federal
30 funding reduction reduces the appropriation made in this
31 section for the fiscal year, the percentage reduction in the
32 amount paid out to or on behalf of the families participating
33 in the state child care assistance program shall be equal to or
34 less than the percentage reduction made for any other purpose
35 payable from the appropriation made in this section and the

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1 federal funding relating to it. The percentage reduction to
 2 the other allocations made in this section shall be the same as
 3 the uniform reduction ordered by the governor or the percentage
 4 change of the federal funding reduction, as applicable. If
 5 there is an unanticipated increase in federal funding provided
 6 for state child care services, the entire amount of the
 7 increase, except as necessary to meet federal requirements
 8 including quality set asides, shall be used for state child
 9 care assistance payments. If the appropriations made for
 10 purposes of the state child care assistance program for the
 11 fiscal year are determined to be insufficient, it is the intent
 12 of the general assembly to appropriate sufficient funding for
 13 the fiscal year in order to avoid establishment of waiting list
 14 requirements.

15 8. Notwithstanding section 8.33, moneys advanced for
 16 purposes of the programs developed by early childhood Iowa
 17 areas, advanced for purposes of wraparound child care, or
 18 received from the federal appropriations made for the purposes
 19 of this section that remain unencumbered or unobligated at the
 20 close of the fiscal year shall not revert to any fund but shall
 21 remain available for expenditure for the purposes designated
 22 until the close of the succeeding fiscal year.

23 Sec. 18. JUVENILE INSTITUTION. There is appropriated from
 24 the general fund of the state to the department of health and
 25 human services for the fiscal year beginning July 1, 2023, and
 26 ending June 30, 2024, the following amounts, or so much thereof
 27 as is necessary, to be used for the purposes designated:

28 1. a. For operation of the state training school at Eldora	
29 and for salaries, support, maintenance, and miscellaneous	
30 purposes, and for not more than the following full-time	
31 equivalent positions:	
32	\$ 17,568,511
33	FTEs 207.00

34 b. Of the funds appropriated in this subsection, \$91,000
 35 shall be used for distribution to licensed classroom teachers

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1 at this and other institutions under the control of the
 2 department of health and human services based upon the average
 3 student yearly enrollment at each institution as determined by
 4 the department.

5 2. A portion of the moneys appropriated in this section
 6 shall be used by the state training school at Eldora for
 7 grants for adolescent pregnancy prevention activities at the
 8 institution in the fiscal year beginning July 1, 2023.

9 3. Of the funds appropriated in this subsection, \$212,000
 10 shall be used by the state training school at Eldora for a
 11 substance use disorder treatment program at the institution for
 12 the fiscal year beginning July 1, 2023.

13 4. Notwithstanding section 8.33, moneys appropriated in
14 this section that remain unencumbered or unobligated at the
15 close of the fiscal year shall not revert but shall remain
16 available for expenditure for the purposes designated until the
17 close of the succeeding fiscal year.

18 Sec. 19. CHILD AND FAMILY SERVICES.

19 1. There is appropriated from the general fund of the state
20 to the department of health and human services for the fiscal
21 year beginning July 1, 2023, and ending June 30, 2024, the
22 following amount, or so much thereof as is necessary, to be
23 used for the purpose designated:

24 For child and family services:
25 \$ 79,027,794

26 2. The department may transfer funds appropriated in this
27 section as necessary to pay the nonfederal costs of services
28 reimbursed under the medical assistance program, the state
29 child care assistance program, or FIP which are provided to
30 children who would otherwise receive services paid under the
31 appropriation in this section. The department may transfer
32 funds appropriated in this section to the appropriations made
33 in this division of this Act for general administration and
34 for field operations for resources necessary to implement and
35 operate the services funded in this section.

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1 3. Of the funds appropriated in this section, up to
2 \$40,500,000 is allocated for group foster care maintenance and
3 services.

4 4. In accordance with the provisions of section 232.188,
5 the department shall continue the child welfare and juvenile
6 justice funding initiative during fiscal year 2023–2024. Of
7 the funds appropriated in this section, \$1,717,000 is allocated
8 specifically for expenditure for fiscal year 2023–2024 through
9 the decategorization services funding pools and governance
10 boards established pursuant to section 232.188.

11 5. A portion of the funds appropriated in this section
12 may be used for emergency family assistance to provide other
13 resources required for a family participating in a family
14 preservation or reunification project or successor project to
15 stay together or to be reunified.

16 6. Of the funds appropriated in this section, a sufficient
17 amount is allocated for shelter care and the child welfare
18 emergency services contracting implemented to provide for or
19 prevent the need for shelter care.

20 7. Federal funds received by the state during the fiscal
21 year beginning July 1, 2023, as the result of the expenditure
22 of state funds appropriated during a previous state fiscal
23 year for a service or activity funded under this section are
24 appropriated to the department to be used as additional funding
25 for services and purposes provided for under this section.
26 Notwithstanding section 8.33, moneys received in accordance

27 with this subsection that remain unencumbered or unobligated at
28 the close of the fiscal year shall not revert to any fund but
29 shall remain available for the purposes designated until the
30 close of the succeeding fiscal year.

31 8. a. Of the funds appropriated in this section, up to
32 \$748,000 is allocated for the payment of the expenses of
33 court-ordered services provided to children who are under the
34 supervision of the department, which expenses are a charge upon
35 the state pursuant to section 232.141, subsection 4.

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1 b. Notwithstanding section 232.141 or any other
2 provision of law to the contrary, the amounts allocated in
3 this subsection shall be distributed as determined by the
4 department. The department shall make the determination of the
5 distribution amounts on or before June 15, 2023.

6 c. Notwithstanding chapter 232 or any other provision
7 of law to the contrary, a district or juvenile court shall
8 not order any service which is a charge upon the state
9 pursuant to section 232.141 if the court-ordered services
10 distribution amount is insufficient to pay for the service.
11 The department shall encourage use of the funds allocated in
12 this subsection such that there are sufficient funds to pay
13 for all court-related services during the entire year. The
14 department shall attempt to anticipate potential surpluses
15 and shortfalls in the distribution amounts and shall transfer
16 distribution amounts as prudent.

17 d. Notwithstanding any provision of law to the contrary,
18 a district or juvenile court shall not order a county to pay
19 for any service provided to a juvenile pursuant to an order
20 entered under chapter 232 which is a charge upon the state
21 under section 232.141, subsection 4.

22 9. Of the funds appropriated in this section, \$1,658,000
23 shall be used for the child protection center grant program for
24 child protection centers located in Iowa in accordance with
25 section 135.118. The grant amounts under the program shall be
26 equalized so that each center receives a uniform base amount of
27 \$245,000, and so that the remaining funds are awarded through
28 a funding formula based upon the volume of children served.
29 To increase access to child protection center services for
30 children in rural areas, the funding formula for the awarding
31 of the remaining funds shall provide for the awarding of an
32 enhanced amount to eligible grantees to develop and maintain
33 satellite centers in underserved regions of the state.

34 10. Of the funds appropriated in this section, up to
35 \$4,025,000 is allocated for the preparation for adult living

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1 program pursuant to section 234.46.

2 11. Of the funds appropriated in this section, \$227,000
3 shall be used for the public purpose of continuing a grant to a
4 nonprofit human services organization, providing services to
5 individuals and families in multiple locations in southwest
6 Iowa and Nebraska for support of a project providing immediate,
7 sensitive support and forensic interviews, medical exams, needs
8 assessments, and referrals for victims of child abuse and their
9 nonoffending family members.

10 12. Of the funds appropriated in this section, \$300,000
11 is allocated for the foster care youth council approach of
12 providing a support network to children placed in foster care.

13 13. Of the funds appropriated in this section, \$202,000 is
14 allocated for use pursuant to section 235A.1 for continuation
15 of the initiative to address child sexual abuse implemented
16 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
17 21.

18 14. Of the funds appropriated in this section, \$630,000 is
19 allocated for the community partnership for child protection
20 sites.

21 15. Of the funds appropriated in this section, up to
22 \$371,000 is allocated for the department's minority youth and
23 family projects under the redesign of the child welfare system.

24 16. Of the funds appropriated in this section, \$851,000
25 is allocated for funding of the community circle of care
26 collaboration for children and youth in northeast Iowa.

27 17. Of the funds appropriated in this section, at least
28 \$147,000 shall be used for the continuation of the child
29 welfare provider training program.

30 18. Of the funds appropriated in this section, \$211,000
31 shall be used for continuation of the central Iowa system of
32 care program grant for the purposes of funding community-based
33 services and other supports with a system of care approach for
34 children with serious emotional disturbance and their families
35 through a nonprofit provider that is located in a county

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1 with a population of more than 450,000 according to the 2020
2 certified federal census, is licensed as a psychiatric medical
3 institution for children, and was a system of care grantee
4 prior to July 1, 2023.

5 19. Of the funds appropriated in this section, \$235,000
6 shall be used for the public purpose of the continuation
7 and expansion of a system of care program grant implemented
8 in Cerro Gordo and Linn counties to utilize a comprehensive
9 and long-term approach for helping children and families by
10 addressing the key areas in a child's life of childhood basic
11 needs, education and work, family, and community.

12 20. Of the funds appropriated in this section, \$110,000

13 shall be used for the public purpose of funding community-based
14 services and other supports with a system of care approach
15 for children with a serious emotional disturbance and their
16 families through a nonprofit provider of child welfare services
17 that has been in existence for more than 115 years, is located
18 in a county with a population of more than 230,000 according to
19 the 2020 certified federal census, is licensed as a psychiatric
20 medical institution for children, and was a system of care
21 grantee prior to July 1, 2023.

22 21. If a separate funding source is identified that reduces
23 the need for state funds within an allocation under this
24 section, the allocated state funds may be redistributed to
25 other allocations under this section for the same fiscal year.

26 22. Of the funds appropriated in this section, a portion may
27 be used for family-centered services for purposes of complying
28 with the federal Family First Prevention Services Act of 2018,
29 Pub. L. No. 115-123, and successor legislation.

30 Sec. 20. ADOPTION SUBSIDY.

31 1. There is appropriated from the general fund of the state
32 to the department of health and human services for the fiscal
33 year beginning July 1, 2023, and ending June 30, 2024, the
34 following amount, or so much thereof as is necessary, to be
35 used for the purpose designated:

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1 a. For adoption subsidy payments and related costs and for	
2 other operations and services provided for under paragraph "b":	
3	\$ 40,883,507

4 b. (1) Of the funds appropriated in this section, a
5 sufficient amount is allocated for adoption subsidy payments
6 and related costs.

7 (2) Any funds appropriated in this section remaining after
8 the allocation under subparagraph (1) are designated and
9 allocated as state savings resulting from implementation of
10 the federal Fostering Connections to Success and Increasing
11 Adoptions Act of 2008, Pub. L. No. 110-351, and successor
12 legislation, as determined in accordance with 42 U.S.C.
13 §673(a)(8), and shall be used for post-adoption services and
14 for other purposes allowed under these federal laws, Tit. IV-B
15 or Tit. IV-E of the federal Social Security Act.

16 (a) The department of health and human services may transfer
17 funds allocated in this subparagraph (2) to the appropriation
18 for child and family services in this division of this Act for
19 the purposes designated in this subparagraph (2).

20 (b) Notwithstanding section 8.33, moneys allocated
21 under this subparagraph (2) shall not revert to any fund but
22 shall remain available for the purposes designated in this
23 subparagraph (2) until expended.

24 2. The department may transfer funds appropriated in this
25 section remaining after the transfer of funds under subsection
26 1, paragraph "b", to the appropriation made in this division

27 of this Act for general administration for costs paid from the
28 appropriation relating to adoption subsidy.
29 3. Federal funds received by the state during the
30 fiscal year beginning July 1, 2023, as the result of the
31 expenditure of state funds during a previous state fiscal
32 year for a service or activity funded under this section are
33 appropriated to the department to be used as additional funding
34 for the services and activities funded under this section.
35 Notwithstanding section 8.33, moneys received in accordance

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1 with this subsection that remain unencumbered or unobligated
2 at the close of the fiscal year shall not revert to any fund
3 but shall remain available for expenditure for the purposes
4 designated until the close of the succeeding fiscal year.
5 4. The maximum payment for adoption subsidy nonrecurring
6 expenses shall be established in accordance with section
7 234.48, if enacted in this Act.
8 5. Notwithstanding section 8.33, moneys appropriated in
9 this section that remain unencumbered or unobligated at the
10 close of the fiscal year shall not revert but shall remain
11 available for the purposes designated until the close of the
12 succeeding fiscal year.

13 Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.

14 1. There is appropriated from the general fund of the state
15 to the department of health and human services for the fiscal
16 year beginning July 1, 2023, and ending June 30, 2024, the
17 following amount, or so much thereof as is necessary, to be
18 used for the purpose designated:

19 For the family support subsidy program subject to the
20 enrollment restrictions in section 225C.37, subsection 3:
21 \$ 949,282

22 2. At least \$931,536 of the moneys appropriated in this
23 section shall be used for the family support center component
24 of the comprehensive family support program under chapter 225C,
25 subchapter V.

26 3. If at any time during the fiscal year, the amount of
27 funding available for the family support subsidy program
28 is reduced from the amount initially used to establish the
29 figure for the number of family members for whom a subsidy
30 is to be provided at any one time during the fiscal year,
31 notwithstanding section 225C.38, subsection 2, the department
32 shall revise the figure as necessary to conform to the amount
33 of funding available.

34 Sec. 22. CONNER DECREE. There is appropriated from the
35 general fund of the state to the department of health and human

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1 services for the fiscal year beginning July 1, 2023, and ending
2 June 30, 2024, the following amount, or so much thereof as is
3 necessary, to be used for the purpose designated:
4 For building community capacity through the coordination
5 and provision of training opportunities in accordance with the
6 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
7 Iowa, July 14, 1994):
8 \$ 33,632
9 Sec. 23. MENTAL HEALTH INSTITUTES.
10 1. There is appropriated from the general fund of the state
11 to the department of health and human services for the fiscal
12 year beginning July 1, 2023, and ending June 30, 2024, the
13 following amounts, or so much thereof as is necessary, to be
14 used for the purposes designated:
15 a. For operation of the state mental health institute at
16 Cherokee as required by chapters 218 and 226 for salaries,
17 support, maintenance, and miscellaneous purposes, and for not
18 more than the following full-time equivalent positions:
19 \$ 15,923,252
20 FTEs 188.00
21 b. For operation of the state mental health institute at
22 Independence as required by chapters 218 and 226 for salaries,
23 support, maintenance, and miscellaneous purposes, and for not
24 more than the following full-time equivalent positions:
25 \$ 19,811,470
26 FTEs 211.00
27 2. a. Notwithstanding sections 218.78 and 249A.11, any
28 revenue received from the state mental health institute at
29 Cherokee or the state mental health institute at Independence
30 pursuant to 42 C.F.R. §438.6(e) may be retained and expended
31 by the mental health institute.
32 b. Notwithstanding sections 218.78 and 249A.11, any
33 COVID-19 related funding received through federal funding
34 sources by the state mental health institute at Cherokee or the
35 state mental health institute at Independence may be retained

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1 and expended by the mental health institute.
2 3. Notwithstanding any provision of law to the contrary,
3 a Medicaid member residing at the state mental health
4 institute at Cherokee or the state mental health institute
5 at Independence shall retain Medicaid eligibility during
6 the period of the Medicaid member's stay for which federal
7 financial participation is available.
8 4. Notwithstanding section 8.33, moneys appropriated in
9 this section that remain unencumbered or unobligated at the
10 close of the fiscal year shall not revert but shall remain
11 available for expenditure for the purposes designated until the
12 close of the succeeding fiscal year.

13 Sec. 24. STATE RESOURCE CENTERS.

14 1. There is appropriated from the general fund of the state
15 to the department of health and human services for the fiscal
16 year beginning July 1, 2023, and ending June 30, 2024, the
17 following amounts, or so much thereof as is necessary, to be
18 used for the purposes designated:

19 a. For the state resource center at Glenwood for salaries,
20 support, maintenance, and miscellaneous purposes:
21 \$ 16,255,132

22 b. For the state resource center at Woodward for salaries,
23 support, maintenance, and miscellaneous purposes:
24 \$ 13,389,577

25 2. The department may continue to bill for state resource
26 center services utilizing a scope of services approach used for
27 private providers of intermediate care facilities for persons
28 with an intellectual disability services, in a manner which
29 does not shift costs between the medical assistance program,
30 mental health and disability services regions, or other sources
31 of funding for the state resource centers.

32 3. The state resource centers may expand the time-limited
33 assessment and respite services during the fiscal year.

34 4. If the department's administration and the department
35 of management concur with a finding by a state resource

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1 center's superintendent that projected revenues can reasonably
2 be expected to pay the salary and support costs for a new
3 employee position, or that such costs for adding a particular
4 number of new positions for the fiscal year would be less
5 than the overtime costs if new positions would not be added,
6 the superintendent may add the new position or positions. If
7 the vacant positions available to a resource center do not
8 include the position classification desired to be filled, the
9 state resource center's superintendent may reclassify any
10 vacant position as necessary to fill the desired position. The
11 superintendents of the state resource centers may, by mutual
12 agreement, pool vacant positions and position classifications
13 during the course of the fiscal year in order to assist one
14 another in filling necessary positions.

15 5. If existing capacity limitations are reached in
16 operating units, a waiting list is in effect for a service or
17 a special need for which a payment source or other funding
18 is available for the service or to address the special need,
19 and facilities for the service or to address the special need
20 can be provided within the available payment source or other
21 funding, the superintendent of a state resource center may
22 authorize opening not more than two units or other facilities
23 and begin implementing the service or addressing the special
24 need during fiscal year 2023-2024.

25 6. Notwithstanding section 8.33, and notwithstanding
26 the amount limitation specified in section 222.92, moneys

27 appropriated in this section that remain unencumbered or
28 unobligated at the close of the fiscal year shall not revert
29 but shall remain available for expenditure for the purposes
30 designated until the close of the succeeding fiscal year.
31 Sec. 25. SEXUALLY VIOLENT PREDATORS.
32 1. There is appropriated from the general fund of the state
33 to the department of health and human services for the fiscal
34 year beginning July 1, 2023, and ending June 30, 2024, the
35 following amount, or so much thereof as is necessary, to be

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1 used for the purpose designated:
2 For costs associated with the commitment and treatment of
3 sexually violent predators in the unit located at the state
4 mental health institute at Cherokee, including costs of legal
5 services and other associated costs, including salaries,
6 support, maintenance, and miscellaneous purposes, and for not
7 more than the following full-time equivalent positions:
8 \$ 14,865,337
9 FTEs 167.00
10 2. Unless specifically prohibited by law, if the amount
11 charged provides for recoupment of at least the entire amount
12 of direct and indirect costs, the department of health and
13 human services may contract with other states to provide
14 care and treatment of persons placed by the other states at
15 the unit for sexually violent predators at Cherokee. The
16 moneys received under such a contract shall be considered
17 to be repayment receipts and used for the purposes of the
18 appropriation made in this section.
19 3. Notwithstanding section 8.33, moneys appropriated in
20 this section that remain unencumbered or unobligated at the
21 close of the fiscal year shall not revert but shall remain
22 available for expenditure for the purposes designated until the
23 close of the succeeding fiscal year.
24 Sec. 26. FIELD OPERATIONS.
25 1. There is appropriated from the general fund of the state
26 to the department of health and human services for the fiscal
27 year beginning July 1, 2023, and ending June 30, 2024, the
28 following amount, or so much thereof as is necessary, to be
29 used for the purposes designated:
30 For field operations, including salaries, support,
31 maintenance, and miscellaneous purposes, and for not more than
32 the following full-time equivalent positions:
33 \$ 67,056,945
34 FTEs 1,589.00
35 2. Of the funds appropriated in this section, \$1,370,436

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1 shall be used for the purpose of increasing compensation for
2 child welfare case workers and to support case workers with
3 complex cases in all service areas.

4 3. In addition to subsection 2, priority in filling
5 full-time equivalent positions shall be given to those
6 positions related to child protection services and eligibility
7 determination for low-income families.

8 Sec. 27. GENERAL ADMINISTRATION. There is appropriated
9 from the general fund of the state to the department of health
10 and human services for the fiscal year beginning July 1, 2023,
11 and ending June 30, 2024, the following amount, or so much
12 thereof as is necessary, to be used for the purpose designated:

13 For general administration, including salaries, support,
14 maintenance, and miscellaneous purposes, and for not more than
15 the following full-time equivalent positions:

16	\$	18,913,662
17	FTEs	341.86

18 1. The department shall report at least monthly to the
19 general assembly concerning the department's operational and
20 program expenditures.

21 2. Of the funds appropriated in this section, \$150,000 shall
22 be used for the provision of a program to provide technical
23 assistance, support, and consultation to providers of home and
24 community-based services under the medical assistance program.

25 3. Of the funds appropriated in this section, \$50,000
26 is transferred to the Iowa finance authority to be used
27 for administrative support of the council on homelessness
28 established in section 16.2D and for the council to fulfill its
29 duties in addressing and reducing homelessness in the state.

30 4. Of the funds appropriated in this section, \$200,000 shall
31 be transferred to and deposited in the administrative fund of
32 the Iowa ABLE savings plan trust created in section 12I.4, to
33 be used for implementation and administration activities of the
34 Iowa ABLE savings plan trust.

35 5. Of the funds appropriated in this section, \$200,000 is

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1 transferred to the Iowa commission on volunteer service to
2 continue to be used for the RefugeeRISE AmeriCorps program
3 established under section 15H.8 for member recruitment and
4 training to improve the economic well-being and health of
5 economically disadvantaged refugees in local communities across
6 Iowa. Funds transferred may be used to supplement federal
7 funds under federal regulations.

8 6. Of the funds appropriated in this section, up to \$300,000
9 shall be used as follows:

10 a. To fund not more than 1.00 full-time equivalent position
11 to address the department's responsibility to support the work
12 of the children's behavioral health system state board and

13 implementation of the services required pursuant to section
 14 331.397.
 15 b. To support the cost of establishing and implementing new
 16 or additional services required pursuant to sections 331.397
 17 and 331.397A.
 18 c. Of the amount allocated, \$32,000 shall be used to support
 19 the costs of establishing and implementing new or additional
 20 services required pursuant to sections 331.397 and 331.397A.
 21 7. Of the funds appropriated in this section, \$800,000 shall
 22 be used for the renovation and construction of certain nursing
 23 facilities, consistent with the provisions of chapter 249K.
 24 8. Of the funds appropriated under this section, \$1,000,000
 25 shall be used for the purposes of program administration and
 26 provision of pregnancy support services through the more
 27 options for maternal support program in accordance with section
 28 217.41C.
 29 9. Of the funds appropriated under this section, \$2,602,312
 30 shall be used for the child advocacy board for foster care
 31 review and the court appointed special advocate program,
 32 including for salaries, support, maintenance, and miscellaneous
 33 purposes.
 34 a. The department, in coordination with the child advocacy
 35 board, shall submit an application for funding available

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1 pursuant to Tit. IV-E of the federal Social Security Act for
 2 claims for child advocacy board administrative review costs.
 3 b. The court appointed special advocate program shall
 4 investigate and develop opportunities for expanding fundraising
 5 for the program.
 6 c. Administrative costs charged by the department for items
 7 funded under this subsection shall not exceed 4 percent of the
 8 amount appropriated in this subsection.
 9 Sec. 28. DEPARTMENT-WIDE DUTIES.
 10 1. There is appropriated from the general fund of the state
 11 to the department of health and human services for the fiscal
 12 year beginning July 1, 2023, and ending June 30, 2024, the
 13 following amount, or so much thereof as is necessary, to be
 14 used for the purposes designated:
 15 For salaries, support, maintenance, and miscellaneous
 16 purposes at facilities under the purview of the department of
 17 health and human services:
 18 \$ 7,157,590
 19 2. Of the funds appropriated under this section, \$5,000,000
 20 shall be used for support of institutions listed under section
 21 218.6. Any transfer of these funds for the institutions
 22 listed under section 218.6 shall comply with section 218.6.
 23 The department shall submit a report to the general assembly
 24 detailing the expenditure of such funds.
 25 3. Transactions involving real estate relative to
 26 departmental institutions shall comply with section 218.94, as

27 amended, if enacted in this Act.

28 Sec. 29. VOLUNTEERS. There is appropriated from the
29 general fund of the state to the department of health and human
30 services for the fiscal year beginning July 1, 2023, and ending
31 June 30, 2024, the following amount, or so much thereof as is
32 necessary, to be used for the purpose designated:

33 For development and coordination of volunteer services:

34 \$ 84,686

35 Sec. 30. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY

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1 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
2 DEPARTMENT OF HEALTH AND HUMAN SERVICES.

3 1. a. (1) (a) (i) Notwithstanding any provision of
4 law to the contrary, for the fiscal period beginning July 1,
5 2023, and ending June 30, 2025, the department of health and
6 human services shall rebase case-mix nursing facility rates
7 beginning July 1, 2023, using the Medicaid cost reports on file
8 for the period ending December 31, 2022, and applying a minimum
9 occupancy factor of 70 percent, as provided pursuant to 2021
10 Iowa Acts, chapter 182, section 39, to the extent possible
11 within the state funding, including the \$15,000,000 provided
12 for this purpose.

13 (ii) For the fiscal year beginning July 1, 2023, the
14 department of health and human services shall determine and
15 adjust each nursing facility's case-mix index on a semiannual
16 basis. A separate calculation shall be made to determine the
17 average case-mix index for a nursing facility-wide case-mix
18 index, and a case-mix index for the residents of a nursing
19 facility who are medical assistance program recipients using
20 all of the minimum data set reports by the nursing facility for
21 the previous semiannual period of the state fiscal year using a
22 day weighted calculation.

23 (b) For the fiscal year beginning July 1, 2023, non-case-mix
24 and special population nursing facilities shall be reimbursed
25 in accordance with the methodology in effect on June 30, 2023.

26 (c) For managed care claims, the department of health
27 and human services shall adjust the payment rate floor for
28 nursing facilities, annually, to maintain a rate floor that is
29 no lower than the Medicaid fee-for-service case-mix adjusted
30 rate calculated in accordance with subparagraph division
31 (a) and 441 IAC 81.6. The department shall then calculate
32 adjusted reimbursement rates, including but not limited to
33 add-on payments, annually, and shall notify Medicaid managed
34 care organizations of the adjusted reimbursement rates within
35 30 days of determining the adjusted reimbursement rates. Any

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1 adjustment of reimbursement rates under this subparagraph
2 division shall be budget neutral to the state budget.

3 (d) For the fiscal year beginning July 1, 2023, Medicaid
4 managed care long-term services and supports capitation rates
5 shall be adjusted to reflect the case-mix adjusted rates
6 specified pursuant to subparagraph division (a) for the patient
7 populations residing in Medicaid-certified nursing facilities.

8 (2) Medicaid managed care organizations shall adjust
9 facility-specific rates based upon payment rate listings issued
10 by the department. The rate adjustments shall be applied
11 prospectively from the effective date of the rate letter issued
12 by the department.

13 b. (1) For the fiscal year beginning July 1, 2023, the
14 department shall establish the fee-for-service pharmacy
15 dispensing fee reimbursement at \$10.38 per prescription,
16 until a cost of dispensing survey is completed. The actual
17 dispensing fee shall be determined by a cost of dispensing
18 survey performed by the department and required to be completed
19 by all medical assistance program participating pharmacies
20 every two years, adjusted as necessary to maintain expenditures
21 within the amount appropriated to the department for this
22 purpose for the fiscal year. A change in the dispensing
23 fee shall become effective following federal approval of the
24 Medicaid state plan.

25 (2) The department shall utilize an average acquisition
26 cost reimbursement methodology for all drugs covered under the
27 medical assistance program in accordance with 2012 Iowa Acts,
28 chapter 1133, section 33.

29 c. (1) For the fiscal year beginning July 1, 2023,
30 reimbursement rates for outpatient hospital services shall
31 be rebased effective January 1, 2024, subject to Medicaid
32 program upper payment limit rules, and adjusted as necessary
33 to maintain expenditures within the amount appropriated to the
34 department for this purpose for the fiscal year.

35 (2) For the fiscal year beginning July 1, 2023,

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1 reimbursement rates for inpatient hospital services shall
2 remain at the rates in effect on June 30, 2023, subject to
3 Medicaid program upper payment limit rules, and adjusted
4 as necessary to maintain expenditures within the amount
5 appropriated to the department for this purpose for the fiscal
6 year.

7 (3) For the fiscal year beginning July 1, 2023, under
8 both fee-for-service and managed care administration of
9 the Medicaid program, critical access hospitals shall be
10 reimbursed for inpatient and outpatient services based on the
11 hospital-specific critical access hospital cost adjustment
12 factor methodology utilizing the most recent and complete cost

13 reporting period as applied prospectively within the funds
14 appropriated for such purpose for the fiscal year.

15 (4) For the fiscal year beginning July 1, 2023, the graduate
16 medical education and disproportionate share hospital fund
17 shall remain at the amount in effect on June 30, 2023, except
18 that the portion of the fund attributable to graduate medical
19 education shall be reduced in an amount that reflects the
20 elimination of graduate medical education payments made to
21 out-of-state hospitals.

22 (5) In order to ensure the efficient use of limited state
23 funds in procuring health care services for low-income Iowans,
24 funds appropriated in this Act for hospital services shall
25 not be used for activities which would be excluded from a
26 determination of reasonable costs under the federal Medicare
27 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

28 d. For the fiscal year beginning July 1, 2023, reimbursement
29 rates for hospices and acute psychiatric hospitals shall be
30 increased in accordance with increases under the federal
31 Medicare program or as supported by their Medicare audited
32 costs.

33 e. For the fiscal year beginning July 1, 2023, independent
34 laboratories and rehabilitation agencies shall be reimbursed
35 using the same methodology in effect on June 30, 2023.

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1 f. (1) For the fiscal year beginning July 1, 2023,
2 reimbursement rates for home health agencies shall continue to
3 be based on the Medicare low utilization payment adjustment
4 (LUPA) methodology with state geographic wage adjustments.
5 The department shall continue to update the rates every two
6 years to reflect the most recent Medicare LUPA rates to the
7 extent possible within the state funding appropriated for this
8 purpose.

9 (2) For the fiscal year beginning July 1, 2023, the
10 department shall continue the reimbursement rate structure that
11 provides incentives to home health care providers located in
12 rural areas and providing home health care to Medicaid members.
13 The rate structure shall include a telehealth component to
14 incentivize the provision of necessary supervision for skilled
15 care without requiring travel time. For the purposes of this
16 subparagraph (2), "rural area" means an area that is not an
17 Iowa core based statistical area as defined by the federal
18 office of management and budget.

19 (3) For the fiscal year beginning July 1, 2023, rates for
20 private duty nursing and personal care services under the early
21 and periodic screening, diagnostic, and treatment program
22 benefit shall be calculated based on the methodology in effect
23 on June 30, 2023.

24 g. For the fiscal year beginning July 1, 2023, federally
25 qualified health centers and rural health clinics shall receive
26 cost-based reimbursement for 100 percent of the reasonable

27 costs for the provision of services to recipients of medical
28 assistance.

29 h. For the fiscal year beginning July 1, 2023, the
30 reimbursement rates for dental services shall remain at the
31 rates in effect on June 30, 2023.

32 i. (1) For the fiscal year beginning July 1, 2023,
33 reimbursement rates for non-state-owned psychiatric medical
34 institutions for children shall be based on the reimbursement
35 methodology in effect on June 30, 2023.

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1 (2) As a condition of participation in the medical
2 assistance program, enrolled providers shall accept the medical
3 assistance reimbursement rate for any covered goods or services
4 provided to recipients of medical assistance who are children
5 under the custody of a psychiatric medical institution for
6 children.

7 j. For the fiscal year beginning July 1, 2023, unless
8 otherwise specified in this Act, all noninstitutional medical
9 assistance provider reimbursement rates shall remain at the
10 rates in effect on June 30, 2023, except for area education
11 agencies, local education agencies, infant and toddler
12 services providers, home and community-based services providers
13 including consumer-directed attendant care providers under a
14 section 1915(c) or 1915(i) waiver, targeted case management
15 providers, and those providers whose rates are required to be
16 determined pursuant to section 249A.20, or to meet federal
17 mental health parity requirements.

18 k. Notwithstanding any provision to the contrary, for the
19 fiscal year beginning July 1, 2023, the reimbursement rate for
20 anesthesiologists shall remain at the rates in effect on June
21 30, 2023, and updated on January 1, 2024, to align with the
22 most current Iowa Medicare anesthesia rate.

23 l. Notwithstanding section 249A.20, for the fiscal year
24 beginning July 1, 2023, the average reimbursement rate for
25 health care providers eligible for use of the federal Medicare
26 resource-based relative value scale reimbursement methodology
27 under section 249A.20 shall remain at the rate in effect on
28 June 30, 2023; however, this rate shall not exceed the maximum
29 level authorized by the federal government.

30 m. For the fiscal year beginning July 1, 2023, the
31 reimbursement rate for residential care facilities shall not
32 be less than the minimum payment level as established by the
33 federal government to meet the federally mandated maintenance
34 of effort requirement. The flat reimbursement rate for
35 facilities electing not to file annual cost reports shall not

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1 be less than the minimum payment level as established by the
2 federal government to meet the federally mandated maintenance
3 of effort requirement.

4 n. (1) For the fiscal year beginning July 1, 2023, the
5 reimbursement rates for inpatient mental health services
6 provided at hospitals shall remain at the rates in effect on
7 June 30, 2023, subject to Medicaid program upper payment limit
8 rules and adjusted as necessary to maintain expenditures within
9 the amount appropriated to the department for this purpose for
10 the fiscal year; and psychiatrists shall be reimbursed at the
11 medical assistance program fee-for-service rate in effect on
12 June 30, 2023.

13 (2) The department of health and human services shall
14 continue the tiered rate reimbursement methodology for
15 psychiatric intensive inpatient care.

16 o. For the fiscal year beginning July 1, 2023, community
17 mental health centers may choose to be reimbursed for the
18 services provided to recipients of medical assistance through
19 either of the following options:

20 (1) For 100 percent of the reasonable costs of the services.

21 (2) In accordance with the alternative reimbursement rate
22 methodology approved by the department of health and human
23 services in effect on June 30, 2023.

24 p. For the fiscal year beginning July 1, 2023, the
25 reimbursement rate for providers of family planning services
26 that are eligible to receive a 90 percent federal match shall
27 remain at the rates in effect on June 30, 2023.

28 q. For the fiscal year beginning July 1, 2023, the
29 reimbursement rates for emergency medical service providers
30 shall remain at the rates in effect on June 30, 2023, or as
31 approved by the centers for Medicare and Medicaid services of
32 the United States department of health and human services.

33 r. For the fiscal year beginning July 1, 2023, reimbursement
34 rates for substance use disorder treatment programs licensed
35 under section 125.13 shall remain at the rates in effect on

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1 June 30, 2023.

2 s. For the fiscal year beginning July 1, 2023, assertive
3 community treatment per diem rates shall remain at the rates in
4 effect on June 30, 2023.

5 t. For the fiscal year beginning July 1, 2023, the
6 reimbursement rate for family-centered services providers shall
7 be established by contract.

8 u. For the fiscal year beginning July 1, 2023, the
9 reimbursement rate for air ambulance services shall remain at
10 the rate in effect on June 30, 2023.

11 v. For the fiscal year beginning July 1, 2023, all applied
12 behavioral analysis services reimbursement rates shall remain

13 at the rates in effect on June 30, 2023.

14 w. For the fiscal year beginning July 1, 2023, all
15 behavioral health intervention services reimbursement rates
16 shall remain at the rates in effect on June 30, 2023.

17 2. For the fiscal year beginning July 1, 2023, the
18 reimbursement rate for providers reimbursed under the
19 in-home-related care program shall not be less than the minimum
20 payment level as established by the federal government to meet
21 the federally mandated maintenance of effort requirement.

22 3. Unless otherwise directed in this section, when the
23 department's reimbursement methodology for any provider
24 reimbursed in accordance with this section includes an
25 inflation factor, this factor shall not exceed the amount
26 by which the consumer price index for all urban consumers
27 increased during the most recently ended calendar year.

28 4. Notwithstanding section 234.38, for the fiscal
29 year beginning July 1, 2023, the foster family basic daily
30 maintenance rate and the maximum adoption subsidy rate for
31 children ages 0 through 5 years shall be \$16.78, the rate for
32 children ages 6 through 11 years shall be \$17.45, the rate for
33 children ages 12 through 15 years shall be \$19.10, and the
34 rate for children and young adults ages 16 and older shall be
35 \$19.35. For youth ages 18 to 23 who have exited foster care,

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1 the preparation for adult living program maintenance rate shall
2 be up to \$602.70 per month as calculated based on the age of the
3 participant.

4 5. For the fiscal year beginning July 1, 2023, the maximum
5 reimbursement rates for social services providers under
6 contract shall remain at the rates in effect on June 30, 2023,
7 or the provider's actual and allowable cost plus inflation for
8 each service, whichever is less. However, if a new service
9 or service provider is added after June 30, 2023, the initial
10 reimbursement rate for the service or provider shall be based
11 upon a weighted average of provider rates for similar services.

12 6. a. For the fiscal year beginning July 1, 2023, the
13 reimbursement rates for resource family recruitment and
14 retention contractors shall be established by contract.

15 b. For the fiscal year beginning July 1, 2023, the
16 reimbursement rates for supervised apartment living foster care
17 providers shall be established by contract.

18 7. For the fiscal year beginning July 1, 2023, the
19 reimbursement rate for group foster care providers shall be the
20 combined service and maintenance reimbursement rate established
21 by contract.

22 8. The group foster care reimbursement rates paid for
23 placement of children out of state shall be calculated
24 according to the same rate-setting principles as those used for
25 in-state providers, unless the director of health and human
26 services or the director's designee determines that appropriate

27 care cannot be provided within the state. The payment of the
28 daily rate shall be based on the number of days in the calendar
29 month in which service is provided.

30 9. a. For the fiscal year beginning July 1, 2023, the
31 reimbursement rate paid for shelter care and the child welfare
32 emergency services implemented to provide or prevent the need
33 for shelter care shall be established by contract.

34 b. For the fiscal year beginning July 1, 2023, the combined
35 service and maintenance components of the per day reimbursement

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1 rate paid for shelter care services shall be based on the
2 financial and statistical report submitted to the department.
3 The maximum per day reimbursement rate shall be the maximum
4 per day reimbursement rate in effect on June 30, 2023. The
5 department shall reimburse a shelter care provider at the
6 provider's actual and allowable unit cost, plus inflation, not
7 to exceed the maximum reimbursement rate.

8 10. For the fiscal year beginning July 1, 2023, the
9 department shall calculate reimbursement rates for intermediate
10 care facilities for persons with an intellectual disability
11 at the 80th percentile. Beginning July 1, 2023, the rate
12 calculation methodology shall utilize the consumer price index
13 inflation factor applicable to the fiscal year beginning July
14 1, 2023.

15 11. The department shall set child care provider
16 reimbursement rates in a manner so as to provide incentives for
17 a nonregistered provider to become registered by applying any
18 increase only to registered and licensed providers.

19 12. The department may adopt emergency rules to implement
20 this section.

21 Sec. 31. EMERGENCY RULES.

22 1. If necessary to comply with federal requirements
23 including time frames, or if specifically authorized by a
24 provision of this division of this Act, the department of
25 health and human services or the mental health and disability
26 services commission shall adopt administrative rules under
27 section 17A.4, subsection 3, and section 17A.5, subsection 2,
28 paragraph "b", to implement the provisions of this division
29 of this Act and shall submit such rules to the administrative
30 rules coordinator and the administrative code editor pursuant
31 to section 17A.5, subsection 1, within the same period. The
32 rules shall be effective immediately upon filing unless a
33 later date is specified in the rules. Any rules adopted in
34 accordance with this section shall also be published as a
35 notice of intended action as provided in section 17A.4.

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1 2. If during a fiscal year, the department of health and
2 human services is adopting rules in accordance with this
3 section or as otherwise directed or authorized by state
4 law, and the rules will result in an expenditure increase
5 beyond the amount anticipated in the budget process or if the
6 expenditure was not addressed in the budget process for the
7 fiscal year, the department shall notify the general assembly
8 and the department of management concerning the rules and the
9 expenditure increase. The notification shall be provided at
10 least thirty calendar days prior to the date notice of the
11 rules is submitted to the administrative rules coordinator and
12 the administrative code editor.

13 Sec. 32. REPORTS. Unless otherwise provided, any reports or
14 other information required to be compiled and submitted under
15 this Act during the fiscal year beginning July 1, 2023, shall
16 be submitted on or before the dates specified for submission
17 of the reports or information.

18 Sec. 33. EFFECTIVE UPON ENACTMENT. The following provision
19 of this division of this Act, being deemed of immediate
20 importance, takes effect upon enactment:

21 The provision relating to section 232.141 and directing
22 the department of health and human services to make the
23 determination, by June 15, 2023, of the distribution of funds
24 allocated for the payment of the expenses of court-ordered
25 services provided to juveniles which are a charge upon the
26 state.

27 DIVISION VI

28 DEPARTMENT OF HEALTH AND HUMAN SERVICES — HUMAN RIGHTS

29 Sec. 34. DEPARTMENT OF HEALTH AND HUMAN SERVICES — HUMAN
30 RIGHTS. There is appropriated from the general fund of the
31 state to the department of health and human services for the
32 fiscal year beginning July 1, 2023, and ending June 30, 2024,
33 the following amounts, or so much thereof as is necessary, to
34 be used for the purposes designated:

35 1. HUMAN RIGHTS CENTRAL ADMINISTRATION

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1 For salaries, support, maintenance, and miscellaneous
2 purposes, and for not more than the following full-time
3 equivalent positions:

4	\$	186,913
5	FTEs	5.54

6 2. COMMUNITY ADVOCACY AND SERVICES

7 For salaries, support, maintenance, and miscellaneous
8 purposes, and for not more than the following full-time
9 equivalent positions:

10	\$	956,894
11	FTEs	7.55

12 3. CRIMINAL AND JUVENILE JUSTICE PLANNING

13 a. For salaries, support, maintenance, and miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:
16 \$ 1,318,547
17 FTEs 9.00
18 b. (1) For a single grant to a program located in a city
19 with a higher than average juvenile crime rate as determined by
20 the department of health and human services and a population
21 greater than 80,000 as determined by the 2020 federal decennial
22 census, which may be used for studying, planning, programming,
23 and capital, that is committed to deterring juvenile
24 delinquency through early intervention in the criminal justice
25 system by providing a comprehensive, multifaceted delivery of
26 social services and which shall meet the guiding principles
27 and standards for assessment centers set forth by the national
28 assessment center association:
29 \$ 140,000
30 (2) The program shall use no more than 5 percent of the
31 grant for administrative costs.
32 (3) A city shall not receive a grant under this paragraph,
33 or a similar grant from the state, for more than two
34 consecutive fiscal years unless no other city meets the
35 requirements specified in subparagraph (1).

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1 c. The justice advisory board and the juvenile justice
2 advisory council shall coordinate their efforts in carrying out
3 their respective duties relative to juvenile justice.
4 Sec. 35. JUVENILE DETENTION HOME FUND. Moneys deposited
5 in the juvenile detention home fund created in section 232.142
6 during the fiscal year beginning July 1, 2023, and ending June
7 30, 2024, are appropriated to the department of health and
8 human services for the fiscal year beginning July 1, 2023, and
9 ending June 30, 2024, for distribution of an amount equal to
10 a percentage of the costs of the establishment, improvement,
11 operation, and maintenance of county or multicounty juvenile
12 detention homes in the fiscal year beginning July 1, 2022.
13 Moneys appropriated for distribution in accordance with
14 this section shall be allocated among eligible detention
15 homes, prorated on the basis of an eligible detention home's
16 proportion of the costs of all eligible detention homes in the
17 fiscal year beginning July 1, 2022. The percentage figure
18 shall be determined by the department of health and human
19 services based on the amount available for distribution for
20 the fund. Notwithstanding section 232.142, the financial aid
21 percentage of total costs payable by the state under that
22 provision for the fiscal year beginning July 1, 2023, shall be
23 limited to the amount appropriated for the purposes of this
24 section.
25 DIVISION VII
26 HEALTH AND HUMAN SERVICES — HEALTH CARE ACCOUNTS AND FUNDS —

27 FY 2023–2024

28 Sec. 36. PHARMACEUTICAL SETTLEMENT ACCOUNT — DEPARTMENT
 29 OF HEALTH AND HUMAN SERVICES. There is appropriated from the
 30 pharmaceutical settlement account created in section 249A.33 to
 31 the department of health and human services for the fiscal year
 32 beginning July 1, 2023, and ending June 30, 2024, the following
 33 amount, or so much thereof as is necessary, to be used for the
 34 purpose designated:
 35 Notwithstanding any provision of law to the contrary, to

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1 supplement the appropriations made in this Act for health
 2 program operations under the medical assistance program for the
 3 fiscal year beginning July 1, 2023, and ending June 30, 2024:

4 \$ 234,193

5 Sec. 37. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF
 6 HEALTH AND HUMAN SERVICES. Notwithstanding any provision to
 7 the contrary and subject to the availability of funds, there is
 8 appropriated from the quality assurance trust fund created in
 9 section 249L.4 to the department of health and human services
 10 for the fiscal year beginning July 1, 2023, and ending June
 11 30, 2024, the following amounts, or so much thereof as is
 12 necessary, for the purposes designated:

13 To supplement the appropriation made in this Act from the
 14 general fund of the state to the department of health and human
 15 services for medical assistance for the same fiscal year:

16 \$ 111,216,205

17 Sec. 38. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
 18 DEPARTMENT OF HEALTH AND HUMAN SERVICES. Notwithstanding any
 19 provision to the contrary and subject to the availability of
 20 funds, there is appropriated from the hospital health care
 21 access trust fund created in section 249M.4 to the department
 22 of health and human services for the fiscal year beginning July
 23 1, 2023, and ending June 30, 2024, the following amounts, or so
 24 much thereof as is necessary, for the purposes designated:

25 To supplement the appropriation made in this Act from the
 26 general fund of the state to the department of health and human
 27 services for medical assistance for the same fiscal year:

28 \$ 33,920,554

29 Sec. 39. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
 30 FOR FY 2023–2024. Notwithstanding section 8.33, if moneys
 31 appropriated for purposes of the medical assistance program for
 32 the fiscal year beginning July 1, 2023, and ending June 30,
 33 2024, from the general fund of the state, the quality assurance
 34 trust fund, and the hospital health care access trust fund, are
 35 in excess of actual expenditures for the medical assistance

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1 program and remain unencumbered or unobligated at the close
2 of the fiscal year, the excess moneys shall not revert but
3 shall remain available for expenditure for the purposes of the
4 medical assistance program until the close of the succeeding
5 fiscal year.

6 DIVISION VIII

7 DECATEGORIZATION CARRYOVER FUNDING — TRANSFER TO MEDICAID 8 PROGRAM

9 Sec. 40. DECATEGORIZATION CARRYOVER FUNDING FY 2021 —
10 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
11 subsection 5, paragraph “b”, any state-appropriated moneys in
12 the funding pool that remained unencumbered or unobligated at
13 the close of the fiscal year beginning July 1, 2020, and were
14 deemed carryover funding to remain available for the three
15 succeeding fiscal years that still remain unencumbered or
16 unobligated at the close of the fiscal year beginning July 1,
17 2023, shall not revert but shall be transferred to the medical
18 assistance program for the fiscal year beginning July 1, 2024.

19 DIVISION IX

20 HEALTH AND HUMAN SERVICES — PRIOR APPROPRIATIONS AND OTHER 21 PROVISIONS

22 FAMILY INVESTMENT PROGRAM GENERAL FUND

23 Sec. 41. 2022 Iowa Acts, chapter 1131, section 9, is amended
24 by adding the following new subsection:

25 NEW SUBSECTION. 7. Notwithstanding section 8.33, moneys
26 appropriated in this section that remain unencumbered or
27 unobligated at the close of the fiscal year shall not revert
28 but shall remain available for the purposes designated until
29 the close of the succeeding fiscal year.

30 STATE CHILD CARE ASSISTANCE

31 Sec. 42. 2022 Iowa Acts, chapter 1131, section 17,
32 subsection 8, is amended to read as follows:

33 8. Notwithstanding section 8.33, moneys ~~advanced for~~
34 ~~purposes of the programs developed by early childhood Iowa~~
35 ~~areas, advanced for purposes of wraparound child care, or~~

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1 ~~received from the federal appropriations made for the purposes~~
2 ~~of appropriated in~~ this section that remain unencumbered or
3 unobligated at the close of the fiscal year shall not revert
4 to any fund but shall remain available for expenditure for the
5 purposes designated until the close of the succeeding fiscal
6 year.

7 CHILD AND FAMILY SERVICES

8 Sec. 43. 2022 Iowa Acts, chapter 1131, section 19, is
9 amended by adding the following new subsection:

10 NEW SUBSECTION. 25. Notwithstanding section 8.33, moneys
11 appropriated in this section that remain unencumbered or
12 unobligated at the close of the fiscal year shall not revert

13 but shall remain available for the purposes designated until
14 the close of the succeeding fiscal year.

15 FIELD OPERATIONS

16 Sec. 44. 2022 Iowa Acts, chapter 1131, section 27, is
17 amended by adding the following new subsection:
18 NEW SUBSECTION. 3. Notwithstanding section 8.33, moneys
19 appropriated in this section that remain unencumbered or
20 unobligated at the close of the fiscal year shall not revert
21 but shall remain available for the purposes designated until
22 the close of the succeeding fiscal year.

23 MORE OPTIONS FOR MATERNAL SUPPORT PROGRAM

24 Sec. 45. 2022 Iowa Acts, chapter 1131, section 28,
25 subsection 8, is amended to read as follows:
26 8. Of the funds appropriated under this section, \$500,000
27 shall be used for the purposes of program administration
28 and provision of pregnancy support services through the
29 more options for maternal support program created in this
30 Act. Notwithstanding section 8.33, moneys allocated in this
31 subsection that remain unencumbered or unobligated at the close
32 of the fiscal year shall not revert but shall remain available
33 for the purposes designated until the close of the succeeding
34 fiscal year.

35 GENERAL ADMINISTRATION

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1 Sec. 46. 2022 Iowa Acts, chapter 1131, section 28, is
2 amended by adding the following new subsection:
3 NEW SUBSECTION. 9. Notwithstanding section 8.33, moneys
4 appropriated in this section that remain unencumbered or
5 unobligated at the close of the fiscal year shall not revert
6 but shall remain available for the purposes designated until
7 the close of the succeeding fiscal year.

8 QUALITY ASSURANCE TRUST FUND

9 Sec. 47. 2022 Iowa Acts, chapter 1131, section 36,
10 unnumbered paragraph 2, is amended to read as follows:
11 To supplement the appropriation made in this Act from the
12 general fund of the state to the department of health and human
13 services for medical assistance for the same fiscal year:

14	\$	<u>56,305,130</u>
15		<u>66,282,906</u>

16 Sec. 48. EFFECTIVE DATE. This division of this Act, being
17 deemed of immediate importance, takes effect upon enactment.

18 DIVISION X

19 HEALTH AND HUMAN SERVICES — REPORT ON NONREVERSION OF FUNDS

20 Sec. 49. REPORT ON NONREVERSION OF FUNDS. The department
21 of health and human services shall report the expenditure of
22 any moneys for which nonreversion authorization was provided
23 for the fiscal year beginning July 1, 2022, and ending June 30,
24 2023, to the general assembly on a quarterly basis beginning
25 October 1, 2023.

26 DIVISION XI

27 ELIMINATION OF REPEAL OF HOSPITAL HEALTH CARE ACCESS ASSESSMENT
28 PROGRAM
29 Sec. 50. REPEAL. Section 249M.5, Code 2023, is repealed.
30 Sec. 51. EFFECTIVE DATE. This division of this Act, being
31 deemed of immediate importance, takes effect upon enactment.
32 DIVISION XII
33 HEALTH AND HUMAN SERVICES — REALIGNMENT PROVISIONS
34 DIRECTOR OF HEALTH AND HUMAN SERVICES — INSTITUTIONS — BUYING
35 AND SELLING OF REAL ESTATE — FUND

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1 Sec. 52. Section 218.94, as amended by 2023 Iowa Acts,
2 Senate File 514, section 411, as enacted is amended to read as
3 follows:
4 **218.94 Director may buy and sell real estate — options ==**
5 **fund.**
6 1. a. The director may secure options to purchase real
7 estate, to acquire and sell real estate, and to grant utility
8 easements, for the proper uses of the institutions. Real
9 estate shall be acquired and sold and utility easements
10 granted, upon such terms and conditions as the director may
11 determine. Upon sale of the real estate, the proceeds shall
12 be deposited ~~with the treasurer of state and credited to the~~
13 ~~general fund of the state in a health and human services~~
14 ~~capital reinvestment fund created in the state treasury under~~
15 ~~the control of the department.~~ There is appropriated from ~~the~~
16 ~~general such capital reinvestment fund of the state~~ a sum equal
17 to the proceeds deposited and credited to the ~~general capital~~
18 ~~reinvestment fund of the state~~ to the department, which may be
19 used to purchase other real estate, ~~or~~ for capital improvements
20 upon property under the director's control, or for improvements
21 to property which is owned by the state and utilized by the
22 department.
23 b. Notwithstanding section 8.33, moneys in the capital
24 reinvestment fund shall not revert at the close of a fiscal
25 year, and shall not be transferred, used, obligated,
26 appropriated, or otherwise encumbered, except as provided in
27 this section. Notwithstanding section 12C.7, subsection 2,
28 interest or earnings on moneys deposited in the fund shall be
29 credited to the fund.
30 c. Any proceeds from the sale of real estate that were
31 credited to the general fund of the state pursuant to section
32 218.94, Code 2022, and that remain available on June 30, 2023,
33 are transferred to the capital reinvestment fund to be used for
34 the purposes of the fund.
35 2. The costs incident to securing of options, acquisition

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1 and sale of real estate and granting of utility easements,
2 including but not limited to appraisals, invitations for
3 offers, abstracts, and other necessary costs, may be paid
4 from moneys appropriated for support and maintenance to the
5 institution at which the real estate is located. ~~Such costs~~
6 ~~shall be and the source from which the moneys were appropriated~~
7 ~~shall be~~ reimbursed from the proceeds of the sale.

8 Sec. 53. Section 256I.11, subsection 2, unnumbered
9 paragraph 1, as amended by 2023 Iowa Acts, Senate File 514,
10 section 1005, is amended to read as follows:

11 A school ready children grants account is created in the
12 fund under the authority of the director of the department of
13 education. Moneys credited to the account are appropriated
14 to and shall be distributed by the department of education in
15 the form of grants to early childhood Iowa areas pursuant to
16 criteria established by the state board in accordance with law.

17 DIVISION XIII

18 PUBLIC HEALTH EMERGENCY PROVISIONS COVID-19 REGULATIONS

19 Sec. 54. COVID-19 FEDERAL REGULATIONS. For the time
20 period beginning on the effective date of this division of
21 this Act, and ending June 30, 2024, notwithstanding state
22 administrative rules to the contrary, to the extent federal
23 regulations relating to the COVID-19 pandemic differ from state
24 administrative rules, including applicable federal waivers,
25 the federal regulations are controlling during the pendency of
26 the federally declared state of emergency and for such period
27 of time following the end of the federally declared state of
28 emergency applicable to the respective federal regulations.

29 DIVISION XIV

30 HEALTH POLICY OVERSIGHT COMMITTEE — MEDICAID PROGRAM

31 Sec. 55. Section 2.45, subsection 5, Code 2023, is amended
32 to read as follows:

33 5. The legislative health policy oversight committee,
34 which shall be composed of ten members of the general
35 assembly, consisting of five members from each house, to

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1 be appointed by the legislative council. The legislative
2 health policy oversight committee ~~shall~~ may meet ~~at least two~~
3 ~~times, annually, during the legislative interim~~ to provide
4 continuing oversight for Medicaid managed care, and to ensure
5 effective and efficient administration of the program, address
6 stakeholder concerns, monitor program costs and expenditures,
7 and make recommendations.

8 DIVISION XV

9 PUBLIC ASSISTANCE PROGRAM PROVISIONS

10 Sec. 56. Section 239.1, subsections 2 and 3, if enacted by
11 2023 Iowa Acts, Senate File 494, are amended by striking the
12 subsections and inserting in lieu thereof the following:

13 2. “*Asset*” for the purposes of the asset test for the
14 supplemental nutrition assistance program under section 239.4
15 means all of the following resources countable toward the
16 maximum allowed household asset limit of fifteen thousand
17 dollars:
18 a. All liquid resources.
19 b. All other personal property excluding one vehicle and
20 the fair market value in excess of ten thousand dollars of an
21 additional vehicle.
22 3. “*Asset test*” for the purposes of the asset test for
23 the supplemental nutrition assistance program under section
24 239.4 means the comparison of the collective value of all
25 countable assets of the members of the applicant’s household to
26 the maximum allowed household asset limit of fifteen thousand
27 dollars.
28 Sec. 57. Section 239.4, subsection 1, if enacted by 2023
29 Iowa Acts, Senate File 494, is amended to read as follows:
30 1. For the purposes of determining eligibility for receipt
31 of SNAP benefits, the department shall conduct an asset test
32 on all members of the applicant’s household. The allowable
33 financial resources to be included in or excluded from a
34 determination of eligibility for SNAP shall be those specified
35 in ~~7 U.S.C. §2014(g)(1)~~ 7 U.S.C. §2014(g), to the extent

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1 consistent with the term “*asset*” as defined in this chapter.
2 Sec. 58. Section 239.9, subsection 1, if enacted by 2023
3 Iowa Acts, Senate File 494, is amended to read as follows:
4 1. Following a review of an applicant’s or recipient’s
5 eligibility under this chapter, the department may refer cases
6 of suspected fraud along with any supportive information to
7 the department of inspections, ~~and appeals, and licensing~~ for
8 review.
9 Sec. 59. Section 239.10, subsection 1, if enacted by 2023
10 Iowa Acts, Senate File 494, is amended to read as follows:
11 1. The department of ~~health and human services~~ shall adopt
12 rules pursuant to chapter 17A to administer this chapter.
13 Sec. 60. 2023 Iowa Acts, Senate File 494, if enacted, is
14 amended by adding the following new section:
15 **NEW SECTION. SEC. 10A. NEW SECTION. 239.11 Public**
16 **assistance modernization fund.**
17 1. A public assistance modernization fund is created in
18 the state treasury under the control of the department. The
19 fund shall consist of moneys appropriated or transferred to, or
20 deposited in, the fund as provided by law.
21 2. The moneys in the fund shall be used and shall be
22 appropriated only for the purposes of modernizing information
23 technology systems and for other modernization initiatives
24 related to delivery of public assistance programs.
25 3. The moneys deposited in the fund are not subject to
26 section 8.33 and shall not be transferred, used, obligated,

27 appropriated, or otherwise encumbered except as provided in
28 this section. Notwithstanding section 12C.7, subsection 2,
29 interest or earnings on moneys deposited in the state capitol
30 maintenance fund shall be credited to the fund.

31 4. This section is repealed July 1, 2028.

32 Sec. 61. 2023 Iowa Acts, Senate File 494, section 12,
33 subsection 6, if enacted, is amended to read as follows:

34 6. The department of health and human services may contract
35 with multiple third-party vendors to administer this Act.

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1 Sec. 62. ONE-TIME SETTLEMENT FUNDS — DEPOSIT IN PUBLIC
2 ASSISTANCE MODERNIZATION FUND. For the fiscal year beginning
3 July 1, 2023, and ending June 30, 2024, the department of
4 health and human services shall deposit up to \$8,000,000
5 received from one-time medical assistance settlement funds in
6 the public assistance modernization fund, if enacted in this
7 division of this Act.

8 DIVISION XVI

9 HOME AND COMMUNITY-BASED SERVICES WAIVER RECIPIENT RESIDENCES
10 — SPRINKLER SYSTEMS

11 Sec. 63. Section 335.34, Code 2023, is amended to read as
12 follows:

13 **335.34 Home and community-based services waiver recipient**
14 **residence.**

15 1. A county, county board of supervisors, or county zoning
16 commission shall consider the residence of the recipient of
17 services under a home and community-based services waiver as
18 a residential use of property for the purposes of zoning and
19 shall treat the use of the residence as a permitted use in all
20 residential zones or districts, including all single-family
21 residential zones or districts, of the county.

22 2. A county, county board of supervisors, or a county zoning
23 commission shall not require that the recipient, or the owner
24 of such a residence if other than the recipient, obtain a
25 conditional use permit, special use permit, special exception,
26 or variance. A county, county board of supervisors, or county
27 zoning commission shall not establish limitations regarding the
28 proximity of one such residence to another.

29 3. A county, county board of supervisors, or a county
30 zoning commission shall not classify such a residence as a
31 residential group R-3 occupancy or as a care facility within
32 a dwelling for the purposes of enforcement of compliance
33 with the sprinkler systems provisions specified in section
34 903.3.1.3 of the international building code or section P2904
35 of the international residential code, if adopted, or if such

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1 residence is inspected by the county.

2 ~~3.~~ 4. This section applies to the residence of a recipient
3 of services under a home and community-based services waiver if
4 the residence meets any of the following conditions:

5 *a.* The residence is a single-family dwelling owned or rented
6 by the recipient.

7 *b.* The residence is a multifamily dwelling which does not
8 hold itself out to the public as a community-based residential
9 provider otherwise regulated by law, including but not limited
10 to a residential care facility, and which provides dwelling
11 units to no more than four recipients of services under a home
12 and community-based services waiver at any one time.

13 ~~4.~~ 5. For the purposes of this section, “*home and*
14 *community-based services waiver*” means “*waiver*” as defined in
15 section 249A.29.

16 Sec. 64. Section 414.32, Code 2023, is amended to read as
17 follows:

18 **414.32 Home and community-based services waiver recipient**
19 **residence.**

20 1. A city, city council, or city zoning commission shall
21 consider the residence of the recipient of services under a
22 home and community-based services waiver as a residential use
23 of property for the purposes of zoning and shall treat the use
24 of the residence as a permitted use in all residential zones
25 or districts, including all single-family residential zones or
26 districts, of the city.

27 2. A city, city council, or city zoning commission shall
28 not require that the recipient, or owner of such residence if
29 other than the recipient, obtain a conditional use permit,
30 special use permit, special exception, or variance. A city,
31 city council, or city zoning commission shall not establish
32 limitations regarding the proximity of one such residence to
33 another.

34 3. A city, city council, or city zoning commission shall not
35 classify such a residence as a residential group R-3 occupancy

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1 or as a care facility within a dwelling for the purposes of
2 enforcement of compliance with the sprinkler systems provisions
3 specified in section 903.3.1.3 of the international building
4 code or section P2904 of the international residential code, if
5 adopted, or if such residence is inspected by the city.

6 ~~3.~~ 4. This section applies to the residence of a recipient
7 of services under a home and community-based services waiver if
8 the residence meets any of the following conditions:

9 *a.* The residence is a single-family dwelling owned or rented
10 by the recipient.

11 *b.* The residence is a multifamily dwelling which does not
12 hold itself out to the public as a community-based residential

13 provider otherwise regulated by law, including but not limited
14 to a residential care facility, and which provides dwelling
15 units to no more than four recipients of services under a home
16 and community-based services waiver at any one time.

17 ~~4. 5.~~ For the purposes of this section, “*home and*
18 *community-based services waiver*” means “*waiver*” as defined in
19 section 249A.29.

20 Sec. 65. EFFECTIVE DATE. This division of this Act, being
21 deemed of immediate importance, takes effect upon enactment.

22 DIVISION XVII

23 STATE-FUNDED FAMILY MEDICINE OBSTETRICS FELLOWSHIP PROGRAM

24 Sec. 66. NEW SECTION. **135.182 State-funded family medicine**
25 **obstetrics fellowship program — fund.**

26 1. The department shall establish a state-funded family
27 medicine obstetrics fellowship program to increase access
28 to family medicine obstetrics practitioners in rural and
29 underserved areas of the state. A person who has completed an
30 accreditation council for graduate medical education residency
31 program in family medicine is eligible for participation
32 in the fellowship program. Participating fellows shall
33 enter into a program agreement with a participating teaching
34 hospital which, at a minimum, requires the fellow to complete a
35 one-year fellowship and to engage in full-time family medicine

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1 obstetrics practice in a rural or underserved area of the
2 state for a period of at least five years within nine months
3 following completion of the fellowship and receipt of a license
4 to practice medicine in the state.

5 2. Each fellow participating in the program shall be
6 eligible for a salary and benefits including a stipend as
7 determined by the participating teaching hospital which shall
8 be funded through the family medicine obstetrics fellowship
9 program fund.

10 3. The department shall adopt rules pursuant to chapter
11 17A to administer the program, including defining rural and
12 underserved areas for the purpose of the required full-time
13 practice of a person following completion of the fellowship.

14 4. *a.* A family medicine obstetrics fellowship program
15 fund is created in the state treasury consisting of the moneys
16 appropriated or credited to the fund by law. Notwithstanding
17 section 8.33, moneys in the fund at the end of each fiscal year
18 shall not revert to any other fund but shall remain in the fund
19 for use in subsequent fiscal years. Moneys in the fund are
20 appropriated to the department to be used to fund fellowship
21 positions as provided in this section.

22 *b.* For the fiscal year beginning July 1, 2023, and each
23 fiscal year beginning July 1 thereafter, there is appropriated
24 from the general fund of the state for deposit in the family
25 medicine obstetrics fellowship program fund an amount
26 sufficient to support the creation of four fellowship positions

27 as provided in this section.

28 5. The department and the participating teaching hospitals
29 shall regularly evaluate and document their experiences
30 including identifying ways the program may be modified or
31 expanded to facilitate increased access to family medicine
32 obstetrics practitioners in rural and underserved areas of the
33 state. The department shall submit an annual report to the
34 general assembly by January 1. The report shall include the
35 number of fellowships funded to date and any other information

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1 identified by the department and the participating teaching
2 hospitals as indicators of outcomes and the effectiveness of
3 the program.

4 6. For the purposes of this section, “teaching hospital”
5 means a hospital or medical center that provides medical
6 education to prospective and current health professionals.

7 DIVISION XVIII

8 ADOPTION SUBSIDY PROGRAM — NONRECURRING ADOPTION EXPENSES

9 Sec. 67. NEW SECTION. **234.48 Adoption subsidy —**
10 **nonrecurring adoption expenses.**

11 Notwithstanding any provision to the contrary, the maximum
12 reimbursement provided to an adoptive parent under the
13 adoption subsidy program for nonrecurring adoption expenses
14 is one thousand dollars. For the purposes of this section,
15 “nonrecurring adoption expenses” means the same as defined in 45
16 C.F.R. §1356.41. The department shall adopt rules pursuant to
17 chapter 17A to administer this section.

18 Sec. 68. REPEAL. 2010 Iowa Acts, chapter 1031, section 408,
19 is repealed.>

20 2. Title page, by striking lines 1 through 5 and
21 inserting <An Act relating to appropriations for veterans
22 and health and human services and including other related
23 provisions and appropriations including health policy
24 oversight, public assistance program provisions and a public
25 assistance modernization fund, sprinkler systems for home
26 and community-based services waiver recipient residences, a
27 state-funded family medicine obstetrics fellowship program and
28 fund, adoption subsidy program nonrecurring adoption expenses,
29 real estate transactions involving departmental institutions,
30 providing penalties, and including effective date and other
31 applicability date provisions.>

MARK COSTELLO

S-3195

1 Amend Senate File 544 as follows:

2 1. Page 3, by striking lines 13 and 14 and inserting
3 ~~<automated process used in conventional commercial practice.>~~

4 2. Page 3, line 25, by striking <county> and inserting
5 <country>

6 3. Page 21, line 12, after <state> by inserting <for>

7 4. Page 27, line 32, by striking <or authorization> and
8 inserting <or ~~authorization~~ registration>

9 5. Page 45, line 13, by striking <property> and inserting
10 <property,>

11 6. Page 77, by striking lines 27 through 30 and inserting:

12 <c. ~~Once~~ After the limited liability company has at least
13 one member, ~~the passage of that member and any other member~~
14 dissociate, and ninety consecutive days pass during which the
15 company has no members-, ~~unless before the end of the period~~
16 all of the following apply:>

17 7. Page 79, line 20, by striking <may resume> and inserting
18 <resume resumes>

19 8. Page 94, by striking lines 8 through 21 and inserting:

20 <A member may maintain a derivative action to enforce a right
21 of a limited liability company as follows:

22 1. The A member may maintain a derivative action to enforce
23 a right of a limited liability company, if the member first
24 makes a demand on the other members in a member-managed limited
25 liability company, or the managers of a manager-managed limited
26 liability company, requesting that they cause the company to
27 bring an action to enforce the right, and the managers or other
28 members do not bring the action within ninety days from the
29 date the demand was made unless the member has earlier been
30 notified that the demand has been rejected by the company
31 or unless irreparable injury to the company would result by
32 waiting for the expiration of the ninety-day period.

33 ~~2. A demand under subsection 1 would be futile.>~~

34 9. Page 142, line 4, by striking <shareholder> and inserting
35 <member>

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1 10. Page 158, by striking lines 16 through 20.

2 11. Page 158, after line 26 by inserting:

3 <Sec. ____ Section 524.310, subsection 5, paragraph b, Code
4 2023, is amended to read as follows:

5 b. A corporate or company name reserved, registered, or
6 protected as provided in section 489.109, 489.114A, 489.706,
7 490.402, 490.403, 504.402, or 504.403.>

8 12. By renumbering as necessary.

BRAD ZAUN

S-3196

- 1 Amend House File 602, as passed by the House, as follows:
- 2 1. Page 1, lines 5 and 6, by striking <your life Iowa crisis
- 3 telephone and text numbers.> and inserting <crisis hotline
- 4 telephone and text numbers and the internet address for your
- 5 life Iowa or the your life Iowa successor program.>
- 6 2. Page 1, lines 8 and 9, by striking <your life Iowa crisis
- 7 telephone and text numbers.> and inserting <crisis hotline
- 8 telephone and text numbers and the internet address for your
- 9 life Iowa or the your life Iowa successor program.>
- 10 3. Page 1, line 13, by striking <shall> and inserting <may>
- 11 4. Title page, line 1, before <telephone> by inserting
- 12 <crisis hotline>
- 13 5. Title page, line 2, after <numbers> by inserting <and
- 14 internet address>
- 15 6. Title page, line 2, after <program> by inserting <or
- 16 successor program>

JEFF TAYLOR

S-3197

- 1 Amend Senate File 575 as follows:
- 2 1. Page 5, after line 29 by inserting:
- 3 <Sec. ____ Section 15E.52, subsection 8, Code 2023, is
- 4 amended to read as follows:
- 5 8. The board shall not certify an innovation fund after June
- 6 30, ~~2023~~ 2028.>
- 7 2. Page 7, line 30, by striking <of commerce>
- 8 3. Page 7, line 35, by striking <division> and inserting
- 9 <department>
- 10 4. By renumbering as necessary.

DAN DAWSON

S-3198

- 1 Amend the amendment, S-3194, to Senate File 561, as follows:
- 2 1. Page 28, by striking line 1 and inserting:
- 3 <..... \$ 1,549,215,439>
- 4 2. Page 32, after line 35 by inserting:
- 5 <____. The department of health and human services shall
- 6 submit a Medicaid state plan amendment to the centers for
- 7 Medicare and Medicaid services of the United States department
- 8 of health and human services for approval of the option to
- 9 provide twelve months of continuous postpartum coverage under
- 10 the Medicaid program in accordance with sections 9812 and 9822
- 11 of the federal American Rescue Plan Act of 2021, Pub. L. No.
- 12 117-2, as amended by section 5113 of the federal Consolidated
- 13 Appropriations Act of 2023. Upon approval of the state plan

14 amendment, the department shall use \$5,588,660 of the funds
15 appropriated in this section to provide such coverage.>
16 3. By renumbering, redesignating, and correcting internal
17 references as necessary.

JANET PETERSEN

S-3199

1 Amend the amendment, S-3194, to Senate File 561, as follows:
2 1. Page 29, by striking lines 21 through 28 and inserting:
3 <____. Notwithstanding section 249A.30A, the personal needs
4 allowance under the medical assistance program, which may be
5 retained by a person who is a resident of a nursing facility,
6 an intermediate care facility for persons with an intellectual
7 disability, or an intermediate care facility for persons with
8 mental illness, as defined in section 135C.1, or a person who
9 is a resident of a psychiatric medical institution for children
10 as defined in section 135H.1, shall be \$85 per month. Of the
11 funds appropriated in this section, a sufficient amount is
12 allocated to supplement such residents, with incomes of less
13 than \$85, to receive a personal needs allowance of \$85 per
14 month.>
15 2. By renumbering, redesignating, and correcting internal
16 references as necessary.

CLAIRE A. CELSI

S-3200

1 Amend the amendment, S-3194, to Senate File 561, as follows:
2 1. Page 62, line 18, by striking <providers.> and inserting
3 <providers, and shall set the rates based on the most recent
4 market rate survey completed.>
5 2. Page 78, after line 19 by inserting:
6 <DIVISION ____
7 STATE CHILD CARE ASSISTANCE — CHILDREN NEEDING SPECIAL NEEDS
8 CARE, INITIAL ELIGIBILITY, AND REIMBURSEMENT
9 Sec. ____ Section 237A.1, Code 2023, is amended by adding
10 the following new subsection:
11 NEW SUBSECTION. 7A. “*Children needing special needs care*”
12 or “*special needs child*” means a child or children with one or
13 more of the following conditions:
14 a. The child has been diagnosed by a physician or by a
15 person endorsed for service as a school psychologist by the
16 department of education to have a developmental disability
17 which substantially limits one or more major life activities,
18 and the child requires professional treatment, assistance in
19 self-care, or the purchase of special adaptive equipment.
20 b. The child has been determined by a qualified intellectual
21 disability professional to have a condition which impairs the
22 child’s intellectual and social functioning.

23 c. The child has been diagnosed by a mental health
24 professional to have a behavioral or emotional disorder
25 characterized by situationally inappropriate behavior which
26 deviates substantially from behavior appropriate to the
27 child's age, or which significantly interferes with the child's
28 intellectual, social, or personal development.
29 Sec. ____ Section 237A.13, Code 2023, is amended by adding
30 the following new subsection:
31 NEW SUBSECTION. 1A. A family shall only be initially
32 eligible for state child care assistance if the family's gross
33 monthly income does not exceed the lesser of:
34 a. (1) (a) For the fiscal year beginning July 1, 2023, one
35 hundred sixty percent of the federal poverty level applicable

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1 to the family size for children needing basic care.
2 (b) For the fiscal year beginning July 1, 2024, one hundred
3 seventy percent of the federal poverty level applicable to the
4 family size for children needing basic care.
5 (c) For the fiscal year beginning July 1, 2025, one hundred
6 eighty percent of the federal poverty level applicable to the
7 family size for children needing basic care.
8 (d) For the fiscal year beginning July 1, 2026, one hundred
9 ninety percent of the federal poverty level applicable to the
10 family size for children needing basic care.
11 (e) For the fiscal year beginning July 1, 2027, and for
12 each fiscal year thereafter, two hundred percent of the federal
13 poverty level applicable to the family size for children
14 needing basic care.
15 (2) Two hundred percent of the federal poverty level
16 applicable to the family size for children needing special
17 needs care.
18 b. Eighty-five percent of the state median gross monthly
19 income.
20 Sec. ____ Section 237A.13, subsection 8, Code 2023, is
21 amended by adding the following new paragraph:
22 NEW PARAGRAPH. e. Families with an income of more than
23 one hundred forty-five percent of the federal poverty level
24 but not more than the maximum income necessary to be eligible
25 for state child care assistance whose members, for at least
26 twenty-eight hours per week in the aggregate, are employed
27 or are participating at a satisfactory level in an approved
28 training program or educational program.>
29 3. By renumbering as necessary.

NATE BOULTON
JANICE WEINER

S-3201

1 Amend House File 661, as amended, passed, and reprinted by
2 the House, as follows:
3 1. By striking everything after the enacting clause and
4 inserting:
5 <Section 1. Section 137F.6, subsection 1, paragraphs c and
6 h, Code 2023, are amended to read as follows:
7 c. For a temporary food establishment for multiple
8 nonconcurrent events during a calendar year, one annual
9 license fee of two hundred dollars for each establishment on
10 a ~~countywide~~ statewide basis.
11 h. For a farmers market where time/temperature control for
12 safety food is sold or distributed, one annual license fee
13 of one hundred fifty dollars for each vendor on a ~~countywide~~
14 statewide basis.
15 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
16 importance, takes effect upon enactment.>

TONY BISIGNANO

S-3202

1 Amend Senate File 571 as follows:
2 1. Page 1, by striking lines 23 through 26 and inserting:
3 <5. "*Secondary road right-of-way*" means a public road
4 right-of-way that is under county jurisdiction as a secondary
5 road.>
6 2. Page 1, line 30, by striking <comply with> and inserting
7 <do>
8 3. By striking page 1, line 31, through page 2, line 4, and
9 inserting:
10 <1. Comply with any permitting requirements of, including
11 the payment of any applicable fees to, the county which has
12 jurisdiction over the secondary road right-of-way, as necessary
13 to construct the gathering line system.
14 2. As part of a county permitting process, send a written
15 notice of the pending permit application by certified mail to
16 the last known address of each owner of the real property where
17 the gathering line system is proposed to be constructed.
18 3. a. Acquire the requisite property interest from the
19 owner of the real property where the gathering line system is
20 proposed to be constructed. A written agreement including a
21 description of the real property and the interest acquired
22 shall be filed in the office of the county recorder of the
23 county where the real property is located.
24 b. This subsection does not apply if the county has acquired
25 title to the real property in fee simple or if the owner of the
26 gathering line system is also the owner of the real property

27 where the gathering line system is proposed to be constructed.>
 28 4. Page 2, line 5, by striking <2.> and inserting <4.>
 29 5. Page 2, line 5, by striking <Applicable> and inserting
 30 <Comply with applicable>

DENNIS GUTH

S-3203

1 Amend the amendment, S-3194, to Senate File 561, as follows:
 2 1. Page 62, after line 18 by inserting:
 3 <____. The department shall set child care provider
 4 reimbursement rates based on the most recent market rate survey
 5 completed.>
 6 2. Page 78, after line 19 by inserting:
 7 <DIVISION ____
 8 STATE CHILD CARE ASSISTANCE — CHILDREN NEEDING SPECIAL NEEDS
 9 CARE, INITIAL ELIGIBILITY, AND REIMBURSEMENT
 10 Sec. ____ Section 237A.1, Code 2023, is amended by adding
 11 the following new subsection:
 12 NEW SUBSECTION. 7A. “*Children needing special needs care*”
 13 or “*special needs child*” means a child or children with one or
 14 more of the following conditions:
 15 a. The child has been diagnosed by a physician or by a
 16 person endorsed for service as a school psychologist by the
 17 department of education to have a developmental disability
 18 which substantially limits one or more major life activities,
 19 and the child requires professional treatment, assistance in
 20 self-care, or the purchase of special adaptive equipment.
 21 b. The child has been determined by a qualified intellectual
 22 disability professional to have a condition which impairs the
 23 child’s intellectual and social functioning.
 24 c. The child has been diagnosed by a mental health
 25 professional to have a behavioral or emotional disorder
 26 characterized by situationally inappropriate behavior which
 27 deviates substantially from behavior appropriate to the
 28 child’s age, or which significantly interferes with the child’s
 29 intellectual, social, or personal development.
 30 Sec. ____ Section 237A.13, Code 2023, is amended by adding
 31 the following new subsection:
 32 NEW SUBSECTION. 1A. A family shall only be initially
 33 eligible for state child care assistance if the family’s gross
 34 monthly income does not exceed the lesser of:
 35 a. (1) (a) For the fiscal year beginning July 1, 2023, one

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1 hundred sixty percent of the federal poverty level applicable
 2 to the family size for children needing basic care.
 3 (b) For the fiscal year beginning July 1, 2024, one hundred
 4 seventy percent of the federal poverty level applicable to the
 5 family size for children needing basic care.

6 (c) For the fiscal year beginning July 1, 2025, one hundred
 7 eighty percent of the federal poverty level applicable to the
 8 family size for children needing basic care.
 9 (d) For the fiscal year beginning July 1, 2026, one hundred
 10 ninety percent of the federal poverty level applicable to the
 11 family size for children needing basic care.
 12 (e) For the fiscal year beginning July 1, 2027, and for
 13 each fiscal year thereafter, two hundred percent of the federal
 14 poverty level applicable to the family size for children
 15 needing basic care.
 16 (2) Two hundred percent of the federal poverty level
 17 applicable to the family size for children needing special
 18 needs care.
 19 b. Eighty-five percent of the state median gross monthly
 20 income.
 21 Sec. ____ Section 237A.13, subsection 8, Code 2023, is
 22 amended by adding the following new paragraph:
 23 NEW PARAGRAPH. e. Families with an income of more than
 24 one hundred forty-five percent of the federal poverty level
 25 but not more than the maximum income necessary to be eligible
 26 for state child care assistance whose members, for at least
 27 twenty-eight hours per week in the aggregate, are employed
 28 or are participating at a satisfactory level in an approved
 29 training program or educational program.>
 30 3. By renumbering as necessary.

NATE BOULTON
 JANICE WEINER

S-3204

1 Amend the amendment, S-3194, to Senate File 561, as follows:
 2 1. Page 32, line 26, by striking <Of> and inserting
 3 <Notwithstanding any provision to the contrary, of>
 4 2. Page 32, after line 35 by inserting:
 5 <____. Of the funds appropriated in this section, \$5,500,000
 6 shall be used to maintain the reimbursement rates of eligible
 7 home and community-based services providers at the rates
 8 in effect on June 30, 2023, and to reduce the home and
 9 community-based services intellectual disabilities waiver
 10 waiting list to the extent possible.>
 11 3. Page 33, by striking lines 1 through 3.
 12 4. Page 33, by striking lines 22 through 25.
 13 5. Page 46, by striking lines 5 through 7.
 14 6. Page 50, by striking line 33 and inserting:
 15 <..... \$ 72,056,945>
 16 7. Page 53, line 10, by striking <1.>
 17 8. Page 53, by striking lines 15 through 27 and inserting:
 18 <For salaries, support, maintenance, and miscellaneous
 19 purposes at facilities under the purview of the department of
 20 health and human services:
 21 \$ 2,157,590

22 The department shall submit a report to the general assembly
 23 detailing the expenditure of the funds appropriated under this
 24 section.>
 25 9. Page 57, line 31, after <June 30, 2023> by inserting
 26 <, unless the department is able to adjust rates in a budget
 27 neutral manner within overall dental program expenditures>
 28 10. Page 62, by striking lines 15 through 18.
 29 11. Page 71, after line 7 by inserting:
 30 <SCHOOL READY CHILDREN GRANTS ACCOUNT>
 31 12. Page 71, by striking lines 17 through 28.
 32 13. Page 72, after line 9 by inserting:
 33 <Sec. ____ Section 234.1, subsection 6, as enacted by 2023
 34 Iowa Acts, Senate File 514, section 669, is amended to read as
 35 follows:

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1 6. *"Supplemental nutrition assistance program" or "SNAP"*
 2 means benefits provided by the federal program administered
 3 through 7 C.F.R. pts. 270 – ~~280~~ 283, as amended.>
 4 14. By renumbering, redesignating, and correcting internal
 5 references as necessary.

MARK COSTELLO

S-3205

1 Amend House File 718, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:
 5 <DIVISION I
 6 COUNTY PROPERTY TAXES AND BUDGETS
 7 Section 1. Section 331.422, unnumbered paragraph 1, Code
 8 2023, is amended to read as follows:
 9 Subject to this section and sections 331.423 through ~~331.426~~
 10 331.425 or as otherwise provided by state law, the board of
 11 each county shall certify property taxes annually at its March
 12 session to be levied for county purposes as follows:
 13 Sec. 2. Section 331.423, Code 2023, is amended to read as
 14 follows:
 15 **331.423 Basic levies — maximums — adjustments.**
 16 Annually, the board may certify basic levies, subject to the
 17 following limits:
 18 1. For general county services; on all taxable property in
 19 the county;
 20 a. For fiscal years beginning before July 1, 2024, three
 21 dollars and fifty cents per thousand dollars of the assessed
 22 value of all taxable property in the county.
 23 b. (1) For each fiscal year beginning on or after July 1,
 24 2024, but before July 1, 2028, subject to subparagraph (3),
 25 the greater of three dollars and fifty cents per thousand

26 dollars of assessed value used to calculate taxes for general
27 county services for the budget year and the adjusted general
28 county basic levy rate, as adjusted under subparagraph (2), if
29 applicable.
30 (2) (a) If the total assessed value used to calculate
31 taxes for general county services under this paragraph for the
32 budget year exceeds one hundred three percent, but is less
33 than one hundred six percent, of the total assessed value
34 used to calculate taxes for general county services for the
35 current fiscal year, the adjusted general county basic levy

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1 rate, as previously adjusted under this subparagraph, if
2 applicable, shall be reduced to a rate per thousand dollars
3 of assessed value that is equal to one thousand multiplied
4 by the quotient of the current fiscal year's actual property
5 tax dollars certified for levy under this subsection 1 divided
6 by one hundred two percent of the total assessed value used
7 to calculate such taxes for the current fiscal year. For
8 the budget year beginning July 1, 2024, only, the current
9 fiscal year's actual property tax dollars certified for levy
10 under this subsection 1 shall also include property tax dollar
11 amounts levied for general county services by the county under
12 section 331.426, Code 2023, for the fiscal year beginning July
13 1, 2023.
14 (b) If the total assessed value used to calculate taxes
15 for general county services under this paragraph for the
16 budget year is equal to or exceeds one hundred six percent of
17 the total assessed value used to calculate taxes for general
18 county services for the current fiscal year, the adjusted
19 general county basic levy rate, as previously adjusted under
20 this subparagraph, if applicable, shall be reduced to a rate
21 per thousand dollars of assessed value that is equal to one
22 thousand multiplied by the quotient of the current fiscal
23 year's actual property tax dollars certified for levy under
24 this subsection 1 divided by one hundred three percent of
25 the total assessed value used to calculate such taxes for
26 the current fiscal year. For the budget year beginning July
27 1, 2024, only, the current fiscal year's actual property tax
28 dollars certified for levy under this subsection 1 shall also
29 include property tax dollar amounts levied for general county
30 services by the county under section 331.426, Code 2023, for
31 the fiscal year beginning July 1, 2023.
32 (3) (a) (i) In addition to the limitation under
33 subparagraph (2), if the county's actual levy rate imposed
34 under this subsection 1 for the current fiscal year is three
35 dollars and fifty cents or less per thousand dollars of

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1 assessed value and the total assessed value used to calculate
2 taxes for general county services under this paragraph for the
3 budget year exceeds one hundred three percent, but is less than
4 one hundred six percent, of the total assessed value used to
5 calculate taxes for general county services for the current
6 fiscal year, the levy rate imposed under this subsection 1 for
7 the budget year shall not exceed a rate per thousand dollars
8 of assessed value that is equal to one thousand multiplied by
9 the quotient of the current fiscal year's actual property tax
10 dollars certified for levy under this subsection 1 divided by
11 one hundred two percent of the total assessed value used to
12 calculate taxes for general county services for the current
13 fiscal year.

14 (ii) For the budget year beginning July 1, 2024, only,
15 the county's actual levy rate imposed under this subsection 1
16 for the current fiscal year shall also include the amount per
17 thousand dollars of assessed value levied for general county
18 services by the county under section 331.426, Code 2023, for
19 the fiscal year beginning July 1, 2023, and the current fiscal
20 year's actual property tax dollars certified for levy under
21 this subsection 1 shall also include amounts levied for general
22 county services by the county under section 331.426, Code 2023,
23 for the fiscal year beginning July 1, 2023.

24 (b) (i) In addition to the limitation under subparagraph
25 (2), if the county's actual levy rate imposed under this
26 subsection 1 for the current fiscal year is three dollars and
27 fifty cents or less per thousand dollars of assessed value and
28 the total assessed value used to calculate taxes for general
29 county services under this paragraph for the budget year is
30 equal to or exceeds one hundred six percent of the total
31 assessed value used to calculate taxes for general county
32 services for the current fiscal year, the levy rate imposed
33 under this subsection 1 for the budget year shall not exceed a
34 rate per thousand dollars of assessed value that is equal to
35 one thousand multiplied by the quotient of the current fiscal

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1 year's actual property tax dollars certified for levy under
2 this subsection 1 divided by one hundred three percent of the
3 total assessed value used to calculate taxes for general county
4 services for the current fiscal year.

5 (ii) For the budget year beginning July 1, 2024, only,
6 the county's actual levy rate imposed under this subsection 1
7 for the current fiscal year shall also include the amount per
8 thousand dollars of assessed value levied for general county
9 services by the county under section 331.426, Code 2023, for
10 the fiscal year beginning July 1, 2023, and the current fiscal
11 year's actual property tax dollars certified for levy under
12 this subsection 1 shall also include amounts levied for general

13 county services by the county under section 331.426, Code 2023,
14 for the fiscal year beginning July 1, 2023.
15 (4) Subject to adjustment under subparagraph (2), for
16 purposes of this paragraph, “adjusted general county basic
17 levy rate” means a levy rate per thousand dollars of assessed
18 value equal to the sum of three dollars and fifty cents plus
19 the amount per thousand dollars of assessed value levied for
20 general county services by the county under section 331.426,
21 Code 2023, for the fiscal year beginning July 1, 2023.
22 c. For each fiscal year beginning on or after July 1, 2028,
23 three dollars and fifty cents per thousand dollars of assessed
24 value.
25 2. For rural county services, on all taxable property in the
26 county outside of incorporated city areas:
27 a. For fiscal years beginning before July 1, 2024, three
28 dollars and ninety-five cents per thousand dollars of the
29 assessed value of taxable property in the county outside of
30 incorporated city areas.
31 b. (1) For each fiscal year beginning on or after July 1,
32 2024, but before July 1, 2028, subject to subparagraph (3), the
33 greater of three dollars and ninety-five cents per thousand
34 dollars of assessed value used to calculate taxes for rural
35 county services for the budget year and the adjusted rural

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1 county basic levy rate, as adjusted under subparagraph (2), if
2 applicable.
3 (2) (a) If the total assessed value used to calculate
4 taxes for rural county services under this paragraph for the
5 budget year exceeds one hundred three percent, but is less
6 than one hundred six percent, of the total assessed value
7 used to calculate taxes for rural county services for the
8 current fiscal year, the adjusted rural county basic levy
9 rate, as previously adjusted under this subparagraph, if
10 applicable, shall be reduced to a rate per thousand dollars
11 of assessed value that is equal to one thousand multiplied
12 by the quotient of the current fiscal year’s actual property
13 tax dollars certified for levy under this subsection 2 divided
14 by one hundred two percent of the total assessed value used
15 to calculate such taxes for the current fiscal year. For
16 the budget year beginning July 1, 2024, only, the current
17 fiscal year’s actual property tax dollars certified for levy
18 under this subsection 2 shall also include property tax dollar
19 amounts levied for rural county services by the county under
20 section 331.426, Code 2023, for the fiscal year beginning July
21 1, 2023.
22 (b) If the total assessed value used to calculate taxes
23 for rural county services under this paragraph for the budget
24 year is equal to or exceeds one hundred six percent of the
25 total assessed value used to calculate taxes for rural county
26 services for the current fiscal year, the adjusted rural

27 county basic levy rate, as previously adjusted under this
28 subparagraph, if applicable, shall be reduced to a rate
29 per thousand dollars of assessed value that is equal to one
30 thousand multiplied by the quotient of the current fiscal
31 year's actual property tax dollars certified for levy under
32 this subsection 2 divided by one hundred three percent of
33 the total assessed value used to calculate such taxes for
34 the current fiscal year. For the budget year beginning July
35 1, 2024, only, the current fiscal year's actual property tax

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1 dollars certified for levy under this subsection 2 shall also
2 include property tax dollar amounts levied for rural county
3 services by the county under section 331.426, Code 2023, for
4 the fiscal year beginning July 1, 2023.
5 (3) (a) (i) In addition to the limitation under
6 subparagraph (2), if the county's actual levy rate imposed
7 under this paragraph for the current fiscal year is three
8 dollars and ninety-five cents or less per thousand dollars of
9 assessed value and the total assessed value used to calculate
10 taxes for rural county services under this paragraph for the
11 budget year exceeds one hundred three percent, but is less
12 than one hundred six percent, of the total assessed value used
13 to calculate taxes for rural county services for the current
14 fiscal year, the levy rate imposed under this subsection 2 for
15 the budget year shall not exceed a rate per thousand dollars
16 of assessed value that is equal to one thousand multiplied by
17 the quotient of the current fiscal year's actual property tax
18 dollars certified for levy under this subsection 2 divided by
19 one hundred two of the total assessed value used to calculate
20 taxes for rural county services for the current fiscal year.
21 (ii) For the budget year beginning July 1, 2024, only,
22 the county's actual levy rate imposed under this subsection
23 2 for the current fiscal year shall also include the amount
24 per thousand dollars of assessed value levied for rural county
25 services by the county under section 331.426, Code 2023, for
26 the fiscal year beginning July 1, 2023, and the current fiscal
27 year's actual property tax dollars certified for levy under
28 this subsection 2 shall also include amounts levied for rural
29 county services by the county under section 331.426, Code 2023,
30 for the fiscal year beginning July 1, 2023.
31 (b) (i) In addition to the limitation under subparagraph
32 (2), if the county's actual levy rate imposed under this
33 subsection 2 for the current fiscal year is three dollars and
34 ninety-five cents or less per thousand dollars of assessed
35 value and the total assessed value used to calculate taxes

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1 for rural county services under this paragraph for the budget
2 year is equal to or exceeds one hundred six percent of the
3 total assessed value used to calculate taxes for rural county
4 services for the current fiscal year, the levy rate imposed
5 under this subsection 2 for the budget year shall not exceed
6 a rate per thousand dollars of assessed value that is equal
7 to one thousand multiplied by the quotient of the current
8 fiscal year's actual property tax dollars certified for levy
9 under this subsection 2 divided by one hundred three of the
10 total assessed value used to calculate taxes for rural county
11 services for the current fiscal year.
12 (ii) For the budget year beginning July 1, 2024, only,
13 the county's actual levy rate imposed under this subsection
14 2 for the current fiscal year shall also include the amount
15 per thousand dollars of assessed value levied for rural county
16 services by the county under section 331.426, Code 2023, for
17 the fiscal year beginning July 1, 2023, and the current fiscal
18 year's actual property tax dollars certified for levy under
19 this subsection 2 shall also include amounts levied for rural
20 county services by the county under section 331.426, Code 2023,
21 for the fiscal year beginning July 1, 2023.
22 (4) Subject to adjustment under subparagraph (2), for
23 purposes of this paragraph, "adjusted rural county basic levy
24 rate" means a levy rate per thousand dollars of assessed value
25 equal to the sum of three dollars and ninety-five cents plus
26 the amount per thousand dollars of assessed value levied for
27 rural county services by the county under section 331.426, Code
28 2023, for the fiscal year beginning July 1, 2023.
29 c. For each fiscal year beginning on or after July 1, 2028,
30 three dollars and ninety-five cents per thousand dollars of
31 assessed value.
32 3. For purposes of this section:
33 a. "Budget year" is the fiscal year beginning during the
34 calendar year in which a budget is certified.
35 b. "Current fiscal year" is the fiscal year ending during

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1 the calendar year in which a budget for the budget year is
2 certified.
3 Sec. 3. Section 331.424, unnumbered paragraph 1, Code 2023,
4 is amended to read as follows:
5 To the extent that the basic levies under section 331.423
6 are insufficient to meet the county's needs for the following
7 services, the board may certify supplemental levies as follows:
8 Sec. 4. Section 331.425, unnumbered paragraph 1, Code 2023,
9 is amended to read as follows:
10 The board may certify an addition to a levy in excess
11 of the amounts otherwise permitted under sections 331.423,
12 and 331.424, and 331.426 if the proposition to certify an

13 addition to a levy has been submitted at a special levy
14 election and received a favorable majority of the votes cast
15 on the proposition. A special levy election is subject to the
16 following:
17 Sec. 5. Section 331.425, Code 2023, is amended by adding the
18 following new subsection:
19 **NEW SUBSECTION.** 6. *a.* If the addition to a levy approved
20 under this section is due to unusual circumstances resulting
21 from the following, the duration of such approval at election
22 shall not exceed the following period of years:
23 (1) Unusual problems relating to major new functions
24 required by state law, three years.
25 (2) Unusual need for a new program which will provide
26 substantial benefit to county residents, if the county
27 establishes the need and the amount of necessary increased
28 cost, one year.
29 *b.* For an election to approve an addition to a levy for a
30 reason specified in paragraph “*a*” or as the result of a natural
31 disaster, the ballot shall include a statement of the major
32 reasons for the difference between the proposed basic tax rate
33 and the maximum basic tax rate, including a description of the
34 major new functions required by state law and the specific
35 new costs to the county to implement the new functions, a

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1 description of the new program that will provide substantial
2 benefits to county residents and specific new costs to the
3 county for the program, or the conditions and damage resulting
4 from the natural disaster that the county must remedy.
5 Sec. 6. Section 331.434, unnumbered paragraph 1, Code 2023,
6 is amended to read as follows:
7 Annually, the board of each county, subject to section
8 331.403, subsection 4, sections 331.423 through ~~331.426~~
9 331.425, section 331.433A, and other applicable state law,
10 shall prepare and adopt a budget, certify taxes, and provide
11 appropriations as follows:
12 Sec. 7. Section 331.435, subsection 1, Code 2023, is amended
13 to read as follows:
14 1. The board may amend the adopted county budget, subject to
15 sections 331.423 through ~~331.426~~ 331.425 and other applicable
16 state law, to permit increases in any class of proposed
17 expenditures contained in the budget summary published under
18 section 331.434, subsection 3.
19 Sec. 8. Section 331.441, subsection 2, paragraph c,
20 subparagraph (11), Code 2023, is amended by striking the
21 subparagraph.
22 Sec. 9. **REPEAL.** Section 331.426, Code 2023, is repealed.
23 Sec. 10. **APPLICABILITY.** This division of this Act applies
24 to taxes and budgets for fiscal years beginning on or after
25 July 1, 2024.
26

CITY PROPERTY TAXES AND BUDGETS

Sec. 11. Section 24.48, subsection 5, Code 2023, is amended by adding the following new paragraph:
NEW PARAGRAPH. c. For budgets for fiscal years beginning on or after July 1, 2024, if the political subdivision is a city, a suspension of the statutory property tax levy limitations under this section shall only be approved by the state appeal board in the event of a natural disaster or under the reasons specified in subsection 1, paragraph “c” or “f”.

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Sec. 12. Section 28M.5, subsection 1, Code 2023, is amended to read as follows:

1. The commission, with the approval of the board of supervisors of participating counties and the city council of participating cities in the chapter 28E agreement, may levy annually a tax not to exceed ninety-five cents per thousand dollars of the assessed value of all taxable property in a regional transit district to the extent provided in this section. The chapter 28E agreement may authorize the commission to levy the tax at different rates within the participating cities and counties in amounts sufficient to meet the revenue responsibilities of such cities and counties as allocated in the budget adopted by the commission. However, for a city participating in a regional transit district, the total of all the tax levies imposed in the city pursuant to section 384.12, subsection 1, and this section shall not exceed the aggregate of ninety-five cents per thousand dollars of the assessed value of all taxable property in the participating city.

Sec. 13. Section 37.8, Code 2023, is amended to read as follows:

37.8 Levy for Cost of development, operation, and maintenance.

For the development, operation, and maintenance of a building or monument constructed, purchased, or donated under this chapter, a city may ~~levy a tax not to exceed eighty one cents per thousand dollars of assessed value on all the taxable property within the city, as provided in section 384.12, subsection 2~~ utilize taxes levied under section 384.1.

Sec. 14. Section 384.1, Code 2023, is amended to read as follows:

384.1 Taxes certified.

1. A city may certify taxes to be levied by the county on all taxable property within the city limits, for all city government purposes. ~~However, the~~

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1 2. Notwithstanding subsection 3, the tax levied by a
2 city on tracts of land and improvements thereon used and
3 assessed for agricultural or horticultural purposes, shall
4 not exceed three dollars and three-eighths cents per thousand
5 dollars of assessed value in any fiscal year. Improvements
6 located on such tracts of land and not used for agricultural
7 or horticultural purposes and all residential dwellings are
8 subject to the same rate of tax levied by the city on all other
9 taxable property within the city. ~~A~~
10 3. a. For fiscal years beginning before July 1, 2024, a
11 city's tax levy for the general fund shall not exceed eight
12 dollars and ten cents per thousand dollars of ~~taxable~~ assessed
13 value used to calculate taxes in any ~~tax~~ fiscal year, except
14 for the levies authorized in section 384.12.
15 b. Subject to adjustment under paragraph "c", subparagraph
16 (2), for purposes of this subsection, "adjusted city general
17 fund levy rate" means a levy rate per thousand dollars of
18 assessed value equal to the sum of eight dollars and ten cents
19 per thousand dollars of assessed value plus the sum of the
20 following for the city, as applicable:
21 (1) The amount per thousand dollars of assessed value levied
22 by or on behalf of the city under section 384.8, Code 2023, for
23 the fiscal year beginning July 1, 2023.
24 (2) The total amount per thousand dollars of assessed
25 value levied by or on behalf of the city under section 384.12,
26 subsections 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 15, 16, and
27 20, Code 2023, for the fiscal year beginning July 1, 2023.
28 (3) The amount per thousand dollars of assessed value levied
29 by the city under section 24.48, Code 2023, for the fiscal year
30 beginning July 1, 2023.
31 c. (1) For each fiscal year beginning on or after July 1,
32 2024, but before July 1, 2028, subject to subparagraph (3),
33 a city's tax levy for the general fund, except for levies
34 authorized in section 384.12, shall not exceed in any tax year
35 the greater of eight dollars and ten cents per thousand dollars

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1 of assessed value used to calculate taxes for the budget year
2 and the adjusted city general fund levy rate, as adjusted under
3 subparagraph (2), if applicable.
4 (2) (a) If the total assessed value used to calculate taxes
5 under this paragraph for the budget year exceeds one hundred
6 three percent, but is less than one hundred six percent,
7 of the total assessed value used to calculate taxes under
8 this subsection for the current fiscal year, the adjusted
9 city general fund levy rate, as previously adjusted under
10 this subparagraph, if applicable, shall be reduced to a rate
11 per thousand dollars of assessed value that is equal to one
12 thousand multiplied by the quotient of the current fiscal

13 year's actual property tax dollars certified for levy under
14 this subsection divided by one hundred two percent of the total
15 assessed value used to calculate such taxes for the current
16 fiscal year. For the budget year beginning July 1, 2024, only,
17 the current fiscal year's actual property tax dollars certified
18 for levy under this subsection shall also include property
19 tax dollar amounts levied under the provisions specified in
20 paragraph "b", subparagraphs (1), (2), and (3).
21 (b) If the total assessed value used to calculate taxes
22 under this paragraph for the budget year is equal to or exceeds
23 one hundred six percent of the total assessed value used to
24 calculate taxes under this subsection for the current fiscal
25 year, the adjusted city general fund levy rate, as previously
26 adjusted under this subparagraph, if applicable, shall be
27 reduced to a rate per thousand dollars of assessed value that
28 is equal to one thousand multiplied by the quotient of the
29 current fiscal year's actual property tax dollars certified for
30 levy under this subsection divided by one hundred three percent
31 of the total assessed value used to calculate such taxes for
32 the current fiscal year. For the budget year beginning July
33 1, 2024, only, the current fiscal year's actual property tax
34 dollars certified for levy under this subsection shall also
35 include property tax dollar amounts levied under the provisions

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1 specified in paragraph "b", subparagraphs (1), (2), and (3).
2 (3) (a) (i) In addition to the limitation under
3 subparagraph (2), if the city's actual levy rate imposed
4 under this subsection for the current fiscal year is eight
5 dollars and ten cents or less per thousand dollars of assessed
6 value and the total assessed value used to calculate taxes
7 under this paragraph for the budget year exceeds one hundred
8 three percent, but is less than one hundred six percent, of
9 the total assessed value used to calculate taxes under this
10 subsection for the current fiscal year, the levy rate imposed
11 under this paragraph for the budget year shall not exceed a
12 rate per thousand dollars of assessed value that is equal to
13 one thousand multiplied by the quotient of the current fiscal
14 year's actual property tax dollars certified for levy under
15 this subsection divided by one hundred two percent of the total
16 assessed value used to calculate taxes under this subsection
17 for the current fiscal year.
18 (ii) For the budget year beginning July 1, 2024, only, the
19 city's actual levy rate imposed under this subsection for the
20 current fiscal year shall also include the sum of the amounts
21 per thousand dollars of assessed value specified in paragraph
22 "b", subparagraphs (1), (2), and (3), and the current fiscal
23 year's actual property tax dollars certified for levy under
24 this subsection shall also include property tax dollar amounts
25 levied by the city under the provisions specified in paragraph
26 "b", subparagraphs (1), (2), and (3).

(b) (i) In addition to the limitation under subparagraph (2), if the city's actual levy rate imposed under this subsection for the current fiscal year is eight dollars and ten cents or less per thousand dollars of assessed value and the total assessed value used to calculate taxes under this paragraph for the budget year is equal to or exceeds one hundred six percent of the total assessed value used to calculate taxes under this subsection for the current fiscal year, the levy rate imposed under this paragraph for the budget

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year shall not exceed a rate per thousand dollars of assessed value that is equal to one thousand multiplied by the quotient of the current fiscal year's actual property tax dollars certified for levy under this subsection divided by one hundred three percent of the total assessed value used to calculate taxes under this subsection for the current fiscal year.

(ii) For the budget year beginning July 1, 2024, only, the city's actual levy rate imposed under this subsection for the current fiscal year shall also include the sum of the amounts per thousand dollars of assessed value specified in paragraph "b", subparagraphs (1), (2), and (3), and the current fiscal year's actual property tax dollars certified for levy under this subsection shall also include property tax dollar amounts levied by the city under the provisions specified in paragraph "b", subparagraphs (1), (2), and (3).

d. For each fiscal year beginning on or after July 1, 2028, a city's tax levy rate for the general fund, except for levies authorized in section 384.12, shall not exceed eight dollars and ten cents per thousand dollars of assessed value used to calculate taxes in any fiscal year.

4. For purposes of this section:

a. "Budget year" is the fiscal year beginning during the calendar year in which a budget is certified.

b. "Current fiscal year" is the fiscal year ending during the calendar year in which a budget for the budget year is certified.

Sec. 15. Section 384.12, Code 2023, is amended to read as follows:

384.12 Additional taxes.

A city may certify, for the general fund levy, taxes which are not subject to the limit provided in section 384.1, and which are in addition to any other moneys the city may wish to spend for such purposes, as follows:

~~1. A tax not to exceed thirteen and one-half cents per thousand dollars of assessed value for the support of~~

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- 1 instrumental or vocal musical groups, one or more organizations
2 which have tax exempt status under section 501(c)(3) of
3 the Internal Revenue Code and are organized and operated
4 exclusively for artistic and cultural purposes, or any of these
5 purposes, subject to the following:
- 6 a. Upon receipt of a petition valid under the provisions of
7 section 362.4, the council shall submit to the voters at the
8 next regular city election the question of whether a tax shall
9 be levied.
- 10 b. If a majority approves the levy, it may be imposed.
- 11 c. The levy can be eliminated by the same procedure of
12 petition and election.
- 13 d. A tax authorized by an election held prior to the
14 effective date of the city code may be continued until
15 eliminated by the council, or by petition and election.
- 16 2. A tax not to exceed eighty one cents per thousand dollars
17 of assessed value for development, operation, and maintenance
18 of a memorial building or monument, subject to the provisions
19 of subsection 1.
- 20 3. A tax not to exceed thirteen and one half cents per
21 thousand dollars of assessed value for support of a symphony
22 orchestra, subject to the provisions of subsection 1.
- 23 4. A tax not to exceed twenty seven cents per thousand
24 dollars of assessed value for the operation of cultural and
25 scientific facilities, subject to the provisions of subsection
26 1, except that the question may be submitted on the council's
27 own motion.
- 28 5. A tax to aid in the construction of a county bridge,
29 subject to the provisions of subsection 1, except that the
30 question must be submitted at a special election. The expense
31 of a special election under this subsection must be paid by the
32 county. The notice of the special election must include full
33 details of the proposal, including the location of the proposed
34 bridge, the rate of tax to be levied, and all other conditions.
- 35 6. A tax to aid a company incorporated under the laws of

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- 1 this state in the construction of a highway or combination
2 bridge across any navigable boundary river of this state,
3 commencing or terminating in the city and suitable for use
4 as highway, or for both highway and railway purposes. This
5 tax levy is subject to the provisions of subsections 1 and 5.
6 The levy is limited to one dollar and thirty five cents per
7 thousand dollars of the assessed value of taxable property in
8 the city. The estimated cost of the bridge must be at least
9 ten thousand dollars, and the city aid may not exceed one half
10 of the estimated cost. The notice of the special election
11 must include the name of the corporation to be aided, and all
12 conditions required of the corporation. Tax moneys received

13 for this purpose may not be paid over by the county treasurer
14 until the city has filed a statement that the corporation has
15 complied with all conditions.
16 7. If a tax has been voted for aid of a bridge under
17 subsection 6, a further tax may be voted for the purpose of
18 purchasing the bridge, subject to the provisions of subsection
19 1. The levy under this subsection is limited to three dollars
20 and thirty-seven and one-half cents per thousand dollars of the
21 assessed value of the taxable property in the city, payable in
22 not less than ten annual installments.
23 8. A tax for the purpose of carrying out the terms of a
24 contract for the use of a bridge by a city situated on a river
25 over which a bridge has been built. The tax may not exceed
26 sixty-seven and one-half cents per thousand dollars of assessed
27 value each year.
28 9. A tax for aid to a public transportation company,
29 subject to the procedure provided in subsection 1, except the
30 question must be submitted at a special election. The levy is
31 limited to three and three eighths cents per thousand dollars
32 of assessed value. In addition to any other conditions the
33 following requirements must be met before moneys received for
34 this purpose may be paid over by the county treasurer:
35 a. The public transportation company shall provide the city

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1 with copies of state and federal income tax returns for the
2 five years preceding the year for which payment is contemplated
3 or for such lesser period of time as the company has been in
4 operation.
5 b. The city shall, in any given year, be authorized to pay
6 over only such sums as will yield not to exceed two percent
7 of the public transportation company's investment as the same
8 is valued in its tax depreciation schedule, provided that
9 corporate profits and losses for the five preceding years or
10 for such lesser period of time as the company has been in
11 operation shall not average in excess of a two percent net
12 return. Taxes levied under this subsection may not be used to
13 subsidize losses incurred prior to the election required by
14 this subsection.
15 10. 1. A tax for the operation and maintenance of a
16 municipal transit system or for operation and maintenance of a
17 regional transit district, and for the creation of a reserve
18 fund for the system or district, in an amount not to exceed
19 ninety-five cents per thousand dollars of assessed value each
20 year, when the revenues from the transit system or district are
21 insufficient for such purposes.
22 11. If a city has entered into a lease of a building or
23 complex of buildings to be operated as a civic center, a tax
24 sufficient to pay the installments of rent and for maintenance,
25 insurance and taxes not included in the lease rental payments.
26 12. A tax not to exceed thirteen and one-half cents per

~~27 thousand dollars of assessed value each year for operating and~~
~~28 maintaining a civic center owned by a city.~~
29 ~~13. A tax not to exceed six and three fourths cents per~~
30 ~~thousand dollars of assessed value for planning a sanitary~~
31 ~~disposal project.~~
32 ~~14. 2. A tax not to exceed twenty-seven cents per thousand~~
33 ~~dollars of assessed value each year for an aviation authority~~
34 ~~as provided in section 330A.15.~~
35 ~~15. A tax not to exceed six and three fourths cents per~~

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~~1 thousand dollars of assessed value each year for a levee~~
~~2 improvement fund in special charter cities as provided in~~
3 ~~section 420.155.~~
4 ~~16. A tax not to exceed twenty and one half cents per~~
5 ~~thousand dollars of assessed value each year to maintain an~~
6 ~~institution received by gift or devise, subject to an election~~
7 ~~as required under subsection 1.~~
8 ~~17. 3. A tax to pay the premium costs on tort liability~~
9 ~~insurance, property insurance, and any other insurance that~~
10 ~~may be necessary in the operation of the city, the costs of a~~
11 ~~self-insurance program, the costs of a local government risk~~
12 ~~pool and amounts payable under any insurance agreements to~~
13 ~~provide or procure such insurance, self-insurance program, or~~
14 ~~local government risk pool.~~
15 ~~18. A tax to fund an emergency medical services district~~
16 ~~under chapter 357G.~~
17 ~~19. 4. A tax that exceeds any tax levy limit within this~~
18 ~~chapter, provided the question has been submitted at a special~~
19 ~~levy election and received a simple majority of the votes cast~~
20 ~~on the proposition to authorize the enumerated levy limit to be~~
21 ~~exceeded for the proposed budget year.~~
22 ~~a. The election may be held as specified in this subsection~~
23 ~~if notice is given by the city council, not later than~~
24 ~~forty-six days before the first Tuesday in March, to the county~~
25 ~~commissioner of elections that the election is to be held.~~
26 ~~b. An election under this subsection shall be held on~~
27 ~~the first Tuesday in March and be conducted by the county~~
28 ~~commissioner of elections in accordance with the law.~~
29 ~~c. The ballot question shall be in substantially the~~
30 ~~following form:~~
31 ~~WHICH TAX LEVY SHALL BE ADOPTED FOR THE CITY OF?~~
32 ~~(Vote for only one of the following choices.)~~
33 ~~CHANGE LEVY AMOUNT ...~~
34 ~~Add to the existing levy amount a tax for the purpose of~~
35 ~~..... (state purpose of proposed levy) at a rate of ...~~

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- 1 (rate) which will provide an additional \$.... (amount).
2 KEEP CURRENT LEVY ...
3 Continue under the current maximum rate of ..., providing
4 \$.... (amount).
5 d. The commissioner of elections conducting the election
6 shall notify the city officials and other county auditors where
7 applicable, of the results within two days of the canvass which
8 shall be held on the second day that is not a holiday following
9 the special levy election, and beginning no earlier than 1:00
10 p.m. on that day.
11 e. Notice of the election shall be published twice in
12 accordance with the provisions of section 362.3, except that
13 the first such notice shall be given at least two weeks before
14 the election.
15 f. The cost of the election shall be borne by the city.
16 g. The election provisions of this subsection shall
17 supersede other provisions for elections only to the extent
18 necessary to comply with the provisions of this subsection.
19 h. The provisions of this subsection apply to all cities,
20 however organized, including special charter cities which may
21 adopt ordinances where necessary to carry out these provisions.
22 i. The council shall certify the city's budget with the tax
23 askings not exceeding the amount approved by the special levy
24 election.
25 ~~20. A tax not to exceed twenty seven cents per thousand~~
26 ~~dollars of assessed value for support of a public library,~~
27 ~~subject to petition and referendum requirements of subsection~~
28 ~~1, except that if a majority approves the levy, it shall be~~
29 ~~imposed.~~
30 ~~21. 5.~~ A tax for the support of a local emergency
31 management commission established pursuant to chapter 29C.
32 Sec. 16. Section 384.24, subsection 4, paragraph i, Code
33 2023, is amended by striking the paragraph.
34 Sec. 17. Section 384.110, Code 2023, is amended to read as
35 follows:

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- 1 **384.110 Insurance, self-insurance, and risk pooling funds.**
2 A city may credit funds to a fund or funds for the purposes
3 authorized by section 364.4, subsection 5; section 384.12,
4 subsection ~~17 3;~~ or section 384.24, subsection 3, paragraph "s".
5 Moneys credited to the fund or funds, and interest earned on
6 such moneys, shall remain in the fund or funds until expended
7 for purposes authorized by section 364.4, subsection 5; section
8 384.12, subsection ~~17 3;~~ or section 384.24, subsection 3,
9 paragraph "s".
10 Sec. 18. REPEAL. Section 384.8, Code 2023, is repealed.
11 Sec. 19. APPLICABILITY. This division of this Act applies
12 to taxes and budgets for fiscal years beginning on or after

13 July 1, 2024.

14

DIVISION III

15 PUBLIC EDUCATION AND RECREATION TAX LEVY

16 Sec. 20. Section 300.2, Code 2023, is amended by adding the
17 following new subsection:

18 NEW SUBSECTION. 4. A levy under this chapter shall not be
19 approved by the voters on or after the effective date of this
20 division of this Act.

21 Sec. 21. EFFECTIVE DATE. This division of this Act, being
22 deemed of immediate importance, takes effect upon enactment.

23

DIVISION IV

24 COUNTY SHERIFF FEE REPORT

25 Sec. 22. Section 331.655, subsection 5, Code 2023, is
26 amended by striking the subsection.

27

DIVISION V

28 HOMESTEAD PROPERTY TAX CREDIT

29 Sec. 23. Section 2.48, subsection 3, paragraph f,
30 subparagraph (1), Code 2023, is amended to read as follows:

31 (1) The homestead tax exemption and credit under chapter
32 425.

33 Sec. 24. Section 25B.7, subsection 2, paragraph a, Code
34 2023, is amended to read as follows:

35 a. Homestead tax credit pursuant to ~~sections~~ section 425.1.

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1 sections 425.2 through 425.13, and section 425.15.

2 Sec. 25. Section 103.22, subsection 7, Code 2023, is amended
3 to read as follows:

4 7. Prohibit an owner of property from performing work on the
5 owner's principal residence, if such residence is an existing
6 dwelling rather than new construction and is not an apartment
7 that is attached to any other apartment or building, as those
8 terms are defined in section 499B.2, and is not larger than a
9 single-family dwelling, or require such owner to be licensed
10 under this chapter. In order to qualify for inapplicability
11 pursuant to this subsection, a residence shall qualify for the
12 homestead tax exemption credit.

13 Sec. 26. Section 105.11, subsection 3, Code 2023, is amended
14 to read as follows:

15 3. Prohibit an owner of property from performing work on the
16 owner's principal residence, if such residence is an existing
17 dwelling rather than new construction and is not larger than a
18 single-family dwelling, or farm property, excluding commercial
19 or industrial installations or installations in public use
20 buildings or facilities, or require such owner to be licensed
21 under this chapter. In order to qualify for inapplicability
22 pursuant to this subsection, a residence shall qualify for the
23 homestead tax exemption credit.

24 Sec. 27. Section 331.401, subsection 1, paragraphs e and f,
25 Code 2023, are amended to read as follows:

26 e. Adopt resolutions authorizing the county assessor

27 to provide forms for homestead tax exemption and credit
28 claimants as provided in section 425.2 and military service tax
29 exemptions as provided in section 426A.14.
30 *f.* Examine and allow or disallow claims for homestead tax
31 exemption and credit in accordance with section 425.3 and
32 claims for military service tax exemption in accordance with
33 chapter 426A. The board, by a single resolution, may allow or
34 disallow the exemptions recommended by the assessor.
35 Sec. 28. Section 331.512, subsection 3, Code 2023, is

Page 22

1 amended to read as follows:
2 3. Carry out duties relating to the homestead tax exemption
3 and credit and agricultural land tax credit as provided in
4 chapters 425 and 426.
5 Sec. 29. Section 331.559, subsection 12, Code 2023, is
6 amended to read as follows:
7 12. Carry out duties relating to the administration of
8 the homestead tax exemption and credit and other credits as
9 provided in sections 425.4, 425.5, 425.7, 425.9, 425.10, and
10 425.25.
11 Sec. 30. **NEW SECTION. 425.1A Homestead tax exemption.**
12 1. The following exemptions from taxation shall be allowed
13 in addition to the homestead credit for an owner that has
14 attained the age of sixty-five years by January 1 of the
15 assessment year:
16 *a.* For the assessment year beginning January 1, 2023, the
17 eligible homestead, not to exceed three thousand two hundred
18 fifty dollars in taxable value.
19 *b.* For the assessment year beginning January 1, 2024, and
20 each succeeding assessment year, the eligible homestead, not to
21 exceed six thousand five hundred dollars in taxable value.
22 2. Section 25B.7, subsection 1, shall not apply to the
23 property tax exemption provided in this section.
24 Sec. 31. Section 425.2, Code 2023, is amended by adding the
25 following new subsection:
26 **NEW SUBSECTION. 3A.** The form for claiming the credit shall
27 also include the ability to claim the exemption under section
28 425.1A for qualified owners. If the claim for the homestead
29 credit is allowed, such allowance shall also include allowance
30 of the homestead exemption if the owner meets the age criteria
31 for the exemption. The homestead exemption shall be allowed
32 for successive years without further filing in the same manner
33 as the homestead credit.
34 Sec. 32. Section 425.3, subsection 4, Code 2023, is amended
35 to read as follows:

Page 23

1 4. The county auditor shall forward the claims to the board
2 of supervisors. The board shall allow or disallow the claims.
3 If the board disallows a claim, it shall send written notice,
4 by mail, to the claimant at the claimant's last known address.
5 The notice shall state the reasons for disallowing the claim
6 ~~for the credit~~. The board is not required to send notice that
7 a claim is disallowed if the claimant voluntarily withdraws the
8 claim.

9 Sec. 33. Section 425.4, Code 2023, is amended to read as
10 follows:

11 **425.4 Certification to treasurer.**

12 All claims which have been allowed by the board of
13 supervisors shall be certified on or before August 1, in each
14 year, by the county auditor to the county treasurer, which
15 certificates shall list the total amount of dollars, listed by
16 taxing district in the county, due for homestead tax exemptions
17 and credits claimed and allowed. The county treasurer shall
18 ~~forthwith, then~~ certify to the department of revenue the total
19 amount of dollars, listed by taxing district in the county, due
20 for homestead tax credits claimed and allowed.

21 Sec. 34. Section 425.6, Code 2023, is amended to read as
22 follows:

23 **425.6 Waiver by neglect.**

24 If a person fails to file a claim or to have a claim on file
25 with the assessor for the credits provided in this subchapter,
26 the person is deemed to have waived the homestead exemption
27 and credit for the year in which the person failed to file the
28 claim or to have a claim on file with the assessor.

29 Sec. 35. Section 425.7, subsection 3, Code 2023, is amended
30 to read as follows:

31 3. a. If the department of revenue determines that a claim
32 for homestead exemption and credit has been allowed by the
33 board of supervisors which is not justifiable under the law
34 and not substantiated by proper facts, the department may, at
35 any time within thirty-six months from July 1 of the year in

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1 which the claim is allowed, set aside the allowance. Notice
2 of the disallowance shall be given to the county auditor of
3 the county in which the claim has been improperly granted and
4 a written notice of the disallowance shall also be addressed
5 to the claimant at the claimant's last known address. The
6 claimant or board of supervisors may appeal to the director
7 of revenue within thirty days from the date of the notice of
8 disallowance. The director shall grant a hearing and if, upon
9 the hearing, the director determines that the disallowance was
10 incorrect, the director shall set aside the disallowance. The
11 director shall notify the claimant and the board of supervisors
12 of the result of the hearing. The claimant or the board of

13 supervisors may seek judicial review of the action of the
14 director of revenue in accordance with chapter 17A.
15 b. If a claim is disallowed by the department of revenue
16 and not appealed to the director of revenue or appealed to
17 the director of revenue and thereafter upheld upon final
18 resolution, including any judicial review, any amounts of
19 exemptions allowed and credits allowed and paid from the
20 homestead credit fund including the penalty, if any, become a
21 lien upon the property on which the exemption or credit was
22 originally granted, if still in the hands of the claimant,
23 and not in the hands of a bona fide purchaser, and any amount
24 so erroneously paid including the penalty, if any, shall be
25 collected by the county treasurer in the same manner as other
26 taxes and the collections shall be returned to the department
27 of revenue and credited to the homestead credit fund. The
28 director of revenue may institute legal proceedings against a
29 homestead credit claimant for the collection of payments made
30 on disallowed credits and the penalty, if any. If a person
31 makes a false claim or affidavit with fraudulent intent to
32 obtain the homestead exemption or credit, the person is guilty
33 of a fraudulent practice and the claim shall be disallowed
34 in full. If the credit has been paid, the amount of the
35 credit plus a penalty equal to twenty-five percent of the

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1 amount of credit plus interest, at the rate in effect under
2 section 421.7, from the time of payment shall be collected
3 by the county treasurer in the same manner as other property
4 taxes, penalty, and interest are collected and when collected
5 shall be paid to the director of revenue. If a homestead
6 exemption or credit is disallowed and the claimant failed to
7 give written notice to the assessor as required by section
8 425.2 when the property ceased to be used as a homestead by the
9 claimant, a civil penalty equal to five percent of the amount
10 of the disallowed exemption or credit is assessed against the
11 claimant.

12 Sec. 36. Section 425.9, subsections 2 and 3, Code 2023, are
13 amended to read as follows:

14 2. If any claim for exemption or credit ~~made hereunder~~
15 has been denied by the board of supervisors, and such action
16 is subsequently reversed on appeal, the exemption or credit
17 shall be allowed on the homestead involved in said appeal, and
18 the director of revenue, the county auditor, and the county
19 treasurer shall make such exemption or credit and change their
20 books and records accordingly.

21 3. In the event the appealing taxpayer has paid one or both
22 of the installments of the tax payable in the year or years in
23 question on such homestead valuation, remittance shall be made
24 to such taxpayer of the amount of such credit or exemption.

25 Sec. 37. Section 425.10, Code 2023, is amended to read as
26 follows:

27 **425.10 Reversal of allowed claim.**

28 In the event any claim is allowed, and subsequently reversed
29 on appeal, any exemption and credit made under the claim shall
30 be void. The amount of the erroneous credit shall be charged
31 against the property in question, and the director of revenue,
32 the county auditor, and the county treasurer are authorized
33 and directed to correct their books and records accordingly.
34 The amount of the erroneous credit, when collected, shall
35 be returned by the county treasurer to the homestead credit

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1 fund to be reallocated the following year as provided in this
2 subchapter. Taxes due following reversal of a claim for an
3 exemption shall be collected by the county treasurer and
4 allocated to the appropriate taxing entities.

5 Sec. 38. Section 425.11, subsection 1, paragraph d,
6 subparagraph (3), Code 2023, is amended to read as follows:

7 (3) It must not embrace more than one dwelling house, but
8 where a homestead has more than one dwelling house situated
9 thereon, the exemption and credit provided for in this
10 subchapter shall apply to the home and buildings used by the
11 owner, but shall not apply to any other dwelling house and
12 buildings appurtenant.

13 Sec. 39. Section 425.11, subsection 1, paragraph e, Code
14 2023, is amended to read as follows:

15 e. "Owner" means the person who holds the fee simple
16 title to the homestead, and in addition shall mean the person
17 occupying as a surviving spouse or the person occupying under
18 a contract of purchase which contract has been recorded in
19 the office of the county recorder of the county in which the
20 property is located; or the person occupying the homestead
21 under devise or by operation of the inheritance laws where
22 the whole interest passes or where the divided interest is
23 shared only by persons related or formerly related to each
24 other by blood, marriage or adoption; or the person occupying
25 the homestead is a shareholder of a family farm corporation
26 that owns the property; or the person occupying the homestead
27 under a deed which conveys a divided interest where the divided
28 interest is shared only by persons related or formerly related
29 to each other by blood, marriage or adoption; or where the
30 person occupying the homestead holds a life estate with the
31 reversion interest held by a nonprofit corporation organized
32 under chapter 504, provided that the holder of the life estate
33 is liable for and pays property tax on the homestead; or where
34 the person occupying the homestead holds an interest in a
35 horizontal property regime under chapter 499B, regardless

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1 of whether the underlying land committed to the horizontal
2 property regime is in fee or as a leasehold interest, provided
3 that the holder of the interest in the horizontal property
4 regime is liable for and pays property tax on the homestead;
5 or where the person occupying the homestead is a member of a
6 community land trust as defined in 42 U.S.C. §12773, regardless
7 of whether the underlying land is in fee or as a leasehold
8 interest, provided that the member of the community land trust
9 is occupying the homestead and is liable for and pays property
10 tax on the homestead. For the purpose of this subchapter,
11 the word “owner” shall be construed to mean a bona fide owner
12 and not one for the purpose only of availing the person of
13 the benefits of this subchapter. In order to qualify for the
14 homestead tax exemption and credit, evidence of ownership shall
15 be on file in the office of the clerk of the district court
16 or recorded in the office of the county recorder at the time
17 the owner files with the assessor a verified statement of the
18 homestead claimed by the owner as provided in section 425.2.
19 Sec. 40. Section 425.12, Code 2023, is amended to read as
20 follows:

21 **425.12 Indian land.**

22 Each forty acres of land, or fraction thereof, occupied by
23 a member or members of the Sac and Fox Indians in Tama county,
24 which land is held in trust by the secretary of the interior of
25 the United States for said Indians, shall be given a homestead
26 tax exemption and credit within the meaning and under the
27 provisions of this subchapter. Application for such homestead
28 tax exemption and credit shall be made to the county auditor of
29 Tama county and may be made by a representative of the tribal
30 council.

31 Sec. 41. Section 425.13, Code 2023, is amended to read as
32 follows:

33 **425.13 Conspiracy to defraud.**

34 If any two or more persons conspire and confederate together
35 with fraudulent intent to obtain the exemption or credit

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1 provided for under the terms of this subchapter by making a
2 false deed, or a false contract of purchase, they are guilty of
3 a fraudulent practice.
4 Sec. 42. Section 425.16, subsection 1, Code 2023, is amended
5 to read as follows:
6 1. In addition to the homestead tax credit allowed under
7 section 425.1, subsections 1 through 4, and the homestead
8 exemption under section 425.1A, if applicable, persons who
9 own or rent their homesteads and who meet the qualifications
10 provided in this subchapter are eligible for a property
11 tax credit for property taxes due or reimbursement of rent
12 constituting property taxes paid.

13 Sec. 43. Section 425.17, subsections 4 and 8, Code 2023, are
14 amended to read as follows:

15 4. “*Homestead*” means the dwelling owned or rented and
16 actually used as a home by the claimant during the period
17 specified in subsection 2, and so much of the land surrounding
18 it including one or more contiguous lots or tracts of land,
19 as is reasonably necessary for use of the dwelling as a home,
20 and may consist of a part of a multidwelling or multipurpose
21 building and a part of the land upon which it is built. It
22 does not include personal property except that a manufactured
23 or mobile home may be a homestead. Any dwelling or a part of
24 a multidwelling or multipurpose building which is exempt from
25 taxation, except for an exemption under section 425.1A, does
26 not qualify as a homestead under this subchapter. However,
27 solely for purposes of claimants living in a property and
28 receiving reimbursement for rent constituting property taxes
29 paid immediately before the property becomes tax exempt, and
30 continuing to live in it after it becomes tax exempt, the
31 property shall continue to be classified as a homestead.
32 A homestead must be located in this state. When a person
33 is confined in a nursing home, extended-care facility, or
34 hospital, the person shall be considered as occupying or living
35 in the person’s homestead if the person is the owner of the

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1 homestead and the person maintains the homestead and does not
2 lease, rent, or otherwise receive profits from other persons
3 for the use of the homestead.

4 8. “*Property taxes due*” means property taxes including any
5 special assessments, but exclusive of delinquent interest and
6 charges for services, due on a claimant’s homestead in this
7 state, but includes only property taxes for which the claimant
8 is liable and which will actually be paid by the claimant.
9 However, if the claimant is a person whose property taxes have
10 been suspended under sections 427.8 and 427.9, “*property taxes*
11 *due*” means property taxes including any special assessments,
12 but exclusive of delinquent interest and charges for services,
13 due on a claimant’s homestead in this state, but includes only
14 property taxes for which the claimant is liable and which
15 would have to be paid by the claimant if the payment of the
16 taxes has not been suspended pursuant to sections 427.8 and
17 427.9. “*Property taxes due*” shall be computed with no deduction
18 for any credit under this subchapter or for any homestead
19 credit allowed under ~~section 425.1~~ subchapter I. Each claim
20 shall be based upon the taxes due during the fiscal year next
21 following the base year. If a homestead is owned by two or
22 more persons as joint tenants or tenants in common, and one or
23 more persons are not members of claimant’s household, “*property*
24 *taxes due*” is that part of property taxes due on the homestead
25 which equals the ownership percentage of the claimant and the
26 claimant’s household. The county treasurer shall include with

27 the tax receipt a statement that if the owner of the property
28 is eighteen years of age or over, the person may be eligible
29 for the credit allowed under this subchapter. If a homestead
30 is an integral part of a farm, the claimant may use the total
31 property taxes due for the larger unit. If a homestead is an
32 integral part of a multidwelling or multipurpose building the
33 property taxes due for the purpose of this subsection shall be
34 prorated to reflect the portion which the value of the property
35 that the household occupies as its homestead is to the value

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1 of the entire structure. For purposes of this subsection,
2 “unit” refers to that parcel of property covered by a single tax
3 statement of which the homestead is a part.
4 Sec. 44. Section 435.26, subsection 1, paragraph a, Code
5 2023, is amended to read as follows:
6 a. A mobile home or manufactured home which is located
7 outside a manufactured home community or mobile home park shall
8 be converted to real estate by being placed on a permanent
9 foundation and shall be assessed for real estate taxes. A
10 home, after conversion to real estate, is eligible for the
11 homestead tax exemption and credit and the military service
12 tax exemption as provided in sections 425.2 and chapter 425,
13 subchapter I, and section 426A.11. A taxable mobile home or
14 manufactured home which is located outside of a manufactured
15 home community or mobile home park as of January 1, 1995, is
16 also exempt from the permanent foundation requirements of this
17 chapter until the home is relocated.
18 Sec. 45. Section 435.26A, subsection 3, Code 2023, is
19 amended to read as follows:
20 3. After the surrender of a manufactured home’s certificate
21 of title under this section, the manufactured home shall
22 continue to be taxed under section 435.22 and is not eligible
23 for the homestead tax exemption and credit or the military
24 service tax exemption and credit. A foreclosure action on a
25 manufactured home whose title has been surrendered under this
26 section shall be conducted as a real estate foreclosure. A tax
27 lien and its priority shall remain the same on a manufactured
28 home after its certificate of title has been surrendered.
29 Sec. 46. Section 499A.14, Code 2023, is amended to read as
30 follows:
31 **499A.14 Taxation.**
32 The real estate shall be taxed in the name of the
33 cooperative, and each member of the cooperative shall pay
34 that member’s proportionate share of the tax in accordance
35 with the proration formula set forth in the bylaws, and each

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1 member occupying an apartment as a residence shall receive
2 that member's proportionate homestead tax exemption and credit
3 and each veteran of the military services of the United States
4 identified as such under the laws of the state of Iowa or the
5 United States shall receive as a credit that member's veterans
6 tax benefit as prescribed by the laws of the state of Iowa.

7 Sec. 47. EXISTING HOMESTEAD CLAIMS. Homestead credit
8 claims approved under chapter 425, subchapter I, prior to and
9 valid on the effective date of this division of this Act shall
10 result in a homestead exemption under chapter 425, subchapter
11 I, as enacted in this division of this Act, without further
12 filing by the claimant if the claimant meets the criteria for
13 the exemption and the assessor has appropriate information to
14 verify such eligibility.

15 Sec. 48. EFFECTIVE DATE. This division of this Act, being
16 deemed of immediate importance, takes effect upon enactment.

17 Sec. 49. RETROACTIVE APPLICABILITY. This division of this
18 Act applies retroactively to assessment years beginning on or
19 after January 1, 2023.

20 DIVISION VI

21 MILITARY SERVICE PROPERTY TAX EXEMPTION AND CREDIT

22 Sec. 50. Section 25B.7, subsection 2, paragraph c, Code
23 2023, is amended by striking the paragraph.

24 Sec. 51. Section 426A.1A, Code 2023, is amended to read as
25 follows:

26 **426A.1A Appropriation.**

27 ~~The~~ For each fiscal year beginning before July 1, 2024,
28 there is appropriated from the general fund of the state the
29 amounts necessary to fund the credits provided under this
30 chapter.

31 Sec. 52. Section 426A.2, Code 2023, is amended to read as
32 follows:

33 **426A.2 Military service tax credit.**

34 ~~The~~ For each fiscal year beginning before July 1, 2024, the
35 moneys appropriated under section 426A.1A shall be apportioned

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1 each year so as to replace all or a portion of the tax which
2 would be due on property eligible for military service tax
3 exemption in the state, if the property were subject to
4 taxation, the amount of the credit to be not more than six
5 dollars and ninety-two cents per thousand dollars of assessed
6 value of property which would be subject to the tax, except for
7 the military service tax exemption.

8 Sec. 53. Section 426A.11, subsections 1 and 2, Code 2023,
9 are amended to read as follows:

10 1. The property, not to exceed two thousand seven hundred
11 seventy-eight dollars in taxable value for assessment years
12 beginning before January 1, 2023, of any veteran, as defined in

13 section 35.1, of World War I.

14 2. a. The property, not to exceed one thousand eight
15 hundred fifty-two dollars in taxable value for assessment years
16 beginning before January 1, 2023, of an honorably separated,
17 retired, furloughed to a reserve, placed on inactive status,
18 or discharged veteran, as defined in section 35.1, subsection
19 2, paragraph "a" or "b".

20 b. The property, not to exceed four thousand dollars in
21 taxable value for the assessment years beginning on or after
22 January 1, 2023, of an honorably separated, retired, furloughed
23 to a reserve, placed on inactive status, or discharged veteran,
24 as defined in section 35.1, subsection 2, paragraph "a" or "b".

25 Sec. 54. IMPLEMENTATION. Section 25B.7, subsection 1,
26 shall not apply to the property tax exemption provided in this
27 Act.

28 Sec. 55. EFFECTIVE DATE. This division of this Act, being
29 deemed of immediate importance, takes effect upon enactment.

30 Sec. 56. RETROACTIVE APPLICABILITY. This division of this
31 Act applies retroactively to assessment years beginning on or
32 after January 1, 2023.

33 DIVISION VII

34 PROPERTY TAX BENEFITS AND INCENTIVES

35 Sec. 57. NEW SECTION. 404.3C Assessment agreements —

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1 **commercial property.**

2 1. For revitalization areas established under this chapter
3 on or after the effective date of this division of this Act
4 and for first-year exemption applications for property located
5 in a revitalization area in existence on the effective date
6 of this division of this Act filed on or after the effective
7 date of this division of this Act, commercial property shall
8 not receive a tax exemption under this chapter unless the city
9 or county, as applicable, and the owner of the qualified real
10 estate enter into a written assessment agreement specifying a
11 minimum actual value until a specified termination date for the
12 duration of the exemption period.

13 2. *a.* The assessment agreement shall be presented to the
14 appropriate assessor. The assessor shall review the plans and
15 specifications for the improvements to be made to the property
16 and if the minimum actual value contained in the assessment
17 agreement appears to be reasonable, the assessor shall execute
18 the following certification upon the agreement:

19 The undersigned assessor, being legally responsible for the
20 assessment of the above described property upon completion of
21 the improvements to be made on it, certifies that the actual
22 value assigned to that land and improvements upon completion
23 shall not be less than \$.....

24 *b.* The assessment agreement with the certification of
25 the assessor and a copy of this subsection shall be filed in
26 the office of the county recorder of the county where the

27 property is located. Upon completion of the improvements,
28 the assessor shall value the property as required by law,
29 except that the actual value shall not be less than the minimum
30 actual value contained in the assessment agreement. This
31 subsection does not prohibit the assessor from assigning a
32 higher actual value to the property or prohibit the owner
33 from seeking administrative or legal remedies to reduce the
34 actual value assigned except that the actual value shall not
35 be reduced below the minimum actual value contained in the

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1 assessment agreement. An assessor, county auditor, board of
2 review, director of revenue, or court of this state shall not
3 reduce or order the reduction of the actual value below the
4 minimum actual value in the agreement during the term of the
5 agreement regardless of the actual value which may result from
6 the incomplete construction of improvements, destruction or
7 diminution by any cause, insured or uninsured, except in the
8 case of acquisition or reacquisition of the property by a
9 public entity. Recording of an assessment agreement complying
10 with this subsection constitutes notice of the assessment
11 agreement to a subsequent purchaser or encumbrancer of the land
12 or any part of it, whether voluntary or involuntary, and is
13 binding upon a subsequent purchaser or encumbrancer.

14 Sec. 58. NEW SECTION. **404.3D Exemptions for residential**
15 **property.**

16 For revitalization areas established under this chapter on
17 or after the effective date of this division of this Act and
18 for first-year exemption applications for property located in a
19 revitalization area in existence on the effective date of this
20 division of this Act filed on or after the effective date of
21 this division of this Act, an exemption authorized under this
22 chapter for property that is residential property shall not
23 apply to property tax levies imposed by a school district.

24 Sec. 59. **EFFECTIVE DATE.** This division of this Act takes
25 effect July 1, 2024.

26 DIVISION VIII

27 TRANSIT FUNDING

28 Sec. 60. Section 364.2, subsection 4, paragraph f,
29 subparagraph (1), subparagraph division (b), Code 2023, is
30 amended to read as follows:

31 (b) For franchise fees assessed and collected during fiscal
32 years beginning on or after July 1, ~~2013~~ 2024, ~~but before~~
33 ~~July 1, 2030~~, by a city ~~that is the subject of a judgment,~~
34 ~~court approved settlement, or court approved compromise~~
35 ~~providing for payment of restitution, a refund, or a return~~

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1 ~~described in section 384.3A, subsection 3, paragraph “j” with~~
 2 ~~a population exceeding two hundred thousand, the rate of the~~
 3 ~~franchise fee shall not exceed seven and one-half percent~~
 4 ~~of gross revenues generated from sales of the franchisee in~~
 5 ~~the city, and franchise fee amounts assessed and collected~~
 6 ~~during such fiscal years in excess of five percent of gross~~
 7 ~~revenues generated from sales shall be used solely for the~~
 8 ~~purpose specified in section 384.3A, subsection 3, paragraph~~
 9 ~~“j”. A city may assess and collect a franchise fee in excess~~
 10 ~~of five percent of gross revenues generated from the sales~~
 11 ~~of the franchisee pursuant to this subparagraph division (b)~~
 12 ~~for a period not to exceed seven consecutive fiscal years~~
 13 ~~once the franchise fee is first imposed at a rate in excess~~
 14 ~~of five percent. An ordinance increasing the franchise fee~~
 15 ~~rate to greater than five percent pursuant to this subparagraph~~
 16 ~~division (b) shall not become effective unless approved at~~
 17 ~~an election. After passage of the ordinance, the council~~
 18 ~~shall submit the proposal at a special election held on a date~~
 19 ~~specified in section 39.2, subsection 4, paragraph “b”. If a~~
 20 ~~majority of those voting on the proposal approves the proposal,~~
 21 ~~the city may proceed as proposed. The complete text of the~~
 22 ~~ordinance shall be included on the ballot and the full text~~
 23 ~~of the ordinance posted for the voters pursuant to section~~
 24 ~~52.25. All absentee voters shall receive the full text of the~~
 25 ~~ordinance along with the absentee ballot. This subparagraph~~
 26 ~~division (b) is repealed July 1, 2030.~~

27 Sec. 61. Section 384.3A, subsection 3, paragraph j, Code
 28 2023, is amended to read as follows:
 29 j. For franchise fees assessed and collected by a city in
 30 excess of five percent of gross revenues generated from sales
 31 of the franchisee within the city pursuant to section 364.2,
 32 subsection 4, paragraph “f”, subparagraph (1), subparagraph
 33 division (b), during fiscal years beginning on or after July 1,
 34 2013 2024, but before July 1, 2030, the adjustment, renewal,
 35 or extension of any part or all of the legal indebtedness of

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1 a city, whether evidenced by bonds, warrants, court approved
 2 settlements, court approved compromises, or judgments, or the
 3 funding or refunding of the same, if such legal indebtedness
 4 relates to restitution, a refund, or a return ordered by a
 5 court of competent jurisdiction for franchise fees assessed
 6 and collected by the city before June 20, 2013 solely for the
 7 reduction of property tax levies that support the operation and
 8 maintenance of a municipal transit system or a regional transit
 9 district or to maintain transportation service levels of a
 10 municipal transit system or a regional transit district. This
 11 paragraph “j” is repealed July 1, 2030.

12 Sec. 62. EFFECTIVE DATE. This division of this Act takes

13 effect July 1, 2024.

14 DIVISION IX

15 COUNTY AUDITOR VALUATION REPORTS

16 Sec. 63. Section 331.510, subsections 3 and 4, Code 2023,
17 are amended to read as follows:

18 3. An annual report not later than January 1 to the
19 department of management of the valuation by class of property
20 for each taxing district in the county on forms provided by the
21 department of management. The valuations reported shall be
22 those valuations used for determining the levy rates necessary
23 to fund the budgets of the taxing districts for the following
24 fiscal year. Each annual report under this subsection for
25 assessment years beginning on or after January 1, 2024,
26 shall distinguish such values as revaluation or other type of
27 addition to value, as defined and submitted in the assessor's
28 abstract transmitted to the department of revenue under section
29 441.45.

30 4. An annual report not later than January 1 to the
31 governing body of each taxing district in the county of the
32 assessed valuations of taxable property in the taxing district
33 as reported to the department of management. Each annual
34 report under this subsection for assessment years beginning
35 on or after January 1, 2024, shall distinguish such values as

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1 revaluation or other type of addition to value, as defined
2 and submitted in the assessor's abstract transmitted to the
3 department of revenue under section 441.45.

4 DIVISION X

5 LOCAL GOVERNMENT BUDGETS AND TAXPAYER STATEMENTS

6 Sec. 64. NEW SECTION. 24.2A Budget statements to owners
7 and taxpayers.

8 1. For purposes of this section only:

9 a. "*Budget year*" is the fiscal year beginning during the
10 calendar year in which a budget is certified.

11 b. "*Current fiscal year*" is the fiscal year ending during
12 the calendar year in which a budget for the budget year is
13 certified.

14 c. "*Effective property tax rate*" means the property tax rate
15 per one thousand dollars of assessed value and is equal to
16 one thousand multiplied by the quotient of the current fiscal
17 year's actual property tax dollars certified for levy divided
18 by the total assessed value used to calculate taxes for the
19 budget year.

20 d. "*Political subdivision*" means a school district, a
21 county, or a city.

22 2. a. On or before March 15 of each year, each political
23 subdivision shall file with the department of management a
24 report containing all necessary information for the department
25 of management to compile and calculate amounts required to be
26 included in the statements mailed under paragraph "b".

27 *b.* Not later than March 20, the county auditor, using
28 information compiled and calculated by the department of
29 management under paragraph “*a*”, shall send to each property
30 owner or taxpayer within the county by regular mail an
31 individual statement containing all of the following for
32 each of the political subdivisions comprising the owner’s or
33 taxpayer’s taxing district:
34 (1) The sum of the current fiscal year’s actual property
35 taxes certified for levy for all of the political subdivision’s

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1 levies and the combined property tax rate per one thousand
2 dollars for such tax amount for the current fiscal year.
3 (2) The combined effective property tax rate for the
4 political subdivision calculated using the sum of the current
5 fiscal year’s actual property taxes certified for levy for all
6 of the political subdivision’s levies under subparagraph (1).
7 (3) The combined amount of the proposed property tax dollars
8 to be certified for all of the political subdivision’s levies
9 for the budget year and the proposed combined property tax rate
10 per one thousand dollars for such levies.
11 (4) If the proposed property tax dollars specified
12 under subparagraph (3) exceeds the current fiscal year’s
13 actual property tax dollars certified for levy specified in
14 subparagraph (1), a detailed statement of the major reasons for
15 the increase, including the specific purposes or programs for
16 which the political subdivision is proposing an increase.
17 (5) An example comparing the amount of property taxes on
18 a residential property with an actual value of one hundred
19 thousand dollars in the current fiscal year and such amount
20 on the residential property using the proposed property
21 tax dollars for the budget year, including the percentage
22 difference in such amounts.
23 (6) An example comparing the amount of property taxes
24 on a commercial property with an actual value of one hundred
25 thousand dollars in the current fiscal year and such amount on
26 the commercial property using the proposed property tax dollars
27 for the budget year, including the percentage difference in
28 such amounts.
29 (7) The political subdivision’s percentage of total
30 property taxes certified for levy in the owner’s or taxpayer’s
31 taxing district in the current fiscal year among all taxing
32 authorities.
33 (8) The date, time, and location of the political
34 subdivision’s public hearing required under subsection 4.
35 (9) Information on how to access on the political

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1 subdivision's internet site the political subdivision's
2 statements under this section and other budget documents for
3 prior fiscal years.

4 3. The department of management shall prescribe the form
5 for the report required under subsection 2, paragraph "a", the
6 statements required to be mailed under subsection 2, paragraph
7 "b", and the public hearing notice required under subsection 4,
8 paragraph "b".

9 4. a. Each political subdivision shall set a time and
10 place for a public hearing on the political subdivision's
11 proposed property tax amount for the budget year and the
12 political subdivision's information included in the statements
13 under subsection 2. At the hearing, the governing body
14 of the political subdivision shall receive oral or written
15 testimony from any resident or property owner of the political
16 subdivision. This public hearing shall be separate from
17 any other meeting of the governing body of the political
18 subdivision, including any other meeting or public hearing
19 relating to the political subdivision's budget, and other
20 business of the political subdivision that is not related to
21 the proposed property tax amounts and the information in the
22 statements shall not be conducted at the public hearing. After
23 all testimony has been received and considered, the governing
24 body may decrease, but not increase, the proposed property tax
25 amount to be included in the political subdivision's budget.

26 b. (1) If the political subdivision is a county, notice
27 of the public hearing shall be published not less than ten
28 nor more than twenty days prior to the hearing in the county
29 newspapers selected under chapter 349.

30 (2) If the political subdivision is a city, notice of the
31 public hearing shall be published not less than ten nor more
32 than twenty days prior to the hearing in a newspaper published
33 at least once weekly and having general circulation in the
34 city. However, if the city has a population of two hundred or
35 less, publication may be made by posting in three public places

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1 in the city.

2 (3) If the political subdivision is a school district,
3 notice of the public hearing shall be published not less
4 than ten nor more than twenty days prior to the hearing in
5 a newspaper published in the school district, if any, and if
6 not, then in a newspaper of general circulation in the school
7 district.

8 c. Notice of the hearing shall also be posted and clearly
9 identified on the political subdivision's internet site
10 for public viewing beginning on the date of the newspaper
11 publication and shall be maintained on the political
12 subdivision's internet site with all such prior year notices

13 and copies of the statements mailed under subsection 2.
14 Additionally, if the political subdivision maintains a social
15 media account on one or more social media applications, the
16 public hearing notice or an electronic link to the public
17 hearing notice shall be posted on each such account on the same
18 day as the publication of the notice.

19 Sec. 65. Section 24.3, unnumbered paragraph 1, Code 2023,
20 is amended to read as follows:

21 A municipality shall not certify or levy in any fiscal year
22 any tax on property subject to taxation unless and until the
23 following estimates have been made, filed, and considered,
24 and for school districts, the individual statements have been
25 mailed and public hearings held, as provided in this chapter:

26 Sec. 66. Section 24.10, Code 2023, is amended to read as
27 follows:

28 **24.10 Levies void.**

29 The verified proof of the publication of the notice under
30 section 24.9 shall be filed in the office of the county auditor
31 and preserved by the auditor. A levy shall not be valid unless
32 and until that notice is such notices are published, mailed,
33 and filed. However, failure of an owner or taxpayer to receive
34 a statement under section 24.2A shall not invalidate a levy.

35 Sec. 67. Section 24.17, subsection 1, Code 2023, is amended

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1 to read as follows:

2 1. The local budgets of the various political subdivisions
3 shall be certified by the chairperson of the certifying
4 board or levying board, as the case may be, in duplicate to
5 the county auditor not later than ~~March 15~~ April 30 of each
6 year on forms, and pursuant to instructions, prescribed by
7 the department of management. ~~However, if the political~~
8 ~~subdivision is a county or a city, its budget shall be~~
9 ~~certified not later than March 31 of each year, and if the~~
10 ~~political subdivision is a school district, as defined in~~
11 ~~section 257.2, its budget shall be certified not later than~~
12 ~~April 15 of each year.~~

13 Sec. 68. Section 24.27, subsection 1, Code 2023, is amended
14 to read as follows:

15 1. Not later than ~~March 25, or April 10 for a county or~~
16 ~~a city, or April 25 if the municipality is a school district~~
17 May 10, a number of persons in any ~~municipality political~~
18 subdivision equal to one-fourth of one percent of those voting
19 for the office of governor, at the last general election in the
20 ~~municipality political subdivision~~, but the number shall not be
21 less than ten, and the number need not be more than one hundred
22 persons, who are affected by any proposed budget, expenditure
23 or tax levy, or by any item thereof, may appeal from any
24 decision of the certifying board or the levying board by filing
25 with the county auditor of the county in which the ~~municipal~~
26 ~~corporation~~ political subdivision is located, a written protest

27 setting forth their objections to the budget, expenditure or
28 tax levy, or to one or more items thereof, and the grounds for
29 their objections. If a budget is certified after ~~March 15, or~~
30 ~~March 31 in the case of a county or a city, or April 15 in the~~
31 ~~case of a school district~~ 30, all appeal time limits shall be
32 extended to correspond to allowances for a timely filing.

33 Sec. 69. Section 24.28, Code 2023, is amended to read as
34 follows:

35 **24.28 Hearing on protest.**

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1 The state board, within a reasonable time, shall fix a date
2 for an initial hearing on the protest and may designate a
3 deputy to hold the hearing, which shall be held in the county
4 or in one of the counties in which the ~~municipality political~~
5 ~~subdivision~~ is located. Notice of the time and place of the
6 hearing shall be given by certified mail to the appropriate
7 officials of the local government and to the first ten property
8 owners whose names appear upon the protest, at least five
9 days before the date fixed for the hearing. At all hearings,
10 the burden shall be upon the objectors with reference to any
11 proposed item in the budget which was included in the budget
12 of the previous year and which the objectors propose should
13 be reduced or excluded; but the burden shall be upon the
14 certifying board or the levying board, as the case may be,
15 to show that any new item in the budget, or any increase in
16 any item in the budget, is necessary, reasonable, and in the
17 interest of the public welfare.

18 Sec. 70. Section 24.48, subsection 4, Code 2023, is amended
19 to read as follows:

20 4. The city finance committee shall have officially
21 notified any city of its approval, modification or rejection
22 of the city's appeal of the decision of the director of the
23 department of management regarding a city's request for a
24 suspension of the statutory property tax levy limitation prior
25 to thirty-five days before ~~March 31~~ April 30.

26 Sec. 71. Section 275.29, subsection 1, Code 2023, is amended
27 to read as follows:

28 1. Between July 1 and July 20, or on a date determined by
29 agreement of the initial board and the boards of districts
30 receiving territory of the school districts affected, but not
31 later than August 30, the initial board shall meet with the
32 boards of districts receiving territory of the school districts
33 affected, for the purpose of reaching joint agreement on an
34 equitable division of the assets and an equitable distribution
35 of the liabilities of the school districts affected. In

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1 addition, if outstanding general obligation indebtedness is in
2 existence in any district, the initial board of directors of
3 the newly formed school district shall meet with the boards of
4 all school districts affected prior to April ~~15~~ 30 prior to
5 the school year the reorganization is effective to determine
6 the distribution of liability for payment of the general
7 obligation bonded indebtedness between the districts so that
8 the newly formed district may certify its budget under the
9 procedures specified in chapter 24. The boards shall consider
10 the mandatory levy required in section 76.2 and shall assure
11 the satisfaction of outstanding obligations. If a school
12 district affected by the reorganization has outstanding bonds
13 issued under section 423E.5 or 423F.4, the joint agreement
14 shall assure that the estimated revenue under section 423F.2
15 for each district to which liability for payment of such bonds
16 is assigned is sufficient for the payment of principal and
17 interest on the outstanding bonds required to be paid in the
18 budget year following reorganization.

19 Sec. 72. Section 298.2, subsection 1, paragraph b, Code
20 2023, is amended to read as follows:

21 b. For school budget years beginning on or after July 1,
22 2015, a school district may by resolution of the board of
23 directors adopted prior to April ~~15~~ 30 preceding the budget
24 year impose a physical plant and equipment levy at a rate in
25 excess of the levy rate limitations under paragraph “a” if the
26 board has refunded or refinanced a loan agreement entered into
27 under section 297.36 and such refunding or refinancing complies
28 with the maturity period authorized under section 297.36,
29 subsection 1, paragraph “c”, and results in a lower amount of
30 interest on the amount of the loan agreement. However, the
31 rate imposed by a school district under this paragraph shall
32 not exceed the rate imposed during the budget year in which
33 the loan agreement was refunded or refinanced. Authorization
34 to exceed the levy rate limitations of paragraph “a” shall
35 terminate upon the maturity of the loan agreement after

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1 refunding or refinancing. Upon adoption of the resolution
2 under this paragraph “b”, the board shall comply with the
3 requirements of section 297.36, subsection 1, paragraph “b”.
4 Sec. 73. Section 298.2, subsection 3, Code 2023, is amended
5 to read as follows:
6 3. The board of directors of a school district may certify
7 for levy by April ~~15~~ 30 of a school year a tax on all taxable
8 property in the school district for the regular physical plant
9 and equipment levy.

10 Sec. 74. Section 298.2, subsection 4, paragraph b, Code
11 2023, is amended to read as follows:

12 b. If a combination of a property tax and income surtax is

13 used, by April ~~15~~ 30 of the previous school year, the board
14 shall certify the percent of the income surtax to be imposed
15 and the amount to be raised to the department of management
16 and the department of management shall establish the rate of
17 the property tax and income surtax for the school year. The
18 physical plant and equipment property tax and income surtax
19 shall be levied or imposed, collected, and paid to the school
20 district in the manner provided for the instructional support
21 program in sections 257.21 through 257.26.

22 Sec. 75. Section 298.4, subsection 1, unnumbered paragraph
23 1, Code 2023, is amended to read as follows:

24 The board of directors of a school district may certify for
25 levy by April ~~15~~ 30 of a school year, a tax on all taxable
26 property in the school district for a district management levy.
27 The revenue from the tax levied in this section shall be placed
28 in the district management levy fund of the school district.
29 The district management levy shall be expended only for the
30 following purposes:

31 Sec. 76. Section 298.10, subsection 1, Code 2023, is amended
32 to read as follows:

33 1. The board of directors of a school district may certify
34 for levy by April ~~15~~ 30 of a school year, a tax on all taxable
35 property in the school district in order to raise an amount

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1 for a necessary cash reserve for a school district's general
2 fund. The amount raised for a necessary cash reserve does not
3 increase a school district's authorized expenditures as defined
4 in section 257.7.

5 Sec. 77. Section 300.2, subsection 2, Code 2023, is amended
6 to read as follows:

7 2. If a majority of the votes cast upon the proposition is
8 in favor of the proposition, the board shall certify the amount
9 required for a fiscal year to the county board of supervisors
10 by April ~~15~~ 30 of the preceding fiscal year. The board of
11 supervisors shall levy the amount certified. The amount shall
12 be placed in the public education and recreation levy fund of
13 the district and shall be used only for the purposes specified
14 in this chapter.

15 Sec. 78. Section 303.66, subsection 2, Code 2023, is amended
16 to read as follows:

17 2. Taxes levied by the board shall be certified on or
18 before ~~the first day of March~~ April 30 to the county auditor
19 of each county where any of the property included within the
20 territorial limits of the land use district is located, and
21 shall be placed upon the tax list for the current year. The
22 county treasurer shall collect the taxes in the same manner as
23 other taxes. When delinquent, the taxes shall draw the same
24 interest and penalties as other taxes. All taxes so levied and
25 collected shall be paid over to the treasurer of the district.

26 Sec. 79. Section 309.22, subsection 1, Code 2023, is amended

27 to read as follows:

28 1. On or before ~~the fifteenth day of April~~ May 15 of
29 each year the board of supervisors, with the assistance of
30 the county engineer, shall, subject to the approval of the
31 department, adopt a secondary road construction program which
32 shall include a project accomplishment list for the next
33 fiscal year, and a project priority list for the succeeding
34 four fiscal years based upon the construction funds, local
35 secondary and farm-to-market, estimated to be available for the

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1 period. Subject to departmental approval, any project on the
2 approved priority list may be advanced to and constructed in
3 the accomplishment year and the project accomplishment list may
4 be revised due to unforeseen conditions.

5 Sec. 80. Section 331.422, unnumbered paragraph 1, Code
6 2023, is amended to read as follows:

7 Subject to this section and sections 331.423 through 331.426
8 or as otherwise provided by state law, the board of each county
9 shall certify property taxes annually at its ~~March~~ April
10 session to be levied for county purposes as follows:

11 Sec. 81. Section 331.434, unnumbered paragraph 1, Code
12 2023, is amended to read as follows:

13 Annually, the board of each county, subject to section
14 331.403, subsection 4, sections 331.423 through 331.426,
15 ~~section 331.433A, the applicable portions of chapter 24, and~~
16 other applicable state law, shall prepare and adopt a budget,
17 certify taxes, and provide appropriations as follows:

18 Sec. 82. Section 331.434, subsection 3, Code 2023, is
19 amended to read as follows:

20 3. Following, and not until, ~~adoption of the resolution~~
21 ~~under section 331.433A, the requirements of section 24.2A are~~
22 completed, the board shall set a time and place for a public
23 hearing on the budget before the final certification date and
24 shall publish notice of the hearing not less than ten nor more
25 than twenty days prior to the hearing in the county newspapers
26 selected under chapter 349. A summary of the proposed budget
27 and a description of the procedure for protesting the county
28 budget under section 331.436, in the form prescribed by the
29 director of the department of management, shall be included
30 in the notice. Proof of publication of the notice under this
31 subsection 3 ~~and a copy of the resolution adopted under section~~
32 ~~331.433A shall be filed with and preserved by the county~~
33 auditor. A levy is not valid unless and until the notice is
34 published and ~~the notice and resolution adopted under section~~
35 ~~331.433A are filed~~ individual statements under section 24.2A

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1 ~~are mailed.~~ The department of management shall prescribe the
2 form for the public hearing notice for use by counties.

3 Sec. 83. Section 331.434, subsection 5, paragraph a, Code
4 2023, is amended to read as follows:

5 a. After the hearing, the board shall adopt by resolution
6 a budget and certificate of taxes for the next fiscal year
7 and shall direct the auditor to properly certify and file the
8 budget and certificate of taxes as adopted. The board shall
9 not adopt a tax in excess of the estimate published ~~or the~~
10 ~~applicable amounts specified in the resolution adopted under~~
11 ~~section 331.433A~~, except a tax which is approved by a vote of
12 the people, and a greater tax than that adopted shall not be
13 levied or collected. A county budget and certificate of taxes
14 adopted for the following fiscal year becomes effective on the
15 first day of that year.

16 Sec. 84. Section 331.434, subsection 7, Code 2023, is
17 amended to read as follows:

18 7. Taxes levied by a county whose budget is certified after
19 ~~March 31~~ April 30 shall be limited to the prior year's budget
20 amount. However, this penalty may be waived by the director
21 of the department of management if the county demonstrates
22 that the ~~March 31~~ deadline was missed because of circumstances
23 beyond the control of the county.

24 Sec. 85. Section 331.435, subsection 2, Code 2023, is
25 amended to read as follows:

26 2. The board shall prepare and adopt a budget amendment in
27 the same manner as the original budget as provided in section
28 331.434, but excluding the requirements for ~~adoption of the~~
29 ~~resolution under section 331.433A~~ mailing individual statements
30 under section 24.2A, and the amendment is subject to protest as
31 provided in section 331.436, except that the director of the
32 department of management may by rule provide that amendments
33 of certain types or up to certain amounts may be made without
34 public hearing and without being subject to protest. A county
35 budget for the ensuing fiscal year shall be amended by May 31

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1 to allow time for a protest hearing to be held and a decision
2 rendered before June 30. An amendment of a budget after May
3 31 which is properly appealed but without adequate time for
4 hearing and decision before June 30 is void.

5 Sec. 86. Section 331.436, Code 2023, is amended to read as
6 follows:

7 **331.436 Protest.**

8 Protests to the adopted budget must be made in accordance
9 with sections 24.27 through 24.32 as if the county were the
10 municipality under those sections except that the protest must
11 be filed no later than ~~April~~ May 10 and the number of people
12 necessary to file a protest under this section shall not be

13 less than one hundred.

14 Sec. 87. Section 347.13, subsection 12, Code 2023, is
15 amended to read as follows:

16 12. Fix the amount necessary for the improvement and
17 maintenance of the hospital and for support of ambulance
18 service during the ensuing fiscal year, and certify the amount
19 to the county auditor before ~~March 15~~ April 30 of each year,
20 subject to any limitation in section 347.7.

21 Sec. 88. Section 358.18, subsection 2, as amended by 2023
22 Iowa Acts, House File 541, section 1, if enacted, is amended
23 to read as follows:

24 2. All taxes thus levied by the board of trustees shall
25 be certified by the clerk on or before ~~March 15~~ April 30 to
26 the county auditor of each county wherein any of the property
27 included within the territorial limits of the sanitary district
28 is located, and shall be placed upon the tax list for the
29 current fiscal year by the auditor or auditors. The county
30 treasurer, or treasurers, of more than one county, shall
31 collect all taxes so levied in the same manner as other taxes,
32 and when delinquent the taxes shall draw the same interest.
33 All taxes levied and collected shall be paid over by the
34 officer collecting the taxes to the treasurer of the sanitary
35 district.

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1 Sec. 89. Section 358C.14, subsection 2, Code 2023, is
2 amended to read as follows:

3 2. All taxes thus levied by the board shall be certified by
4 the clerk on or before ~~March 1~~ April 30 to the county auditor
5 of each county in which any of the property included within
6 the territorial limits of the district is located, and shall
7 be placed upon the tax list for the current fiscal year by the
8 auditor. The county treasurer of more than one county shall
9 collect all taxes so levied in the same manner as other taxes,
10 and when delinquent the taxes shall draw the same interest.
11 All taxes levied and collected shall be paid over by the
12 officer collecting the taxes to the treasurer of the district.

13 Sec. 90. Section 359.49, subsections 7 and 9, Code 2023, are
14 amended to read as follows:

15 7. After the meeting on the proposed budget, the board of
16 trustees shall adopt by resolution a budget for at least the
17 next fiscal year, and the clerk shall certify the necessary
18 tax levy for the next fiscal year to the county auditor and
19 the county board of supervisors by ~~March 15~~ April 30. The tax
20 levy certified may be less than but shall not be more than
21 the amount estimated in the proposed budget submitted at the
22 meeting. Two copies each of the detailed budget as adopted and
23 of the certified tax levy must be transmitted to the county
24 auditor by ~~March 15~~ April 30.

25 9. Taxes from a township levy shall be collected but not
26 disbursed by the county to a township until copies of the

27 township budget are transmitted to the county auditor as
28 required in subsection 7. If a township fails to certify
29 property taxes by ~~March 15~~ April 30, the amount of taxes
30 collected by the county for the township shall be the amount
31 collected for the township in the previous fiscal year to the
32 extent that it does not exceed the applicable levy rate limits
33 in this chapter. However, that amount may not exceed the
34 amount the township could collect based on property assessments
35 for the fiscal year for which the township failed to certify

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1 property taxes.

2 Sec. 91. Section 384.2, subsection 1, Code 2023, is amended
3 to read as follows:

4 1. Except as otherwise provided for special charter cities,
5 a city's fiscal year shall be as provided in section 24.2,
6 subsection 3. All city property taxes must be certified by
7 a city to the county auditor on or before ~~March 31~~ April
8 30 of each year, unless otherwise provided by state law.
9 However, municipal utilities, if not supported by taxation
10 or the proceeds of outstanding indebtedness payable from
11 taxes may, with the council's consent, choose to operate on a
12 fiscal year which is the calendar year. The receipt by the
13 utility of payments from other governmental funds for public
14 fire protection, street lighting, or other public use of the
15 utility's services shall not be deemed support by taxation.
16 After notice and hearing in the same manner as required for the
17 city's regular budget under section 384.16, the utility budget
18 must be approved by resolution of the council not later than
19 twenty days prior to the beginning of the calendar year for
20 which the budget applies.

21 Sec. 92. Section 384.16, unnumbered paragraph 1, Code 2023,
22 is amended to read as follows:

23 Annually, a city that has satisfied the requirements of
24 ~~section 384.15A and~~ section 384.22, subsection 3, and the
25 applicable portions of chapter 24, shall prepare and adopt a
26 budget, and shall certify taxes as follows:

27 Sec. 93. Section 384.16, subsections 3, 5, and 6, Code 2023,
28 are amended to read as follows:

29 3. Following, and not until, ~~adoption of the resolution~~
30 ~~under section 384.15A~~, requirements of section 24.2A are
31 completed, the council shall set a time and place for public
32 hearing on the budget before the final certification date and
33 shall publish notice of the hearing not less than ten nor more
34 than twenty days before the hearing in a newspaper published
35 at least once weekly and having general circulation in the

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1 city. However, if the city has a population of two hundred
2 or less, publication may be made by posting in three public
3 places in the city. A summary of the proposed budget and a
4 description of the procedure for protesting the city budget
5 under section 384.19, in the form prescribed by the director of
6 the department of management, shall be included in the notice.
7 Proof of publication of the notice under this subsection 3 ~~and~~
8 ~~a copy of the resolution adopted under section 384.15A~~ must be
9 filed with the county auditor. The department of management
10 shall prescribe the form for the public hearing notice for use
11 by cities.

12 5. After the hearing, the council shall adopt by resolution
13 a budget for at least the next fiscal year, and the clerk
14 shall certify the necessary tax levy for the next fiscal year
15 to the county auditor and the county board of supervisors.
16 The tax levy certified may be less than but not more than
17 the amount estimated in the proposed budget submitted at
18 the final hearing ~~or the applicable amount specified in the~~
19 ~~resolution adopted under section 384.15A~~, unless an additional
20 tax levy is approved at a city election. Two copies each of
21 the detailed budget as adopted and of the tax certificate must
22 be transmitted to the county auditor, who shall complete the
23 certificates and transmit a copy of each to the department of
24 management.

25 6. Taxes levied by a city whose budget is certified after
26 ~~March 31~~ April 30 shall be limited to the prior year's budget
27 amount. However, this penalty may be waived by the director of
28 the department of management if the city demonstrates that the
29 ~~March 31~~ deadline was missed because of circumstances beyond
30 the control of the city.

31 Sec. 94. Section 384.17, Code 2023, is amended to read as
32 follows:

33 **384.17 Levy by county.**

34 At the time required by law, the county board of supervisors
35 shall levy the taxes necessary for each city fund for the

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1 following fiscal year. The levy must be as shown in the
2 adopted city budget and as certified by the clerk, subject to
3 any changes made after a protest hearing, and any additional
4 tax rates approved at a city election. A city levy is not valid
5 until proof of publication or posting of notice of a budget
6 hearing under section 384.16, subsection 3, ~~and the notice and~~
7 ~~resolution adopted under section 384.15A are~~ is filed with
8 the county auditor and individual statements are mailed under
9 section 24.2A.

10 Sec. 95. Section 384.18, subsection 2, Code 2023, is amended
11 to read as follows:

12 2. A budget amendment must be prepared and adopted in the

13 same manner as the original budget, as provided in section
14 384.16, excluding the requirement for the mailing of individual
15 statements under section 24.2A, and is subject to protest as
16 provided in section 384.19, except that the committee may by
17 rule provide that amendments of certain types or up to certain
18 amounts may be made without public hearing and without being
19 subject to protest. A city budget shall be amended by May
20 31 of the current fiscal year to allow time for a protest
21 hearing to be held and a decision rendered before June 30. The
22 amendment of a budget after May 31, which is properly appealed
23 but without adequate time for hearing and decision before June
24 30 is void.

25 Sec. 96. REPEAL. Sections 331.433A and 384.15A, Code 2023,
26 are repealed.

27 Sec. 97. IMPLEMENTATION. Section 25B.2, subsection 3,
28 shall not apply to this division of this Act.

29 Sec. 98. APPLICABILITY. This division of this Act applies
30 to political subdivision budgets for fiscal years beginning on
31 or after July 1, 2024.

32 DIVISION XI

33 DRIVER'S LICENSES AND NONOPERATOR'S IDENTIFICATION CARDS

34 Sec. 99. Section 321M.9, subsection 1, paragraph a, Code
35 2023, is amended by adding the following new subparagraph:

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1 NEW SUBPARAGRAPH. (4) The ten-dollar convenience fee
2 collected pursuant to subsection 1A.

3 Sec. 100. Section 321M.9, Code 2023, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 1A. *Convenience fee.* A county authorized
6 to issue driver's licenses under this chapter may charge, in
7 addition to any other fee imposed by law, a convenience fee for
8 the issuance or renewal of a driver's license or nonoperator's
9 identification card to a person who is not a resident of the
10 county, unless that person pays property tax to the county
11 and provides proof of payment such as a receipt as provided
12 in section 445.5, subsection 6, or another form of proof as
13 determined by the county. The convenience fee shall be ten
14 dollars.

15 DIVISION XII

16 WRITING FEES

17 Sec. 101. Section 321G.27, subsection 1, paragraphs a, b,
18 and c, Code 2023, are amended by striking the paragraphs.

19 Sec. 102. Section 321G.27, subsection 1, Code 2023, is
20 amended by adding the following new paragraph:

21 NEW PARAGRAPH. *Od.* The county recorder shall collect
22 a writing fee of two dollars for each privilege under this
23 chapter.

24 Sec. 103. Section 321G.29, subsection 3, Code 2023, is
25 amended to read as follows:

26 3. An owner of a snowmobile shall apply to the county

27 recorder for issuance of a certificate of title within thirty
28 days after acquisition. The application shall be on forms
29 the department prescribes and accompanied by the required fee
30 specified in section 321G.30 and the writing fee specified in
31 section 321G.27. The application shall include a certification
32 signed in writing containing substantially the representation
33 that statements made are true and correct to the best of the
34 applicant's knowledge, information, and belief, under penalty
35 of perjury. The application shall contain the date of sale

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1 and gross price of the snowmobile or the fair market value if
2 no sale immediately preceded the transfer and any additional
3 information the department requires. If the application is
4 made for a snowmobile last previously registered or titled in
5 another state or foreign country, the application shall contain
6 this information and any other information the department
7 requires.

8 Sec. 104. Section 321G.31, Code 2023, is amended to read as
9 follows:

10 **321G.31 Transfer or repossession by operation of law.**

11 1. If ownership of a snowmobile is transferred by
12 operation of law, such as by inheritance, order in bankruptcy,
13 insolvency, replevin, or execution sale, the transferee, within
14 thirty days after acquiring the right to possession of the
15 snowmobile, shall mail or deliver to the county recorder of
16 the transferee's county of residence satisfactory proof of
17 ownership as the county recorder requires, together with an
18 application for a new certificate of title, and the required
19 fee, plus the writing fee specified in section 321G.27.
20 However, if the transferee is the surviving spouse of the
21 deceased owner, the county recorder shall waive the required
22 ~~fee fees.~~

23 2. If a lienholder repossesses a snowmobile by operation of
24 law and holds it for resale, the lienholder shall secure a new
25 certificate of title and shall pay the required fee, plus the
26 writing fee specified in section 321G.27.

27 Sec. 105. Section 321G.32, subsection 1, Code 2023, is
28 amended by adding the following new paragraph:

29 NEW PARAGRAPH. c. The application shall be accompanied by
30 the writing fee specified in section 321G.27.

31 Sec. 106. Section 321I.29, subsection 1, paragraphs a, b,
32 and c, Code 2023, are amended by striking the paragraphs.

33 Sec. 107. Section 321I.29, subsection 1, Code 2023, is
34 amended by adding the following new paragraph:

35 NEW PARAGRAPH. *Od.* The county recorder shall collect

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1 a writing fee of two dollars for each privilege under this
2 chapter.

3 Sec. 108. Section 321I.31, subsection 3, Code 2023, is
4 amended to read as follows:

5 3. An owner of an all-terrain vehicle shall apply to
6 the county recorder for issuance of a certificate of title
7 within thirty days after acquisition. The application shall
8 be on forms the department prescribes and accompanied by the
9 required fee specified in section 321I.32 and the writing fee
10 specified in section 321I.29. The application shall include a
11 certification signed in writing containing substantially the
12 representation that statements made are true and correct to the
13 best of the applicant's knowledge, information, and belief,
14 under penalty of perjury. The application shall contain the
15 date of sale and gross price of the all-terrain vehicle or the
16 fair market value if no sale immediately preceded the transfer
17 and any additional information the department requires. If the
18 application is made for an all-terrain vehicle last previously
19 registered or titled in another state or foreign country,
20 the application shall contain this information and any other
21 information the department requires.

22 Sec. 109. Section 321I.33, Code 2023, is amended to read as
23 follows:

24 **321I.33 Transfer or repossession by operation of law.**

25 1. If ownership of an all-terrain vehicle is transferred by
26 operation of law, such as by inheritance, order in bankruptcy,
27 insolvency, replevin, or execution sale, the transferee,
28 within thirty days after acquiring the right to possession of
29 the all-terrain vehicle, shall mail or deliver to the county
30 recorder of the transferee's county of residence satisfactory
31 proof of ownership as the county recorder requires, together
32 with an application for a new certificate of title, and
33 the required fee, plus the writing fee specified in section
34 321I.29. However, if the transferee is the surviving spouse
35 of the deceased owner, the county recorder shall waive the

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1 required ~~fee~~ fees.

2 2. If a lienholder repossesses an all-terrain vehicle by
3 operation of law and holds it for resale, the lienholder shall
4 secure a new certificate of title and shall pay the required
5 fee, plus the writing fee specified in section 321I.29.

6 Sec. 110. Section 321I.34, subsection 1, Code 2023, is
7 amended by adding the following new paragraph:

8 NEW PARAGRAPH. c. The application shall be accompanied by
9 the writing fee specified in section 321I.29.

10 Sec. 111. Section 462A.53, Code 2023, is amended to read as
11 follows:

12 **462A.53 Amount of writing fees.**

13 A writing fee of ~~one dollar and twenty five cents~~ two dollars
14 for each privilege shall be collected by the county recorder.

15 Sec. 112. Section 462A.77, subsection 4, Code 2023, is
16 amended to read as follows:

17 4. Every owner of a vessel subject to titling under this
18 chapter shall apply to the county recorder for issuance of a
19 certificate of title for the vessel within thirty days after
20 acquisition. The application shall be on forms the department
21 prescribes, and accompanied by the required fee specified
22 in section 462A.78 and the writing fee specified in section
23 462A.53. The application shall be signed and shall include a
24 certification signed in writing containing substantially the
25 representation that statements made are true and correct to the
26 best of the applicant's knowledge, information, and belief,
27 under penalty of perjury. The application shall contain
28 the date of sale and gross price of the vessel or the fair
29 market value if no sale immediately preceded the transfer, and
30 any additional information the department requires. If the
31 application is made for a vessel last previously registered or
32 titled in another state or foreign country, it shall contain
33 this information and any other information the department
34 requires.

35 Sec. 113. Section 462A.82, subsections 1 and 2, Code 2023,

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1 are amended to read as follows:

2 1. If ownership of a vessel is transferred by operation of
3 law, such as by inheritance, order in bankruptcy, insolvency,
4 replevin, execution sale, or in compliance with section 578A.7,
5 the transferee, within thirty days after acquiring the right
6 to possession of the vessel by operation of law, shall mail or
7 deliver to the county recorder satisfactory proof of ownership
8 as the county recorder requires, together with an application
9 for a new certificate of title, and the required fee, plus the
10 writing fee specified in section 462A.53. However, if the
11 transferee is the surviving spouse of the deceased owner, the
12 county recorder shall waive the required ~~fee~~ fees. A title tax
13 is not required on these transactions.

14 2. If a lienholder repossesses a vessel by operation of
15 law and holds it for resale, the lienholder shall secure a new
16 certificate of title and shall pay the required fee, plus the
17 writing fee specified in section 462A.53.

18 Sec. 114. Section 462A.84, subsection 1, Code 2023, is
19 amended by adding the following new paragraph:

20 NEW PARAGRAPH. c. The application shall be accompanied by
21 the writing fee specified in section 462A.53.

22 DIVISION XIII

23 BOND ELECTIONS

24 Sec. 115. Section 28E.16, Code 2023, is amended to read as
25 follows:

26 **28E.16 Election for bonds.**

27 When bonds which require a vote of the people are to be
28 issued for financing joint facilities of a county and one or
29 more cities within the county, pursuant to an agreement made
30 under the authority of this chapter, or pursuant to other
31 provisions of law, the board of supervisors and the council of
32 each city shall arrange for a single election on the question
33 of issuing the bonds, but if the county and the cities are
34 proposing to make separate bond issues, the ballot shall
35 contain separate questions, one to be voted upon by all voters

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1 of the county, and one or more to be voted upon only by the
2 voters of the city which is to make a separate bond issue. All
3 elections on the question of issuing the bonds shall be held on
4 the date specified in section 39.2, subsection 4, paragraph "d".
5 Sec. 116. Section 39.2, subsection 4, Code 2023, is amended
6 to read as follows:
7 4. Unless otherwise provided by law, special elections on
8 public measures are limited to the following dates:
9 a. ~~For~~ Except as provided in paragraph "d", for a county, in
10 an odd-numbered year, the first Tuesday in March, the second
11 Tuesday in September, or the first Tuesday after the first
12 Monday in November. For a county, in an even-numbered year,
13 the first Tuesday in March, the second Tuesday in September, or
14 the first Tuesday after the first Monday in November.
15 b. ~~For~~ Except as provided in paragraph "d", for a city, in
16 an odd-numbered year, the first Tuesday in March, the second
17 Tuesday in September, or the first Tuesday after the first
18 Monday in November. For a city, in an even-numbered year, the
19 first Tuesday in March or the second Tuesday in September.
20 c. ~~For~~ Except as provided in paragraph "d", for a school
21 district or merged area, in the odd-numbered year, the first
22 Tuesday in March, the second Tuesday in September, or the first
23 Tuesday after the first Monday in November. For a school
24 district or merged area, in the even-numbered year, the first
25 Tuesday in March, or the second Tuesday in September.
26 d. For any political subdivision of this state, if the
27 special election is in whole or in part for the question of
28 issuing bonds or other indebtedness, the first Tuesday after
29 the first Monday in November.
30 Sec. 117. NEW SECTION. 39.5 Notice of bond election.
31 In addition to any other notice related to the election
32 required by law to be published, posted, or provided, if the
33 election is subject to section 39.2, subsection 4, paragraph
34 "d", the commissioner shall not less than ten nor more than
35 twenty days before the day of each election mail to each

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1 registered voter of the applicable jurisdiction a notice of the
2 election that includes the full text of the public measure to
3 be voted upon at the election.

4 Sec. 118. Section 75.1, subsection 1, paragraph a, Code
5 2023, is amended to read as follows:

6 a. When a proposition to authorize an issuance of bonds
7 by a county, township, school corporation, city, or by any
8 local board or commission, is submitted to the electors, such
9 proposition shall not be deemed carried or adopted, anything
10 in the statutes to the contrary notwithstanding, unless the
11 vote in favor of such authorization is equal to at least sixty
12 percent of the total vote cast for and against said proposition
13 at said election. All elections on such proposition shall
14 be held on the date specified in section 39.2, subsection 4,
15 paragraph "d".

16 Sec. 119. Section 75.1, subsection 2, Code 2023, is amended
17 by striking the subsection.

18 Sec. 120. Section 279.39, Code 2023, is amended to read as
19 follows:

20 **279.39 School buildings.**

21 The board of any school corporation shall establish
22 attendance centers and provide suitable buildings for each
23 school in the district and may at the regular or a special
24 meeting resolve to submit to the registered voters of the
25 district at an election held on a date specified in section
26 39.2, subsection 4, ~~paragraph "c,"~~ the question of voting a tax
27 or authorizing the board to issue bonds, or both.

28 Sec. 121. Section 296.3, Code 2023, is amended to read as
29 follows:

30 **296.3 Election called.**

31 Within ten days of receipt of a petition filed under section
32 296.2, the president of the board of directors shall call a
33 meeting of the board. The meeting shall be held within thirty
34 days after the petition was received. At the meeting, the
35 board shall call the election, fixing the time of the election;

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1 ~~which may be at the time and place of holding the regular~~
2 ~~school election as required by section 39.2, subsection 4,~~
3 ~~paragraph "d".~~ However, if the board determines by unanimous
4 vote that the proposition or propositions requested by a
5 petition to be submitted at an election are grossly unrealistic
6 or contrary to the needs of the school district, no election
7 shall be called. If more than one petition has been received
8 by the time the board meets to consider the petition triggering
9 the meeting, the board shall act upon the petitions in the
10 order they were received at the meeting called to consider the
11 initial petition. The decision of the board may be appealed to
12 the state board of education as provided in chapter 290. The

13 president shall notify the county commissioner of elections of
14 the time of the election.

15 Sec. 122. Section 298.21, unnumbered paragraph 1, Code
16 2023, is amended to read as follows:

17 The board of directors of any school corporation when
18 authorized by the voters at an election held on a date
19 specified in section 39.2, subsection 4, paragraph ~~"a"~~ "d",
20 may issue the negotiable, interest-bearing school bonds of the
21 corporation for borrowing money for any or all of the following
22 purposes:

23 Sec. 123. Section 331.442, subsection 3, Code 2023, is
24 amended to read as follows:

25 3. a. All elections held pursuant to this section shall
26 be held on the date specified in section 39.2, subsection 4,
27 paragraph "d".

28 b. Notice of the election shall be given by publication as
29 specified in section 331.305. At the election the ballot used
30 for the submission of the proposition shall be in substantially
31 the form for submitting special questions at general elections.

32 Sec. 124. Section 346.27, subsection 10, paragraph a, Code
33 2023, is amended to read as follows:

34 a. After the incorporation of an authority, and before the
35 sale of any issue of revenue bonds, except refunding bonds, the

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1 authority shall submit to the voters the question of whether
2 the authority shall issue and sell revenue bonds. The ballot
3 shall state the amount of the bonds and the purposes for
4 which the authority is incorporated. All registered voters
5 of the county shall be entitled to vote on the question. The
6 question ~~may~~ shall be submitted at an election held on ~~a~~ the
7 date specified in section 39.2, subsection 4, paragraph ~~"a"~~ "d"
8 ~~"b", as applicable "d"~~. An affirmative vote of a majority of
9 the votes cast on the question is required to authorize the
10 issuance and sale of revenue bonds.

11 Sec. 125. Section 357C.10, Code 2023, is amended to read as
12 follows:

13 **357C.10 Bonds in anticipation of revenue.**

14 Benefited street lighting districts may anticipate the
15 collection of taxes by the levy herein provided, and to carry
16 out the purposes of this chapter may issue bonds payable
17 in not more than ten equal installments, with the rate of
18 interest thereon not exceeding that permitted by chapter 74A.
19 No indebtedness shall be incurred under this chapter until
20 authorized by an election. Such election shall be held and
21 notice given in the same manner as the election provided herein
22 for the authorization of a tax levy, and the same sixty percent
23 vote shall be necessary to authorize indebtedness. ~~Both~~
24 Subject to section 39.2, subsection 4, both propositions may be
25 submitted to the voters in the same election.

26 Sec. 126. Section 357D.11, Code 2023, is amended to read as

27 follows:

28 **357D.11 Bonds in anticipation of revenue.**

29 A district may anticipate the collection of taxes by the
30 levy authorized in this chapter, and to carry out the purposes
31 of this chapter may issue bonds payable in not more than ten
32 equal installments with the rate of interest not exceeding
33 that permitted by chapter 74A. An indebtedness shall not be
34 incurred under this chapter until authorized by an election.
35 The election shall be held and notice given in the same manner

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1 as provided in section 357D.8, and the same sixty percent vote
2 shall be necessary to authorize indebtedness. ~~Both~~ Subject to
3 section 39.2, subsection 4, both propositions may be submitted
4 to the voters at the same election.

5 Sec. 127. Section 357E.11, Code 2023, is amended to read as
6 follows:

7 **357E.11 Bonds in anticipation of revenue.**

8 A district, other than a combined district, may anticipate
9 the collection of taxes by the levy authorized in this chapter,
10 and to carry out the purposes of this chapter may issue bonds
11 payable in not more than twenty equal installments with the
12 rate of interest not exceeding that permitted by chapter 74A.
13 An indebtedness shall not be incurred under this section
14 until authorized by an election. The election shall be held
15 and notice given in the same manner as provided in section
16 357E.8, and the same majority vote is necessary to authorize
17 indebtedness. ~~Both~~ Subject to section 39.2, subsection 4,
18 both propositions may be submitted to the voters at the same
19 election.

20 Sec. 128. Section 357E.11A, subsection 3, Code 2023, is
21 amended to read as follows:

22 3. Except for the issuance of refunding bonds, an
23 indebtedness shall not be incurred under this section until
24 authorized by an election. The election shall be held and
25 notice given in the same manner as provided in section 357E.8,
26 except that a proposition to authorize indebtedness is
27 approved if sixty percent of those voting on the proposition
28 vote in favor of the proposition. ~~A~~ Subject to section
29 39.2, subsection 4, a proposition for the authorization
30 of indebtedness may be submitted to the voters at the same
31 election as the election under section 357E.8.

32 Sec. 129. Section 357F.11, Code 2023, is amended to read as
33 follows:

34 **357F.11 Bonds in anticipation of revenue.**

35 A district may anticipate the collection of taxes authorized

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1 in this chapter, and to carry out the purposes of this chapter
2 may issue bonds payable in not more than ten equal installments
3 with the rate of interest not exceeding that permitted by
4 chapter 74A. An indebtedness shall not be incurred under this
5 chapter until authorized by an election. The election shall
6 be held and notice given in the same manner as provided in
7 section 357F.8, and a sixty percent vote shall be necessary
8 to authorize indebtedness. ~~Both~~ Subject to section 39.2,
9 subsection 4, both propositions may be submitted to the voters
10 at the same election.

11 Sec. 130. Section 357G.11, Code 2023, is amended to read as
12 follows:

13 **357G.11 Bonds in anticipation of revenue.**

14 A district may anticipate the collection of taxes authorized
15 in this chapter, and to carry out the purposes of this chapter
16 may issue bonds payable in not more than ten equal installments
17 with the rate of interest not exceeding that permitted by
18 chapter 74A. An indebtedness shall not be incurred under this
19 chapter until authorized by an election. The election shall
20 be held and notice given in the same manner as provided in
21 section 357G.8, and a sixty percent vote shall be necessary
22 to authorize indebtedness. ~~Both~~ Subject to section 39.2,
23 subsection 4, both propositions may be submitted to the voters
24 at the same election.

25 Sec. 131. Section 357I.12, Code 2023, is amended to read as
26 follows:

27 **357I.12 Bonds in anticipation of revenue.**

28 A district may anticipate the collection of taxes by the
29 levy authorized in this chapter, and to carry out the purposes
30 of this chapter may issue bonds payable in not more than ten
31 equal installments with the rate of interest not exceeding
32 that permitted by chapter 74A. An indebtedness shall not be
33 incurred under this chapter until authorized by an election.
34 The election shall be held and notice given in the same manner
35 as provided in section 357I.8, and the same sixty percent vote

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1 shall be necessary to authorize indebtedness. ~~Both~~ Subject to
2 section 39.2, subsection 4, both propositions may be submitted
3 to the voters at the same election.

4 Sec. 132. Section 384.26, subsections 2 and 3, Code 2023,
5 are amended to read as follows:

6 2. Before the council may institute proceedings for the
7 issuance of bonds for a general corporate purpose, it shall
8 call a special ~~city~~ election to vote upon the question of
9 issuing the bonds. At the election the proposition must be
10 submitted in the following form:

11 Shall the (insert the name of the city) issue
12 its bonds in an amount not exceeding the amount of \$.... for

13 the purpose of?

14 3. a. All elections held pursuant to this section shall
15 be held on the date specified in section 39.2, subsection 4,
16 paragraph "d".

17 b. Notice of the election must be given by publication
18 as required by section 49.53 in a newspaper of general
19 circulation in the city. At the election the ballot used for
20 the submission of the proposition must be in substantially the
21 form for submitting special questions at general elections.

22 Sec. 133. Section 394.2, subsection 1, Code 2023, is amended
23 to read as follows:

24 1. It shall not be necessary to submit to the voters the
25 proposition of issuing bonds for refunding purposes, but prior
26 to the issuance of bonds for other purposes the council shall
27 submit to the voters of the city ~~at a general election or a~~
28 ~~regular city election on the date specified in section 39.2,~~
29 ~~subsection 4, paragraph "d",~~ the proposition of issuing the
30 bonds. Notice of the election on the proposition of issuing
31 bonds shall be published as required by section 49.53. The
32 notice shall also state whether or not an admission fee is to
33 be charged by the zoo or zoological gardens.

34 Sec. 134. Section 423F.4, subsection 2, paragraph b, Code
35 2023, is amended to read as follows:

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1 b. For bonds subject to the requirements of paragraph
2 "a", if at any time prior to the fifteenth day following the
3 hearing, the secretary of the board of directors receives a
4 petition containing the required number of signatures and
5 asking that the question of the issuance of such bonds be
6 submitted to the voters of the school district, the board shall
7 either rescind its adoption of the resolution or direct the
8 county commissioner of elections to submit the question to the
9 registered voters of the school district at an election held on
10 ~~a~~ the date specified in section 39.2, subsection 4, paragraph
11 ~~"e"~~ "d". The petition must be signed by eligible electors equal
12 in number to not less than one hundred or thirty percent of
13 the number of voters at the last preceding election of school
14 officials under section 277.1, whichever is greater. If the
15 board submits the question at an election and a majority of
16 those voting on the question favors issuance of the bonds, the
17 board shall be authorized to issue the bonds.

18 Sec. 135. IMPLEMENTATION OF ACT. Section 25B.2, subsection
19 3, shall not apply to this division of this Act.

20 Sec. 136. APPLICABILITY. This division of this Act applies
21 July 1, 2023, for elections on propositions relating to the
22 issuing of bonds or other indebtedness occurring on or after
23 that date.

24
25 DIVISION XIV
26 COUNTY AND CITY FINANCING

26 Sec. 137. Section 8.6, Code 2023, is amended by adding the

27 following new subsection:

28 NEW SUBSECTION. 17. *County and city bond issuance.* To
29 annually prepare and file with the general assembly by December
30 1 a report specifying the updated population thresholds as
31 adjusted under section 331.442, subsection 5, and section
32 384.26, subsection 5, and detailing the use of the bond
33 issuance procedures under section 331.442, subsection 5, and
34 section 384.26, subsection 5, including the usage of such
35 procedures by counties and cities based on the population-based

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1 limitations and the amount of bonds issued for each such usage.
2 Sec. 138. Section 331.301, subsection 10, paragraph e,
3 subparagraph (1), Code 2023, is amended to read as follows:

4 (1) (a) The board must follow substantially the
5 authorization procedures of section 331.443 to authorize
6 a lease or lease-purchase contract for personal property
7 which is payable from the general fund. The board must
8 follow substantially the authorization procedures of section
9 331.443 to authorize a lease or lease-purchase contract for
10 real property which is payable from the general fund if the
11 principal amount of the lease-purchase contract does not exceed
12 the following limits:

13 (i) ~~Four~~ Five hundred ~~twenty~~ thousand dollars in a county
14 having a population of twenty-five thousand or less.

15 (ii) ~~Five~~ Six hundred ~~fifty~~ thousand dollars in a county
16 having a population of more than twenty-five thousand but not
17 more than fifty thousand.

18 (iii) ~~Six~~ Seven hundred ~~eighty~~ thousand dollars in a county
19 having a population of more than fifty thousand but not more
20 than one hundred thousand.

21 (iv) ~~Eight hundred~~ One million forty thousand dollars in a
22 county having a population of more than one hundred thousand
23 but not more than two hundred thousand.

24 (v) One million three hundred thousand dollars in a county
25 having a population of more than two hundred thousand.

26 (b) However, if the principal amount of a lease or
27 lease-purchase contract pursuant to this subparagraph (1) is
28 less than ~~twenty-five~~ thirty-two thousand ~~five hundred~~ dollars,
29 the board may authorize the lease or lease-purchase contract
30 without following the authorization procedures of section
31 331.443.

32 Sec. 139. Section 331.402, subsection 3, paragraph d,
33 subparagraph (1), subparagraph divisions (a), (b), (c), (d),
34 and (e), Code 2023, are amended to read as follows:

35 (a) ~~Four~~ Five hundred ~~twenty~~ thousand dollars in a county

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1 having a population of twenty-five thousand or less.
2 (b) ~~Five~~ Six hundred ~~fifty~~ thousand dollars in a county
3 having a population of more than twenty-five thousand but not
4 more than fifty thousand.
5 (c) ~~Six~~ Seven hundred ~~eighty~~ thousand dollars in a county
6 having a population of more than fifty thousand but not more
7 than one hundred thousand.
8 (d) ~~Eight hundred~~ One million forty thousand dollars in a
9 county having a population of more than one hundred thousand
10 but not more than two hundred thousand.
11 (e) One million three hundred thousand dollars in a county
12 having a population of more than two hundred thousand.
13 Sec. 140. Section 331.403, subsection 1, Code 2023, is
14 amended to read as follows:
15 1. Not later than December 1 of each year on forms and
16 pursuant to instructions prescribed by the department of
17 management, a county shall prepare an annual financial report
18 showing for each county fund the financial condition as of
19 June 30 and the results of operations for the year then ended.
20 Copies of the report shall be maintained as a public record at
21 the auditor's office and shall be filed with the director of
22 the department of management and with the auditor of state by
23 December 1. A summary of the report, in a form prescribed by
24 the director, shall be published by each county not later than
25 December 1 of each year in one or more newspapers which meet
26 the requirements of section 618.14. Beginning with the annual
27 financial report filed by December 1, 2025, each report shall
28 include a list of bonds, notes, or other obligations issued
29 by the county during the most recently completed fiscal year,
30 and the applicable lists for other fiscal years beginning on
31 or after July 1, 2024, for which obligations remain unpaid,
32 payable from any source, including the amount of the issuance,
33 the project or purpose of the issuance, whether the issuance
34 was approved at election, eligible to be subject to a petition
35 for an election, or was exempt from approval at election as

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1 the result of statutory exclusions based on population of
2 the county or amount of the issuance, and identification of
3 issuances from the fiscal year or prior fiscal years related
4 to the same project or purpose.
5 Sec. 141. Section 331.441, subsection 2, paragraph b,
6 subparagraph (5), subparagraph divisions (a), (b), (c), (d),
7 and (e), Code 2023, are amended to read as follows:
8 (a) ~~Six~~ Seven hundred ~~eighty~~ thousand dollars in a county
9 having a population of twenty-five thousand or less.
10 (b) ~~Seven~~ Nine hundred ~~fifty~~ seventy-five thousand dollars
11 in a county having a population of more than twenty-five
12 thousand but not more than fifty thousand.

13 (c) ~~Nine~~ One million one hundred seventy thousand dollars in
14 a county having a population of more than fifty thousand but
15 not more than one hundred thousand.
16 (d) One million ~~two~~ five hundred sixty thousand dollars in
17 a county having a population of more than one hundred thousand
18 but not more than two hundred thousand.
19 (e) One million ~~five~~ nine hundred fifty thousand dollars in
20 a county having a population of more than two hundred thousand.
21 Sec. 142. Section 331.442, subsection 2, paragraph a, Code
22 2023, is amended to read as follows:
23 a. The board shall publish notice of the proposal to issue
24 the bonds, including a statement of the amount and purpose
25 of the bonds, ~~and~~ a statement of the estimated cost of the
26 project for which the bonds are to be issued, and an estimate
27 of the annual increase in property taxes as the result of
28 the bond issuance on a residential property with an actual
29 value of one hundred thousand dollars. The notice shall be
30 published as provided in section 331.305 with the minutes of
31 the meeting at which the board adopts a resolution to call a
32 county special election to vote upon the question of issuing
33 the bonds. The cost of the project, as published in the notice
34 pursuant to this paragraph, is an estimate and is not intended
35 to be binding on the board in later proceedings related to the

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1 project.
2 Sec. 143. Section 331.442, subsection 5, paragraph a,
3 unnumbered paragraph 1, Code 2023, is amended to read as
4 follows:
5 Notwithstanding subsection 2, a board, in lieu of calling
6 an election, may institute proceedings for the issuance of
7 bonds for a general county purpose by causing a notice of the
8 proposal to issue the bonds, including a statement of the
9 amount and purpose of the bonds, and the right to petition for
10 an election, to be published as provided in section 331.305 at
11 least ten days prior to the meeting at which it is proposed
12 to take action for the issuance of the bonds subject to the
13 following population-based limitations, adjusted and published
14 annually in January by the department of management by applying
15 the percentage change in the consumer price index for all
16 urban consumers for the most recent available twelve-month
17 period published in the federal register by the United States
18 department of labor, bureau of labor statistics:
19 Sec. 144. Section 331.442, subsection 5, paragraph a,
20 subparagraphs (1), (2), and (3), Code 2023, are amended to read
21 as follows:
22 (1) In counties having a population of twenty thousand or
23 less, in an amount of not more than one hundred thirty thousand
24 dollars.
25 (2) In counties having a population of over twenty thousand
26 and not over fifty thousand, in an amount of not more than two

27 hundred sixty thousand dollars.

28 (3) In counties having a population of over fifty thousand,
29 in an amount of not more than three hundred ninety thousand
30 dollars.

31 Sec. 145. Section 331.442, subsection 5, Code 2023, is
32 amended by adding the following new paragraph:

33 NEW PARAGRAPH. *0b.* Each county's population used to
34 determine the limitations of paragraph "a" shall be determined
35 by the greater of the county's population during the most

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1 recent federal decennial census or the most recent population
2 estimate produced by the United States census bureau.

3 Sec. 146. Section 331.443, subsection 2, Code 2023, is
4 amended to read as follows:

5 2. Before the board may institute proceedings for the
6 issuance of bonds for an essential county purpose, a notice
7 of the proposed action, including a statement of the amount
8 and purposes of the bonds, an estimate of the annual increase
9 in property taxes as the result of the bond issuance on a
10 residential property with an actual value of one hundred
11 thousand dollars. and the time and place of the meeting at
12 which the board proposes to take action for the issuance of the
13 bonds, shall be published as provided in section 331.305. At
14 the meeting, the board shall receive oral or written objections
15 from any resident or property owner of the county. After
16 all objections have been received and considered, the board,
17 at that meeting or a date to which it is adjourned, may take
18 additional action for the issuance of the bonds or abandon the
19 proposal to issue the bonds. Any resident or property owner
20 of the county may appeal the decision of the board to take
21 additional action to the district court of the county, within
22 fifteen days after the additional action is taken, but the
23 additional action of the board is final and conclusive unless
24 the court finds that the board exceeded its authority. The
25 provisions of this subsection with respect to notice, hearing,
26 and appeal, are in lieu of any other law.

27 Sec. 147. Section 384.22, subsection 1, Code 2023, is
28 amended to read as follows:

29 1. Not later than December 1 of each year, a city shall
30 publish an annual financial report as provided in section
31 362.3 containing a summary for the preceding fiscal year of
32 all collections and receipts, all accounts due the city,
33 and all expenditures, the current public debt of the city,
34 and the legal debt limit of the city for the current fiscal
35 year. The annual financial report shall be prepared on forms

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1 and pursuant to instructions prescribed by the auditor of
2 state. Beginning with the annual financial report published by
3 December 1, 2025, each report shall include a list of bonds,
4 notes, or other obligations issued by the city during the most
5 recently completed fiscal year, and the applicable lists for
6 other fiscal years beginning on or after July 1, 2024, for
7 which obligations remain unpaid, payable from any source,
8 including the amount of the issuance, the project or purpose of
9 the issuance, whether the issuance was approved at election,
10 eligible to be subject to a petition for an election, or was
11 exempt from approval at election as the result of statutory
12 exclusions based on population of the city or amount of the
13 issuance, and identification of issuances from the fiscal year
14 or prior fiscal years related to the same project or purpose.
15 Sec. 148. Section 384.24A, subsection 4, paragraph a,
16 subparagraphs (1), (2), and (3), Code 2023, are amended to read
17 as follows:
18 (1) ~~Four~~ Five hundred ~~twenty~~ thousand dollars in a city
19 having a population of five thousand or less.
20 (2) ~~Seven~~ Nine hundred ~~ten~~ thousand dollars in a city having
21 a population of more than five thousand but not more than
22 seventy-five thousand.
23 (3) One million ~~three hundred thousand~~ dollars in a city
24 having a population of more than seventy-five thousand.
25 Sec. 149. Section 384.25, subsection 2, Code 2023, is
26 amended to read as follows:
27 2. Before the council may institute proceedings for the
28 issuance of bonds for an essential corporate purpose, a notice
29 of the proposed action, including a statement of the amount
30 and purposes of the bonds, and an estimate of the annual
31 increase in property taxes as the result of the bond issuance
32 on a residential property with an actual value of one hundred
33 thousand dollars, and the time and place of the meeting at
34 which the council proposes to take action for the issuance of
35 the bonds, must be published as provided in section 362.3.

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1 At the meeting, the council shall receive oral or written
2 objections from any resident or property owner of the city.
3 After all objections have been received and considered, the
4 council may, at that meeting or any adjournment thereof, take
5 additional action for the issuance of the bonds or abandon the
6 proposal to issue the bonds. Any resident or property owner
7 of the city may appeal the decision of the council to take
8 additional action to the district court of the county in which
9 any part of the city is located, within fifteen days after the
10 additional action is taken, but the additional action of the
11 council is final and conclusive unless the court finds that
12 the council exceeded its authority. The provisions of this

13 subsection with respect to notice, hearing, and appeal, are in
14 lieu of the provisions contained in chapter 73A, or any other
15 law.

16 Sec. 150. Section 384.26, subsection 2, Code 2023, is
17 amended to read as follows:

18 2. a. The board shall publish notice of the proposal
19 to issue the bonds, including a statement of the amount and
20 purpose of the bonds, a statement of the estimated cost of the
21 project for which the bonds are to be issued, and an estimate
22 of the annual increase in property taxes as the result of
23 the bond issuance on a residential property with an actual
24 value of one hundred thousand dollars. The notice shall be
25 published as provided in section 362.3 with the minutes of
26 the meeting at which the council adopts a resolution to call
27 a special election to vote upon the question of issuing the
28 bonds. The cost of the project, as published in the notice
29 pursuant to this paragraph, is an estimate and is not intended
30 to be binding on the board in later proceedings related to the
31 project.

32 b. Before the council may institute proceedings for the
33 issuance of bonds for a general corporate purpose, it shall
34 call a special city election to vote upon the question of
35 issuing the bonds. At the election the proposition must be

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1 submitted in the following form:

2 Shall the (insert the name of the city) issue
3 its bonds in an amount not exceeding the amount of \$.... for
4 the purpose of?

5 Sec. 151. Section 384.26, subsection 5, paragraph a,
6 unnumbered paragraph 1, Code 2023, is amended to read as
7 follows:

8 Notwithstanding the provisions of subsection 2, a council
9 may, in lieu of calling an election, institute proceedings
10 for the issuance of bonds for a general corporate purpose by
11 causing a notice of the proposal to issue the bonds, including
12 a statement of the amount and purpose of the bonds, together
13 with the maximum rate of interest which the bonds are to bear,
14 and the right to petition for an election, to be published at
15 least once in a newspaper of general circulation within the
16 city at least ten days prior to the meeting at which it is
17 proposed to take action for the issuance of the bonds subject
18 to the following population-based limitations, adjusted and
19 published annually in January by the department of management
20 by applying the percentage change in the consumer price
21 index for all urban consumers for the most recent available
22 twelve-month period published in the federal register by the
23 United States department of labor, bureau of labor statistics:

24 Sec. 152. Section 384.26, subsection 5, paragraph a,
25 subparagraphs (1), (2), and (3), Code 2023, are amended to read
26 as follows:

- 27 (1) In cities having a population of five thousand or less,
28 in an amount of not more than ~~four~~ five hundred twenty thousand
29 dollars.
- 30 (2) In cities having a population of more than five thousand
31 and not more than seventy-five thousand, in an amount of not
32 more than ~~seven~~ nine hundred ten thousand dollars.
- 33 (3) In cities having a population in excess of seventy-five
34 thousand, in an amount of not more than one million three
35 hundred thousand dollars.

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- 1 Sec. 153. Section 384.26, subsection 5, Code 2023, is
2 amended by adding the following new paragraph:
3 NEW PARAGRAPH. *0b.* Each city's population used to determine
4 the limitations of paragraph "a" shall be determined by the
5 greater of the city's population during the most recent
6 federal decennial census or the most recent population estimate
7 produced by the United States census bureau.
- 8 Sec. 154. EFFECTIVE DATE. This division of this Act takes
9 effect July 1, 2024.>
- 10 2. Title page, by striking lines 1 through 5 and inserting
11 <An Act relating to local government property taxes, financial
12 authority, operations, and budgets, modifying certain
13 transit funding, property tax credits and exemptions, and
14 appropriations, requiring certain information related to
15 property taxation to be provided to property owners and
16 taxpayers, modifying provisions relating to fees for driver's
17 licenses and nonoperator's identification cards, modifying
18 provisions relating to certain writing fees, modifying certain
19 bonding procedures, making penalties applicable, and including
20 effective date, applicability, and retroactive applicability
21 provisions.>

COMMITTEE ON WAYS AND MEANS
DAN DAWSON, Chair

S-3206

- 1 Amend House File 710, as passed by the House, as follows:
2 1. By striking page 1, line 1, through page 3, line 1.
3 2. By striking page 3, line 27, through page 4, line 1.
4 3. Title page, by striking lines 1 through 4 and inserting
5 <An Act relating to the endow Iowa tax credit, making
6 appropriations, and including retroactive applicability and
7 effective date provisions.>
8 4. By renumbering as necessary.

COMMITTEE ON WAYS AND MEANS
DAN DAWSON, Chair

S-3207

1 Amend Senate File 559 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 FY 2023–2024 APPROPRIATIONS

6 Section 1. GOALS AND ACCOUNTABILITY — ECONOMIC
7 DEVELOPMENT.

8 1. For the fiscal year beginning July 1, 2023, the goals
9 for the economic development authority shall be to expand and
10 stimulate the state economy, increase the wealth of Iowans, and
11 increase the population of the state.

12 2. To achieve the goals in subsection 1, the economic
13 development authority shall do all of the following for the
14 fiscal year beginning July 1, 2023:

15 a. Concentrate its efforts on programs and activities that
16 result in commercially viable products and services.

17 b. Adopt practices and services consistent with free
18 market, private sector philosophies.

19 c. Ensure economic growth and development throughout the
20 state.

21 d. Work with businesses and communities to continually
22 improve the economic development climate along with the
23 economic well-being and quality of life for Iowans.

24 e. Coordinate with other state agencies to ensure that they
25 are attentive to the needs of an entrepreneurial culture.

26 f. Establish a strong and aggressive marketing image to
27 showcase Iowa's workforce, existing industry, and potential.

28 A priority shall be placed on recruiting new businesses,
29 business expansion, and retaining existing Iowa businesses.
30 Emphasis shall be placed on entrepreneurial development through
31 helping entrepreneurs secure capital, and developing networks
32 and a business climate conducive to entrepreneurs and small
33 businesses.

34 g. Encourage the development of communities and quality of
35 life to foster economic growth.

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1 h. Prepare communities for future growth and development
2 through development, expansion, and modernization of
3 infrastructure.

4 i. Develop public-private partnerships with Iowa businesses
5 in the tourism industry, Iowa tour groups, Iowa tourism
6 organizations, and political subdivisions in this state to
7 assist in the development of advertising efforts.

8 j. Develop, to the fullest extent possible, cooperative
9 efforts for advertising with contributions from other sources.

10 Sec. 2. ECONOMIC DEVELOPMENT AUTHORITY.

11 1. APPROPRIATION

12 a. There is appropriated from the general fund of the state

13 to the economic development authority for the fiscal year
 14 beginning July 1, 2023, and ending June 30, 2024, the following
 15 amount, or so much thereof as is necessary, to be used for the
 16 purposes designated in this subsection, and for not more than
 17 the following full-time equivalent positions:

18	\$	12,807,359
19	FTEs	112.50

20 b. (1) For salaries, support, miscellaneous purposes,
 21 programs, marketing, and the maintenance of an administration
 22 division, a business development division, a community
 23 development division, a small business development division,
 24 and other divisions the authority may organize.

25 (2) For business development operations and programs,
 26 international trade, export assistance, workforce recruitment,
 27 and the partner state program.

28 (3) For transfer to a fund created pursuant to section
 29 15.313 for purposes of financing strategic infrastructure
 30 projects.

31 (4) For community economic development programs, tourism
 32 operations, community assistance, plans for Iowa green corps
 33 and summer youth programs, the main street and rural main
 34 street programs, the school-to-career program, the community
 35 development block grant, and housing and shelter-related

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1 programs.

2 (5) For achieving the goals and accountability, and
 3 fulfilling the requirements and duties required under this Act.

4 (6) The full-time equivalent positions authorized under
 5 this section are funded, in whole or in part, by the moneys
 6 appropriated under this subsection or by other moneys received
 7 by the authority, including certain federal moneys.

8 c. Notwithstanding section 8.33, moneys appropriated in
 9 this subsection that remain unencumbered or unobligated at the
 10 close of the fiscal year shall not revert but shall remain
 11 available for expenditure for the purposes designated in this
 12 subsection until the close of the succeeding fiscal year.

13 2. FINANCIAL ASSISTANCE RESTRICTIONS

14 a. A business creating jobs through moneys appropriated in
 15 subsection 1 shall be subject to contract provisions requiring
 16 new and retained jobs to be filled by individuals who are
 17 citizens of the United States who reside within the United
 18 States, or any person authorized to work in the United States
 19 pursuant to federal law, including legal resident aliens
 20 residing in the United States.

21 b. Any vendor who receives moneys appropriated in
 22 subsection 1 shall adhere to such contract provisions and
 23 provide periodic assurances as the state shall require that the
 24 jobs are filled solely by citizens of the United States who
 25 reside within the United States, or any person authorized to
 26 work in the United States, pursuant to federal law, including

27 legal resident aliens residing in the United States.
28 c. A business that receives financial assistance from
29 the authority from moneys appropriated in subsection 1 shall
30 only employ individuals legally authorized to work in this
31 state. In addition to all other applicable penalties provided
32 by current law, all or a portion of the assistance received
33 by a business which is found to knowingly employ individuals
34 not legally authorized to work in this state is subject to
35 recapture by the authority.

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1 3. USES OF APPROPRIATIONS

2 a. From the moneys appropriated in subsection 1, the
3 authority may provide financial assistance in the form of a
4 grant to a community economic development entity for conducting
5 a local workforce recruitment effort designed to recruit former
6 citizens of the state and former students at colleges and
7 universities in the state to meet the needs of local employers.

8 b. From the moneys appropriated in subsection 1, the
9 authority may provide financial assistance to early stage
10 industry companies being established by women entrepreneurs.

11 c. From the moneys appropriated in subsection 1, the
12 authority may provide financial assistance in the form of
13 grants, loans, or forgivable loans for advanced research and
14 commercialization projects involving value-added agriculture,
15 advanced technology, or biotechnology.

16 d. The authority shall not use any moneys appropriated in
17 subsection 1 for purposes of providing financial assistance for
18 the Iowa green streets pilot project or for any other program
19 or project that involves the installation of geothermal systems
20 for melting snow and ice from streets or sidewalks.

21 4. WORLD FOOD PRIZE

22 In lieu of the standing appropriation in section 15.368,
23 there is appropriated from the general fund of the state to the
24 economic development authority for the fiscal year beginning
25 July 1, 2023, and ending June 30, 2024, the following amount
26 for the world food prize:

27 \$ 500,000

28 5. COUNCILS OF GOVERNMENTS — ASSISTANCE

29 There is appropriated from the general fund of the state
30 to the economic development authority for the fiscal year
31 beginning July 1, 2023, and ending June 30, 2024, the following
32 amount to be used for the purposes of providing financial
33 assistance to Iowa's councils of governments:

34 \$ 250,000

35 6. BUTCHERY INNOVATION AND REVITALIZATION PROGRAM

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1 a. There is appropriated from the general fund of the state
2 to the economic development authority for the fiscal year
3 beginning July 1, 2023, and ending June 30, 2024, the following
4 amount, or so much thereof as is necessary, to be used for the
5 purposes designated:
6 For support of the butchery innovation and revitalization
7 program established in section 15E.370:
8 \$ 633,325
9 b. There is appropriated from the Iowa skilled worker and
10 job creation fund created in section 8.75 to the economic
11 development authority for the fiscal year beginning July 1,
12 2023, and ending June 30, 2024, the following amount, or so
13 much thereof as is necessary, to be used for the purposes
14 designated:
15 For support of the butchery innovation and revitalization
16 program established in section 15E.370:
17 \$ 366,675
18 7. TOURISM OFFICE
19 a. There is appropriated from the general fund of the state
20 to the economic development authority for the fiscal year
21 beginning July 1, 2023, and ending June 30, 2024, the following
22 amount for the tourism office to be used for advertising,
23 promoting, placement, and implementation of the economic
24 development authority's strategic plan for tourism and travel:
25 \$ 1,100,000
26 b. Notwithstanding section 8.33, moneys appropriated in
27 this subsection that remain unencumbered or unobligated at the
28 close of the fiscal year shall not revert but shall remain
29 available for expenditure for the purposes designated until the
30 close of the succeeding fiscal year.
31 c. The economic development authority shall submit an
32 annual report on or before January 15 to the general assembly
33 regarding the tourism office's activities funded with moneys
34 appropriated under this subsection. The report shall be
35 provided in an electronic format and shall include metrics

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1 and criteria that allow the general assembly to quantify
2 and evaluate the effectiveness and economic impact of the
3 tourism office's activities related to advertising, promoting,
4 placement, and implementation of the economic development
5 authority's strategic plan for tourism and travel.
6 8. EMPOWER RURAL IOWA
7 a. There is appropriated from the Iowa skilled worker and
8 job creation fund created in section 8.75 to the economic
9 development authority for the fiscal year beginning July 1,
10 2023, and ending June 30, 2024, the following amount, or so
11 much thereof as is necessary, to be used for the purposes
12 designated:

13	Empower rural Iowa program:	
14	.....	\$ 700,000
15	b. Notwithstanding section 8.33, moneys appropriated in	
16	this subsection that remain unencumbered or unobligated at the	
17	close of the fiscal year shall not revert but shall remain	
18	available for expenditure for the purposes designated until the	
19	close of the succeeding fiscal year.	
20	c. The authority shall adopt rules pursuant to chapter	
21	17A to establish criteria for the distribution of the moneys	
22	appropriated in this subsection.	
23	9. CULTURAL AFFAIRS ACTIVITIES	
24	a. There is appropriated from the general fund of the state	
25	to the economic development authority for the fiscal year	
26	beginning July 1, 2023, and ending June 30, 2024, the following	
27	amounts, or so much thereof as is necessary, to be used for the	
28	purposes designated:	
29	(1) For planning and programming for the community cultural	
30	grants program established under section 303.3, as amended by	
31	2023 Iowa Acts, Senate File 514:	
32	.....	\$ 172,090
33	(2) For support of the Iowa arts council:	
34	\$ 1,400,000
35	Of the moneys appropriated in this subparagraph, the	

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1	authority shall allocate \$300,000 for purposes of the film	
2	office.	
3	(3) For the Iowa great places program established under	
4	section 303.3C, as amended by 2023 Iowa Acts, Senate File 514:	
5	.....	\$ 149,710
6	(4) For grant programs administered by the Iowa arts	
7	council including those programs supporting the long-term	
8	financial stability and sustainability of nonprofit cultural	
9	organizations:	
10	.....	\$ 150,000
11	b. Notwithstanding section 8.33, moneys appropriated in	
12	this subsection that remain unencumbered or unobligated at the	
13	close of the fiscal year shall not revert but shall remain	
14	available for expenditure for the purposes designated until the	
15	close of the succeeding fiscal year.	
16	Sec. 3. LIMITATIONS OF STANDING APPROPRIATIONS — FY	
17	2023–2024. Notwithstanding the standing appropriations	
18	in the following designated sections for the fiscal year	
19	beginning July 1, 2023, and ending June 30, 2024, the amounts	
20	appropriated from the general fund of the state pursuant to	
21	those sections for the following purposes shall not exceed the	
22	following amounts:	
23	1. For operational support grants and community cultural	
24	grants under section 99F.11, subsection 4, paragraph “d”,	
25	subparagraph (1):	
26	.....	\$ 448,403

27 2. For the purposes of regional tourism marketing under
 28 section 99F.11, subsection 4, paragraph “d”, subparagraph (2):
 29 \$ 1,443,700
 30 Sec. 4. FINANCIAL ASSISTANCE REPORTING — ECONOMIC
 31 DEVELOPMENT AUTHORITY. The economic development authority
 32 shall submit an annual report to the general assembly no later
 33 than November 1, 2023, that details the amount of every direct
 34 loan, forgivable loan, tax credit, tax exemption, tax refund,
 35 grant, or any other financial assistance awarded to a person

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1 during the prior fiscal year by the authority under an economic
 2 development program administered by the authority. The report
 3 shall identify the county where the project associated with
 4 each such award is located.
 5 Sec. 5. INSURANCE ECONOMIC DEVELOPMENT. From the
 6 moneys collected by the insurance division in excess of the
 7 anticipated gross revenues under section 505.7, subsection
 8 3, during the fiscal year beginning July 1, 2023, \$100,000
 9 shall be transferred to the economic development authority for
 10 insurance economic development and international insurance
 11 economic development.
 12 Sec. 6. IOWA FINANCE AUTHORITY.
 13 1. There is appropriated from the general fund of the state
 14 to the Iowa finance authority for the fiscal year beginning
 15 July 1, 2023, and ending June 30, 2024, the following amounts,
 16 or so much thereof as is necessary, to be used for the purposes
 17 designated:
 18 a. Rent subsidy program
 19 (1) To provide reimbursement for rent expenses to eligible
 20 persons under the home and community-based services rent
 21 subsidy program established in section 16.55:
 22 \$ 873,000
 23 (2) Of the moneys appropriated in this paragraph, not more
 24 than \$35,000 may be used for administrative costs.
 25 b. Housing renewal pilot program
 26 To provide housing renewal moneys to a nonprofit Iowa
 27 affiliate to award grants to eligible communities for a housing
 28 renewal pilot program:
 29 \$ 500,000
 30 2. Notwithstanding section 8.33, moneys appropriated in
 31 this section that remain unencumbered or unobligated at the
 32 close of the fiscal year shall not revert but shall remain
 33 available for expenditure for the purposes designated until the
 34 close of the succeeding fiscal year.
 35 Sec. 7. IOWA FINANCE AUTHORITY AUDIT. The auditor of state

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1 is requested to review the audit of the Iowa finance authority
2 performed by the auditor hired by the authority.
3 Sec. 8. PUBLIC EMPLOYMENT RELATIONS BOARD.
4 1. There is appropriated from the general fund of the state
5 to the public employment relations board for the fiscal year
6 beginning July 1, 2023, and ending June 30, 2024, the following
7 amount, or so much thereof as is necessary, to be used for the
8 purposes designated:

9 For salaries, support, maintenance, and miscellaneous
10 purposes, and for not more than the following full-time
11 equivalent positions:
12 \$ 1,290,230
13 FTEs 9.00

14 2. Of the moneys appropriated in this section, the board
15 shall allocate \$15,000 for maintaining an internet site that
16 allows access to a searchable database of collective bargaining
17 information.

18 Sec. 9. DEPARTMENT OF WORKFORCE DEVELOPMENT. There
19 is appropriated from the general fund of the state to the
20 department of workforce development for the fiscal year
21 beginning July 1, 2023, and ending June 30, 2024, the following
22 amounts, or so much thereof as is necessary, to be used for the
23 purposes designated:

24 1. WORKFORCE DEVELOPMENT OPERATIONS
25 a. For the operation of field offices and the workforce
26 development board, and for not more than the following
27 full-time equivalent positions:
28 \$ 6,675,650
29 FTEs 166.41

30 b. Of the moneys appropriated in paragraph "a", the
31 department shall allocate \$150,000 to the state library for the
32 purpose of licensing an online resource which prepares persons
33 to succeed in the workplace through programs which improve job
34 skills and vocational test-taking abilities.

35 2. OFFENDER REENTRY PROGRAM

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1 a. For the development and administration of an offender
2 reentry program to provide offenders with employment skills,
3 and for not more than the following full-time equivalent
4 positions:

5 \$ 387,158
6 FTEs 5.00

7 b. The department of workforce development shall partner
8 with the department of corrections to provide staff within
9 the correctional facilities resources to improve offenders'
10 abilities to find and retain productive employment.

11 3. INTEGRATED INFORMATION FOR IOWA SYSTEM

12 For the payment of services provided by the department of

13	administrative services related to the integrated information		
14	for Iowa system:		
15	.....	\$	228,822
16	4. WORKPLACE INJURY AND SAFETY SURVEYS		
17	For the operation of workplace safety surveys and workplace		
18	data collection and analysis, including salaries, support,		
19	maintenance, and miscellaneous purposes, and for not more than		
20	the following full-time equivalent positions:		
21	.....	\$	125,555
22	.....	FTEs	3.00
23	5. SUMMER YOUTH INTERN PILOT PROGRAM		
24	For the funding of a summer youth intern pilot program that		
25	will help young people at risk of not graduating from high		
26	school to explore and prepare for high-demand careers through		
27	summer work experience, including the development of soft		
28	skills:		
29	.....	\$	250,000
30	6. VOCATIONAL REHABILITATION SERVICES DIVISION		
31	a. For salaries, support, maintenance, and miscellaneous		
32	purposes, and for not more than the following full-time		
33	equivalent positions:		
34	\$	6,106,732
35	FTEs	248.00

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1	For purposes of optimizing the job placement of individuals		
2	with disabilities, the division shall make its best efforts		
3	to work with community rehabilitation program providers for		
4	job placement and retention services for individuals with		
5	significant disabilities and most significant disabilities. By		
6	January 15, 2024, the division shall submit a written report to		
7	the general assembly regarding the division's outreach efforts		
8	with community rehabilitation program providers.		
9	b. For matching moneys for programs to enable persons		
10	with severe physical or mental disabilities to function more		
11	independently, including salaries and support, and for not more		
12	than the following full-time equivalent positions:		
13	.....	\$	84,804
14	.....	FTEs	1.00
15	c. For the entrepreneurs with disabilities program		
16	established pursuant to section 259.4, as amended by 2023 Iowa		
17	Acts, Senate File 514:		
18	.....	\$	138,506
19	d. For costs associated with centers for independent		
20	living:		
21	.....	\$	86,547
22	7. ADULT EDUCATION AND LITERACY PROGRAMS		
23	For distribution as grants to community colleges for		
24	the purpose of adult basic education programs for students		
25	requiring instruction in English as a second language:		
26	.....	\$	500,000

27 In issuing grants under this subsection, the department of
28 workforce development shall use the same application process
29 and criteria as are used for purposes of awarding grants to
30 community colleges for the purpose of adult basic education
31 programs for students requiring instruction in English as a
32 second language using moneys that are appropriated to the
33 department from the Iowa skilled worker and job creation fund.
34 8. FUTURE READY IOWA REGISTERED APPRENTICESHIP DEVELOPMENT
35 PROGRAM

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1 For the funding of the future ready Iowa registered
2 apprenticeship development program under chapter 15C, as
3 amended by 2023 Iowa Acts, Senate File 514, to encourage
4 small to midsize businesses to start or grow registered
5 apprenticeships:
6 \$ 760,000
7 Notwithstanding section 8.33, moneys appropriated in this
8 section that remain unencumbered or unobligated at the close of
9 the fiscal year shall not revert but shall remain available for
10 expenditure for the purposes designated until the close of the
11 succeeding fiscal year.
12 Sec. 10. GENERAL FUND — EMPLOYEE MISCLASSIFICATION
13 PROGRAM. There is appropriated from the general fund of the
14 state to the department of workforce development for the fiscal
15 year beginning July 1, 2023, and ending June 30, 2024, the
16 following amount, or so much thereof as is necessary, to be
17 used for the purposes designated:
18 For enhancing efforts to investigate employers that
19 misclassify workers, and for not more than the following
20 full-time equivalent positions:
21 \$ 379,631
22 FTEs 3.00
23 Sec. 11. SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.
24 1. There is appropriated from the special employment
25 security contingency fund created in section 96.13 to the
26 department of workforce development for the fiscal year
27 beginning July 1, 2023, and ending June 30, 2024, the following
28 amount, or so much thereof as is necessary, to be used for
29 field offices:
30 \$ 2,416,084
31 2. Any remaining additional penalty and interest revenue
32 collected by the department of workforce development is
33 appropriated to the department for the fiscal year beginning
34 July 1, 2023, and ending June 30, 2024, to accomplish the
35 mission of the department.

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1 Sec. 12. UNEMPLOYMENT COMPENSATION RESERVE FUND — FIELD
2 OFFICES. Notwithstanding section 96.9, subsection 8, paragraph
3 “e”, there is appropriated from interest earned on the
4 unemployment compensation reserve fund created in section 96.9
5 to the department of workforce development for the fiscal year
6 beginning July 1, 2023, and ending June 30, 2024, the following
7 amount, or so much thereof as is necessary, to be used for the
8 purposes designated:
9 For the operation of field offices:
10 \$ 2,200,000

11 Sec. 13. VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The
12 department of workforce development shall require a unique
13 identification login for all users of workforce development
14 centers operated through electronic means.

15 Sec. 14. UNEMPLOYMENT COMPENSATION PROGRAM.
16 1. Notwithstanding section 96.9, subsection 4, paragraph
17 “a”, moneys credited to the state by the secretary of the
18 treasury of the United States pursuant to section 903 of the
19 federal Social Security Act are appropriated to the department
20 of workforce development and shall be used by the department
21 for the administration of the unemployment compensation program
22 only. This appropriation shall not apply to any fiscal year
23 beginning after December 31, 2023.

24 2. Notwithstanding subsection 1, up to \$800,000, or
25 so much thereof as may be necessary, of the unemployment
26 compensation modernization incentive payments made to the
27 state’s unemployment trust fund account as a special transfer
28 under section 903 of the federal Social Security Act, pursuant
29 to the federal Assistance for Unemployed Workers and Struggling
30 Families Act, of the American Recovery and Reinvestment Act of
31 2009, Pub. L. No. 111-5, are appropriated to the department of
32 workforce development for the fiscal year beginning July 1,
33 2023, and ending June 30, 2024, for the purpose of modification
34 of space for unemployment insurance administrative law judge
35 offices and conference rooms in which to hold unemployment

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1 insurance appeal hearings.

2 Sec. 15. IOWA SKILLED WORKER AND JOB CREATION FUND.
3 1. There is appropriated from the Iowa skilled worker and
4 job creation fund created in section 8.75 to the following
5 departments, agencies, and institutions for the fiscal year
6 beginning July 1, 2023, and ending June 30, 2024, the following
7 amounts, or so much thereof as is necessary, to be used for the
8 purposes designated:
9 a. ECONOMIC DEVELOPMENT AUTHORITY
10 (1) For the purposes of providing assistance as described in
11 section 15.335B for the high quality jobs program:
12 \$ 11,700,000

13 From the moneys appropriated in this subparagraph, the
14 economic development authority may use not more than \$1,000,000
15 for purposes of providing infrastructure grants to main street
16 communities under the main street Iowa program and may allocate
17 not more than \$300,000 for the purposes of supporting statewide
18 worker education and quality preapprenticeship programs.

19 (2) As a condition of receiving moneys appropriated in
20 this lettered paragraph “a”, an entity shall testify upon the
21 request of the joint appropriations subcommittee on economic
22 development regarding the expenditure of such moneys.

23 b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS

24 (1) STATE BOARD OF REGENTS. For capacity building
25 infrastructure in areas related to technology
26 commercialization, marketing and business development
27 efforts in areas related to technology commercialization,
28 entrepreneurship, and business growth, and infrastructure
29 projects and programs needed to assist in implementation of
30 activities under chapter 262B:

31 \$ 3,000,000

32 (a) Of the moneys appropriated pursuant to this
33 subparagraph (1), 35 percent shall be allocated for Iowa state
34 university of science and technology, 35 percent shall be
35 allocated for the state university of Iowa, and 30 percent

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1 shall be allocated for the university of northern Iowa.

2 (b) The institutions shall provide a one-to-one match
3 of additional moneys for the activities funded with moneys
4 appropriated under this subparagraph (1).

5 (c) The state board of regents shall submit a report by
6 January 15, 2024, to the governor and the general assembly
7 regarding the activities, projects, and programs funded with
8 moneys appropriated under this subparagraph (1). The report
9 shall be provided in an electronic format and shall include a
10 list of metrics and criteria mutually agreed to in advance by
11 the board of regents and the economic development authority.
12 The metrics and criteria shall allow the governor’s office and
13 the general assembly to quantify and evaluate the progress
14 of the board of regents institutions with regard to their
15 activities, projects, and programs in the areas of technology
16 commercialization, entrepreneurship, regional development, and
17 market research.

18 (2) IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY. For
19 small business development centers, the research park, and the
20 center for industrial research and service, and for not more
21 than the following full-time equivalent positions:

22 \$ 2,424,302
23 FTEs 50.95

24 (a) Of the moneys appropriated in this subparagraph (2),
25 Iowa state university of science and technology shall allocate
26 at least \$735,728 for purposes of funding small business

27 development centers. Iowa state university of science and
28 technology may allocate the appropriated moneys to the various
29 small business development centers in any manner necessary to
30 achieve the purposes of this subparagraph.

31 (b) Iowa state university of science and technology shall
32 do all of the following:

33 (i) Direct expenditures for research toward projects that
34 will provide economic stimulus for Iowa.

35 (ii) Provide emphasis to providing services to Iowa-based

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1 companies.

2 (c) It is the intent of the general assembly that the
3 industrial incentive program focus on Iowa industrial sectors
4 and seek contributions and in-kind donations from businesses,
5 industrial foundations, and trade associations, and that moneys
6 for the center for industrial research and service industrial
7 incentive program shall be allocated only for projects which
8 are matched by private sector moneys for directed contract
9 research or for nondirected research. The match required of
10 small businesses as defined in section 15.102 for directed
11 contract research or for nondirected research shall be \$1
12 for each \$3 of state funds. The match required for other
13 businesses for directed contract research or for nondirected
14 research shall be \$1 for each \$1 of state funds. The match
15 required of industrial foundations or trade associations shall
16 be \$1 for each \$1 of state funds.

17 (d) Iowa state university of science and technology shall
18 report annually to the general assembly the total amount of
19 private contributions, the proportion of contributions from
20 small businesses and other businesses, and the proportion for
21 directed contract research and nondirected research of benefit
22 to Iowa businesses and industrial sectors.

23 (3) STATE UNIVERSITY OF IOWA

24 (a) For the state university of Iowa research park and for
25 university of Iowa pharmaceuticals located at the research
26 park, including salaries, support, maintenance, equipment, and
27 miscellaneous purposes, and for not more than the following
28 full-time equivalent positions:

29	\$	209,279
30	FTEs	6.00

31 The state university of Iowa shall do all of the following:

32 (i) Direct expenditures for research toward projects that
33 will provide economic stimulus for Iowa.

34 (ii) Provide emphasis to providing services to Iowa-based
35 companies.

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1 (b) For the purpose of implementing the entrepreneurship
2 and economic growth initiative, and for not more than the
3 following full-time equivalent positions:
4 \$ 2,000,000
5 FTEs 8.00
6 (4) UNIVERSITY OF NORTHERN IOWA. For the metal casting and
7 foundry 4.0 centers, advance Iowa, family business center, and
8 the institute for decision making, including salaries, support,
9 maintenance, and miscellaneous purposes, and for not more than
10 the following full-time equivalent positions:
11 \$ 1,466,419
12 FTEs 13.00
13 The university of northern Iowa shall do all of the
14 following:
15 (a) Direct expenditures for research toward projects that
16 will provide economic stimulus for Iowa.
17 (b) Provide emphasis to providing services to Iowa-based
18 companies.
19 (5) As a condition of receiving moneys appropriated in
20 this lettered paragraph “b”, an entity shall testify upon the
21 request of the joint appropriations subcommittee on economic
22 development regarding the expenditure of such moneys.
23 c. DEPARTMENT OF WORKFORCE DEVELOPMENT
24 (1) To develop a long-term sustained program to train
25 unemployed and underemployed central Iowans with skills
26 necessary to advance to higher-paying jobs with full benefits:
27 \$ 100,000
28 (a) The department of workforce development shall begin
29 a request for proposals process, issued for purposes of this
30 subparagraph (1), no later than September 1, 2023.
31 (b) As a condition of receiving moneys appropriated under
32 this subparagraph (1), an entity shall testify upon the
33 request of the joint appropriations subcommittee on economic
34 development regarding the expenditure of such moneys.
35 (2) For the funding of a future ready Iowa coordinator in

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1 the department, and for not more than the following full-time
2 equivalent positions:
3 \$ 150,000
4 FTEs 1.00
5 (3) For distribution to community colleges for the purposes
6 of implementing adult education and literacy programs pursuant
7 to section 84A.19, as enacted by 2023 Iowa Acts, Senate File
8 514:
9 \$ 5,500,000
10 (a) From the moneys appropriated in this numbered
11 subparagraph, \$3,883,000 shall be allocated pursuant to the
12 formula established in section 260C.18C.

13 (b) From the moneys appropriated in this numbered
 14 subparagraph, not more than \$150,000 shall be used by the
 15 department of workforce development for implementation of adult
 16 education and literacy programs pursuant to section 84A.19, as
 17 enacted by 2023 Iowa Acts, Senate File 514.

18 (c) From the moneys appropriated in this numbered
 19 subparagraph, not more than \$1,257,000 shall be distributed
 20 as grants to community colleges for the purpose of adult
 21 basic education programs for students requiring instruction
 22 in English as a second language. The department of workforce
 23 development shall establish an application process and criteria
 24 to award grants pursuant to this subparagraph division to
 25 community colleges. The criteria shall be based on need for
 26 instruction in English as a second language in the region
 27 served by each community college as determined by factors
 28 including data from the latest federal decennial census and
 29 outreach efforts to determine regional needs.

30 (d) From the moneys appropriated in this numbered
 31 subparagraph, \$210,000 shall be transferred to the department
 32 of health and human services for purposes of administering a
 33 program to provide access to international resources to Iowans
 34 and new Iowans to provide economic and leadership development
 35 resulting in Iowa being a more inclusive and welcoming place

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1 to live, work, and raise a family. The program shall provide
 2 supplemental support services for international refugees to
 3 improve learning, English literacy, life skills, cultural
 4 competencies, and integration in a county with a population
 5 over 350,000 as determined by the 2020 federal decennial
 6 census. The department of health and human services shall
 7 utilize a request for proposals process to identify the entity
 8 best qualified to implement the program.

9 (4) For deposit in the statewide work-based learning
 10 intermediary network fund created pursuant to section 256.40,
 11 as amended by 2023 Iowa Acts, Senate File 514:

12 \$ 1,500,000

13 From the moneys appropriated in this numbered subparagraph,
 14 not more than \$50,000 shall be used by the department of
 15 workforce development to provide statewide support for
 16 work-based learning.

17 (5) For the funding of internships for students studying in
 18 the fields of science, technology, engineering, and mathematics
 19 with eligible Iowa employers as provided in section 15.411,
 20 subsection 3, paragraph "c":

21 \$ 633,325

22 2. Notwithstanding section 8.33, moneys appropriated in
 23 this section that remain unencumbered or unobligated at the
 24 close of the fiscal year shall not revert but shall remain
 25 available for expenditure for the purposes designated until the
 26 close of the succeeding fiscal year.

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1 11, is amended to read as follows:

2 11. FUTURE READY IOWA — VOLUNTEER MENTORING PROGRAM

3 a. There is appropriated from the Iowa skilled worker and
4 job creation fund created in section 8.75 to the economic
5 development authority for the fiscal year beginning July 1,
6 2022, and ending June 30, 2023, the following amount, or so
7 much thereof as is necessary, to be used for the purposes
8 designated:

9 For allocation to the Iowa commission on volunteer services
10 to be used for establishing a volunteer mentor program to
11 support implementation of the future ready Iowa skilled
12 workforce last-dollar scholarship program in section 261.131
13 and the future ready Iowa skilled workforce grant program
14 created in section 261.132, and for not more than the following
15 full-time equivalent positions:

16	\$	400,000
17	FTEs	1.15

18 b. Notwithstanding section 8.33, moneys appropriated in
19 this subsection that remain unencumbered or unobligated at the
20 close of the fiscal year shall not revert but shall remain
21 available for expenditure for the purposes designated, and for
22 not more than the authorized full-time equivalent positions,
23 until the close of the succeeding fiscal year.

24 DIVISION III

25 HOUSING RENEWAL PILOT PROGRAM

26 Sec. 18. 2022 Iowa Acts, chapter 1148, section 20, is
27 amended to read as follows:

28 SEC. 20. HOUSING RENEWAL PILOT PROGRAM.

29 1. For purposes of this section, ~~“nonprofit Iowa~~
30 ~~affiliate”~~:

31 a. “Eligible participant” includes cities, counties,
32 consortiums of local governments, and organizations exempt from
33 taxation pursuant to section 501(c)(3) of the Internal Revenue
34 Code.

35 b. “Nonprofit Iowa affiliate” means a nonprofit Iowa

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1 affiliate of a nonprofit international organization whose
2 primary activity is the promotion of the construction,
3 remodeling, or rehabilitation of one-family or two-family
4 dwellings for use by low-income families.

5 2. a. A housing renewal program fund is created in the
6 state treasury under the control of the Iowa finance authority.
7 The fund shall consist of moneys appropriated to or deposited
8 in the fund. Moneys in the fund are appropriated to the Iowa
9 finance authority to establish and administer a housing renewal
10 pilot program.

11 b. For the fiscal year beginning July 1, 2022, and ending
12 June 30, 2023, there is appropriated from the general fund of

13 the state to the Iowa finance authority five hundred thousand
14 dollars for deposit in the housing renewal program fund.
15 c. Notwithstanding section 8.33, moneys appropriated in
16 this section that remain unencumbered or unobligated at the
17 close of the fiscal year shall not revert but shall remain
18 available for expenditure for the purposes designated until the
19 close of the succeeding fiscal year.
20 ~~e. d.~~ Notwithstanding section 12C.7, subsection 2,
21 interest or earnings on moneys in the housing renewal program
22 fund shall be credited to the fund. Payment of interest,
23 income generated from the sale of an ownership unit pursuant to
24 subsection 6, recaptures of ~~grant~~ financial assistance awards,
25 and other repayments under the housing renewal pilot program
26 shall be deposited in the fund.
27 3. a. The Iowa finance authority shall provide moneys
28 from the housing renewal program fund to a nonprofit Iowa
29 affiliate that shall use the moneys to award grants financial
30 assistance under the housing renewal pilot program to eligible
31 participants.
32 b. Eligible participants ~~under paragraph "a"~~ shall use
33 a grant financial assistance awarded under the housing
34 renewal pilot program only for purposes of the acquisition,
35 rehabilitation, and resale of ownership units; the acquisition

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1 and demolition of blighted structures; and the redevelopment
2 of ownership units.
3 4. Twenty-five percent of moneys appropriated to the
4 housing renewal program fund shall be allocated to ~~rural~~
5 communities financial assistance awards for eligible
6 participants located in the eighty-eight least populated
7 counties in the state.
8 5. a. The nonprofit Iowa affiliate ~~may partner with a city,~~
9 ~~a county, a consortium of local governments, or an organization~~
10 ~~exempt from taxation pursuant to section 501(c)(3) of the~~
11 ~~Internal Revenue Code; however, the nonprofit Iowa affiliate~~
12 ~~shall determine the geographic location of all projects for~~
13 ~~which a grant is awarded~~ shall determine the criteria used
14 to evaluate eligible participants and to award financial
15 assistance to eligible participants selected by the nonprofit
16 Iowa affiliate.
17 b. The nonprofit Iowa affiliate shall not award ~~a grantee an~~
18 eligible participant more than one hundred thousand dollars per
19 ownership unit. ~~A grantee may use up to five percent of a grant~~
20 ~~for administration expenses related to the grantee's project.~~
21 The nonprofit Iowa affiliate may use up to five percent of the
22 financial assistance awarded to an eligible participant for
23 administrative expenses related to the housing renewal pilot
24 program.
25 c. (1) ~~A grantee~~ An eligible participant shall have a
26 maximum of thirty-six months from the date a contract is

27 executed between the nonprofit Iowa affiliate and the ~~grantee~~
28 ~~eligible participant~~ for the ~~grantee's eligible participant to~~
29 ~~complete the eligible participant's~~ project. The ~~grantee's~~
30 ~~eligible participant's~~ project shall be considered complete
31 when all ~~grant funds~~ financial assistance awarded to the
32 ~~grantee have~~ eligible participant has been expended, and all
33 ownership units that are covered by the contract are finished
34 and available for sale.

35 (2) ~~If a grantee~~ Unless the nonprofit Iowa affiliate

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1 authorizes additional time for good cause shown, if an eligible
2 participant has no project activity within ~~thirty six~~ twelve
3 months from the date a contract is executed between the
4 nonprofit Iowa affiliate and the ~~grantee eligible participant~~,
5 the ~~grant~~ financial assistance award shall be returned to the
6 Iowa finance authority for deposit in the housing renewal
7 program fund.
8 d. ~~A grantee~~ An eligible participant shall sell each
9 completed ownership unit to a homebuyer whose income is under
10 the one hundred twenty percent area median income and who must
11 occupy the ownership unit as the homebuyer's primary residence.
12 The deed to the ownership unit must contain a restrictive
13 resale requirement that prohibits the homebuyer or a subsequent
14 owner from selling the ownership unit to a person with an
15 income above the one hundred twenty percent area median income
16 for five calendar years from the date the ~~grantee eligible~~
17 participant sold the ownership unit to the first homebuyer
18 whose income is under the one hundred twenty percent area
19 median income.

20 6. ~~A grantee may~~ The nonprofit Iowa affiliate shall use
21 income generated from the sale of an ownership unit only for
22 the purpose of ~~additional eligible expenses~~ awarding financial
23 assistance to eligible participants under the housing renewal
24 pilot program.

25 7. The Iowa finance authority shall not use more than five
26 percent of moneys ~~allocated~~ appropriated to the housing renewal
27 program fund for administration and oversight of the housing
28 renewal pilot program.

29 ~~8. The Iowa finance authority shall adopt rules pursuant to~~
30 ~~chapter 17A to administer this division.~~

31 ~~9. 8.~~ The Iowa finance authority, in coordination with the
32 nonprofit Iowa affiliate, shall submit a report to the general
33 assembly on or before December 31, ~~2023~~ 2024, describing the
34 community, economic, and financial impact of the housing
35 renewal pilot program.

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1 9. This section is repealed July 1, 2025.

2 DIVISION IV

3 REGIONAL INDUSTRY SECTOR PARTNERSHIPS — RULES

4 Sec. 19. Section 260H.7B, Code 2023, as amended by 2023 Iowa
5 Acts, Senate File 514, section 2195, is amended by adding the
6 following new subsection:

7 NEW SUBSECTION. 3. The department of workforce development
8 shall adopt rules pursuant to chapter 17A to implement this
9 section.

10 DIVISION V

11 APPRENTICESHIP TRAINING PROGRAM — DEFINITIONS

12 Sec. 20. Section 15B.2, subsection 9A, as enacted by
13 2023 Iowa Acts, Senate File 514, section 2251, is amended by
14 striking the subsection.

15 DIVISION VI

16 NEW JOBS TRAINING AGREEMENTS

17 Sec. 21. 2015 Iowa Acts, chapter 138, section 8, is amended
18 to read as follows:

19 SEC. 8. IOWA NEW JOBS TRAINING AGREEMENTS. An Iowa
20 community college that entered into a new jobs training
21 agreement pursuant to chapter 260E, which was effective in
22 April ~~2012~~ 2021, with an Iowa employer may enter into a new
23 agreement with such employer pursuant to chapter 260E, which
24 will be effective September ~~2015~~ 2023, and may use the base
25 employment determined in ~~April 2012~~ October 2021 as the base
26 employment for determining the new jobs eligible under the
27 new agreement if the base employment determined in ~~April 2012~~
28 ~~October 2021~~ was ~~2,125~~ 2,335 employees. The new agreement
29 under chapter 260E shall be limited to seven years from the
30 effective date of the agreement.>

31 2. Title page, by striking line 1 and inserting <An
32 Act relating to and making appropriations for the economic
33 development of the state, including to the economic
34 development>

35 3. Title page, by striking line 5 and inserting

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1 <institutions, and modifying the housing renewal pilot
2 program and provisions related to regional industry sector
3 partnerships, the apprenticeship training program, and new jobs
4 training agreements.>

MARK LOFGREN

S-3208

HOUSE AMENDMENT TO
SENATE AMENDMENT TO
HOUSE FILE 648

- 1 Amend the Senate amendment, H-1272, to House File 648, as
2 passed by the House, as follows:
3 1. Page 1, by striking lines 17 through 22 and inserting:
4 <<b. The investment adviser filing the petition to
5 expunge the information was doing business in this state, or
6 the investment adviser representative filing the petition
7 to expunge the information was a resident of this state
8 as provided in section 422.4, when either of the following
9 occurred:
10 (1) The information was first included in the record.
11 (2) The petition was filed in district court.>>
12 2. Page 1, by striking lines 24 through 26 and inserting:
13 <<c. The information arises out of a dispute involving the
14 client of an investment adviser and the investment adviser or
15 investment adviser representative.>>

S-3209

HOUSE AMENDMENT TO
SENATE FILE 575

- 1 Amend Senate File 575, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, line 28, by striking <nonfuel ethanol,> and
4 inserting <nonfuel ethanol,>

S-3210

- 1 Amend House File 430, as amended, passed, and reprinted by
2 the House, as follows:
3 1. By striking everything after the enacting clause and
4 inserting:
5 <Section 1. Section 232.69, subsection 1, unnumbered
6 paragraph 1, Code 2023, is amended to read as follows:
7 The classes of persons enumerated in this subsection shall
8 make a report within twenty-four hours and as provided in
9 section 232.70, of cases of child abuse. In addition, the
10 classes of persons enumerated in this subsection shall make a
11 report of abuse of a child ~~who is under twelve years of age and~~
12 ~~may make a report of abuse of a child who is twelve years of age~~
13 ~~or older~~, which would be defined as child abuse under section
14 232.68, subsection 2, paragraph "a", subparagraph (3) or (5),
15 except that the abuse resulted from the acts or omissions of
16 a person other than a person responsible for the care of the
17 child.
18 Sec. 2. Section 232.69, subsection 1, paragraph b,

19 subparagraph (4), Code 2023, is amended to read as follows:

20 (4) A licensed school employee, certified para-educator,
21 holder of a coaching authorization issued under section 272.31,
22 school employee who is eighteen years of age or older, or an
23 instructor employed by a community college.

24 Sec. 3. Section 232.70, subsection 5, Code 2023, is amended
25 by adding the following new paragraph:

26 NEW PARAGRAPH. *Of.* If the person making the report is a
27 licensed school employee who reasonably believes the person
28 responsible for the injury is also a licensed school employee,
29 the identity of the licensed school employee the person making
30 the report believes is responsible for the injury.

31 Sec. 4. Section 256.9, Code 2023, is amended by adding the
32 following new subsection:

33 NEW SUBSECTION. 66. *a.* Develop and implement a process
34 for the reporting and investigation of any incident that arises
35 that may reasonably lead to the conclusion that any individual

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1 who is employed by the board of directors of a school district,
2 the authorities in charge of an accredited nonpublic school,
3 or the governing board of a charter school, including an
4 individual with a license, endorsement, certification,
5 authorization, or statement of recognition issued by the
6 board of educational examiners, has committed a felony or,
7 in the case of an individual with a license, endorsement,
8 certification, authorization, or statement of recognition
9 issued by the board of educational examiners, has engaged in
10 conduct described in section 272.15, subsection 1, paragraph
11 “a”, subparagraph (1), subparagraph divisions (a) through (d).

12 *b.* The process shall prohibit the board of directors of a
13 school district, the authorities in charge of an accredited
14 nonpublic school, and the governing board of a charter school
15 from entering into any of the following:

16 (1) A written or oral agreement that prohibits the board
17 of directors of the school district, the authorities in charge
18 of an accredited nonpublic school, the governing board of
19 a charter school, an employee of the school district, the
20 accredited nonpublic school, or the charter school, or a
21 contractor of the school district, the accredited nonpublic
22 school, or the charter school from discussing an incident, past
23 performance or actions, past allegations leading to discipline
24 or adverse employment action, or employee resignation with any
25 governmental agent, governmental officer, or any potential
26 employer.

27 (2) A written or oral agreement that waives the liability
28 of an individual with a license, endorsement, certification,
29 authorization, or statement of recognition issued by the
30 board of educational examiners related to or arising from an

31 incident, past performance or action, or past allegations of
32 wrongdoing.
33 c. (1) The process shall require the board of directors
34 of a school district, the authorities in charge of an
35 accredited nonpublic school, and the governing board of a

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1 charter school to provide all documentation and information
2 related to the incident to the board of educational examiners
3 for investigation if the employee who is the subject of the
4 incident and who has a license, endorsement, certification,
5 authorization, or statement of recognition issued by the board
6 of educational examiners resigns or the employee's contract is
7 terminated during the school district's, accredited nonpublic
8 school's, or charter school's investigation of the incident.

9 (2) The process shall require the board of directors of a
10 school district, the authorities in charge of an accredited
11 nonpublic school, and the governing board of a charter school
12 to finalize the investigation of the incident even if the
13 employee who is the subject of the incident and who does not
14 have a license, endorsement, certification, authorization, or
15 statement of recognition issued by the board of educational
16 examiners resigns or the employee's contract is terminated
17 during the school district's, accredited nonpublic school's, or
18 charter school's investigation of the incident.

19 d. The process shall require that, prior to hiring an
20 applicant for any position, the board of directors of a
21 school district, the authorities in charge of an accredited
22 nonpublic school, and the governing board of a charter school
23 must conduct a review of the applicant's employment history,
24 including by contacting the applicant's previous employers
25 listed on the application for employment and by viewing the
26 board of educational examiners' public license information to
27 determine if the applicant has a case pending with a finding of
28 probable cause or any licensure sanction.

29 e. The process shall require the board of directors of a
30 school district, the authorities in charge of an accredited
31 nonpublic school, and the governing board of a charter school
32 to maintain on forms prescribed by the department reference
33 information related to all employees of the school district,
34 accredited nonpublic school, or charter school, and respond to
35 any request for such information from a potential employer.

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1 This paragraph shall not be construed to require the board of
2 directors of a school district, the authorities in charge of
3 an accredited nonpublic school, or the governing board of a
4 charter school to disclose unfounded, closed investigations.
5 The board of directors of a school district, the authorities
6 in charge of an accredited nonpublic school, or the governing

7 board of a charter school shall be immune from any criminal
8 or civil liability arising from the disclosure of reference
9 information under this paragraph if the school district,
10 accredited nonpublic school, or charter school does not
11 knowingly disclose false information.

12 *f.* The board of directors of a school district, the
13 authorities in charge of an accredited nonpublic school, or
14 the governing board of a charter school, and contractors of
15 the school district, the accredited nonpublic school, or the
16 charter school shall be immune from any civil liability arising
17 from discussing an incident, past performance or actions,
18 past allegations leading to discipline or adverse employment
19 action, or employee resignation with any governmental agent,
20 governmental officer, or any potential employer.

21 *g.* If the board of educational examiners finds that the
22 board of directors of a school district, the authorities in
23 charge of an accredited nonpublic school, or the governing
24 board of a charter school has intentionally failed to follow
25 the process established by this subsection regarding an
26 incident, or the reporting requirements established pursuant
27 to section 272.15, related to an employee who holds a license,
28 endorsement, certification, authorization, or statement of
29 recognition issued by the board of educational examiners, any
30 administrator of the school district, the accredited nonpublic
31 school, or the charter school who intentionally failed to
32 ensure compliance with the process shall be subject to a
33 hearing conducted by the board of educational examiners.

34 *h.* If the department finds that the board of directors of
35 a school district, the authorities in charge of an accredited

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1 nonpublic school, or the governing board of a charter school
2 has intentionally failed to follow the process established by
3 this subsection regarding an incident related to an employee
4 who does not hold a license, endorsement, certification,
5 authorization, or statement of recognition issued by the board
6 of educational examiners, any administrator of the school
7 district, the accredited nonpublic school, or the charter
8 school who intentionally failed to ensure compliance with the
9 process shall be subject to a hearing conducted by the board of
10 educational examiners.

11 *i.* If the board of educational examiners finds that the
12 board of directors of a school district, the authorities in
13 charge of an accredited nonpublic school, or the governing
14 board of a charter school has intentionally concealed, or
15 attempted to conceal from any governmental agent, governmental
16 officer, or potential employer a founded incident, or any
17 conduct required to be reported pursuant to section 272.15,
18 related to an employee who holds a license, endorsement,
19 certification, authorization, or statement of recognition
20 issued by the board of educational examiners, any administrator

21 of the school district, the accredited nonpublic school, or the
22 charter school who intentionally assisted in the concealment,
23 or attempted concealment, of an incident, or any conduct
24 required to be reported pursuant to section 272.15, shall be
25 subject to a hearing conducted by the board of educational
26 examiners.

27 j. If the department finds that the board of directors of
28 a school district, the authorities in charge of an accredited
29 nonpublic school, or the governing board of a charter school
30 has intentionally concealed, or attempted to conceal from
31 any governmental agent, governmental officer, or potential
32 employer a founded incident related to an employee who does
33 not hold a license, endorsement, certification, authorization,
34 or statement of recognition issued by the board of educational
35 examiners, any administrator of the school district, the

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1 accredited nonpublic school, or the charter school who
2 intentionally assisted in the concealment, or attempted
3 concealment, of an incident shall be subject to a hearing
4 conducted by the board of educational examiners.

5 Sec. 5. NEW SECTION. 256.158A Required annual report to
6 general assembly.

7 Annually, on or before June 30 of each year, the board
8 shall submit to the general assembly a report that contains
9 information related to the number and types of disciplinary
10 hearings before the board, any trends in the number or types of
11 disciplinary hearings before the board, the number of hearings
12 requested under section 279.24, and any other information
13 deemed relevant by the board in order to inform the general
14 assembly of the status of the enforcement of the board's rules.
15 The report shall not include any personally identifiable
16 information related to individuals who participated in hearings
17 before the board.

18 Sec. 6. Section 256E.7, subsection 2, Code 2023, is amended
19 by adding the following new paragraphs:

20 NEW PARAGRAPH. 0j. Be subject to and comply with the
21 requirements of section 280.33 relating to the reporting and
22 investigation of an incident involving the possible commission
23 of a felony by any person who has been issued a license,
24 endorsement, certification, authorization, or statement of
25 recognition by the board of educational examiners in the same
26 manner as a school district.

27 NEW PARAGRAPH. 00j. Be subject to and comply with the
28 requirements of section 280.34 relating to the requirement
29 to view the board of educational examiners' public license
30 information prior to hiring an individual who has been issued

31 a license, endorsement, certification, authorization, or
32 statement of recognition by the board of educational examiners
33 in the same manner as a school district.
34 Sec. 7. Section 272.2, subsection 15, Code 2023, is amended
35 to read as follows:

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1 15. a. Adopt rules that require specificity in written
2 complaints that are filed by individuals who have personal
3 knowledge of an alleged violation and which are accepted by
4 the board, provide that the jurisdictional requirements as set
5 by the board in administrative rule are met on the face of the
6 complaint before initiating an investigation of allegations,
7 provide that any investigation be limited to the allegations
8 contained on the face of the complaint, provide for an adequate
9 interval between the receipt of a complaint and public notice
10 of the complaint, permit parties to a complaint to mutually
11 agree to a resolution of the complaint filed with the board,
12 allow the respondent the right to review any investigative
13 report upon a finding of probable cause for further action by
14 the board, require that the conduct providing the basis for
15 the complaint occurred within three years of discovery of the
16 event by the complainant unless good cause can be shown for
17 an extension of this limitation, and require complaints to be
18 resolved within one hundred eighty days unless good cause can
19 be shown for an extension of this limitation, and require the
20 board to finalize the investigation of the written complaint
21 even if the licensed practitioner resigns or surrenders the
22 licensed practitioner's license, certificate, authorization, or
23 statement of recognition during the investigation.
24 b. Adopt rules that require the collection and retention of
25 written complaints that are filed. If the board determines a
26 written complaint is not founded, the complaint and all records
27 related to the complaint shall be kept confidential and are not
28 subject to chapter 22.
29 c. Adopt rules that require the board to notify the public
30 when a licensed practitioner who is the subject of an ongoing
31 investigation initiated under paragraph "a" has a case pending
32 with a finding of probable cause. This paragraph shall not be
33 construed to require the board to disclose unfounded, closed
34 investigations initiated under paragraph "a"
35 d. Adopt rules that require the evaluation of complaints

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1 that did not result in any discipline or sanction if similar
2 complaints are filed against the same licensed practitioner.
3 e. Adopt rules that require the board to investigate an
4 administrator who is employed by the school that employs a
5 licensed practitioner who is the subject of an investigation
6 initiated under paragraph "a". The rules shall require

7 the board to investigate whether the administrator filed a
8 written complaint pursuant to this subsection and whether the
9 administrator was required to report to the board pursuant to
10 section 272.15.

11 Sec. 8. Section 272.3, Code 2023, is amended by striking the
12 section and inserting in lieu thereof the following:

13 **272.3 Membership.**

14 1. The board of educational examiners shall consist of
15 thirteen members, subject to the following requirements:

16 a. Four members shall be members of the general public
17 who have demonstrated an interest in education but have
18 never held a practitioner's license. Two of the members
19 appointed pursuant to this paragraph shall be the parent or
20 guardian of a student who is currently enrolled in a school
21 district, accredited nonpublic school, or charter school,
22 shall not currently hold any elective office, and shall not
23 be an employee or contractor of a school district, accredited
24 nonpublic school, or charter school. One of the members
25 appointed pursuant to this paragraph shall have been or
26 currently be a member of the board of directors of a school
27 district.

28 b. Eight members shall be licensed practitioners. Three
29 of the members appointed pursuant to this paragraph shall be
30 administrators and one shall be an employee of an accredited
31 nonpublic school. The remaining four members appointed
32 pursuant to this paragraph shall be selected from the following
33 areas and specialties of the teaching profession:

- 34 (1) Elementary teachers.
35 (2) Secondary teachers.

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- 1 (3) Special education or similar teachers.
2 (4) Counselors or other special purpose practitioners.
3 (5) School service personnel.

4 c. One member shall be the director of the department or the
5 director's designee.

6 2. The membership of the board shall comply with the
7 requirements of sections 69.16 and 69.16A. A quorum of the
8 board shall consist of seven members. Members shall elect a
9 chairperson of the board. Members, except for the director of
10 the department or the director's designee, shall be appointed
11 by the governor subject to confirmation by the senate.

12 Sec. 9. Section 272.4, subsection 1, Code 2023, is amended
13 to read as follows:

14 1. Members, except for the director ~~of the department of~~
15 ~~education~~ or the director's designee, shall be appointed to
16 serve staggered terms of four years. A member shall not serve
17 more than two consecutive terms, except for the director ~~of the~~
18 ~~department of education~~ or the director's designee, who shall
19 serve until the director's term of office expires. A member of
20 the board, ~~except for the two public members and the director~~

21 ~~of the department of education or the director's designee, who~~
 22 ~~is a licensed practitioner appointed pursuant to section 272.3,~~
 23 ~~subsection 1, paragraph "b",~~ shall hold a valid practitioner's
 24 license during the member's term of office. A vacancy exists
 25 when any of the following occur:
 26 a. ~~A nonpublic member's license~~ The license of a licensed
 27 practitioner appointed pursuant to section 272.3, subsection 1,
 28 paragraph "b", expires, is suspended, or is revoked.
 29 b. ~~A nonpublic member~~ licensed practitioner appointed
 30 pursuant to section 272.3, subsection 1, paragraph "b", retires
 31 or terminates employment as a practitioner.
 32 c. A member dies, resigns, is removed from office, or is
 33 otherwise physically unable to perform the duties of office.
 34 d. A member's term of office expires.
 35 Sec. 10. NEW SECTION. 280.33 Incidents related to licensed

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1 **practitioners — reporting and investigation.**
 2 The board of directors of a school district and the
 3 authorities in charge of each accredited nonpublic school shall
 4 follow the process created by the department of education
 5 pursuant to section 256.9, subsection 66, related to the
 6 reporting and investigation of an incident involving the
 7 possible commission of a felony by any employee of the board of
 8 directors of the school district or the authorities in charge
 9 of the accredited nonpublic school.
 10 Sec. 11. NEW SECTION. 280.34 Requirement to view public
 11 license information.
 12 Prior to hiring an individual who has been issued a license,
 13 endorsement, certification, authorization, or statement of
 14 recognition by the board of educational examiners, a school
 15 district or an accredited nonpublic school, as applicable,
 16 shall view the board of educational examiners' public license
 17 information to determine if the individual has a case pending
 18 with a finding of probable cause or any licensure sanction.
 19 This section shall not be construed to require the board
 20 of educational examiners to disclose unfounded, closed
 21 investigations.
 22 Sec. 12. APPLICABILITY. The following apply to the
 23 governor's appointments to the board of educational examiners
 24 on or after the effective date of this Act:
 25 1. The section of this Act amending section 272.3.
 26 2. The section of this Act amending section 272.4,
 27 subsection 1.>
 28 2. Title page, line 6, after <examiners> by inserting <,
 29 modifying the membership of the board of educational examiners,
 30 and including applicability provisions>

CHRIS COURNOYER

S-3211

1 Amend Senate File 353 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 441.30, subsections 1 and 2, Code 2023,
5 are amended to read as follows:

6 1. Any property owner or aggrieved taxpayer who is
7 dissatisfied with the owner's or taxpayer's assessment may
8 contact the assessor by telephone or in writing by paper
9 or electronic medium on or after April 2, to and including
10 April 25, of the year of the assessment to inquire about the
11 specifics and accuracy of the assessment. Such an inquiry may
12 also include a request for an informal review of the assessment
13 by the assessor under one or more of the grounds for protest
14 authorized under section 441.37. In any county that has been
15 declared to be a disaster area by proper federal authorities
16 after March 1 and prior to May 20 of the year of assessment, the
17 period for inquiries under this subsection shall be extended to
18 and include May 25 of such year.

19 2. In response to an inquiry under subsection 1, if the
20 assessor, following an informal review, determines that the
21 assessment was incorrect under one or more of the grounds for
22 protest authorized under section 441.37, the assessor may, on
23 or before April 25, or on or before May 25 if the period of time
24 is extended under subsection 1, recommend that the property
25 owner or aggrieved taxpayer file a protest with the local board
26 of review and may file a recommendation with the local board
27 of review related to the informal review, or may enter into a
28 signed written agreement with the property owner or aggrieved
29 taxpayer authorizing the assessor to correct or modify the
30 assessment according to the agreement of the parties.

31 Sec. 2. Section 441.37, subsection 1, paragraph a,
32 subparagraph (1), unnumbered paragraph 1, Code 2023, is amended
33 to read as follows:

34 Any property owner or aggrieved taxpayer who is dissatisfied
35 with the owner's or taxpayer's assessment may file a protest

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1 against such assessment with the board of review on or
2 after April 2, to and including April 30, of the year of the
3 assessment. In any county which has been declared to be a
4 disaster area by proper federal authorities after March 1 and
5 prior to May 20 of said year of assessment, the board of review
6 shall be authorized to remain in session until ~~June~~ July 15 and
7 the time for filing a protest shall be extended to and include
8 the period from May ~~25~~ 1 to June 5 of such year. The protest
9 shall be in writing on forms prescribed by the director of
10 revenue and, except as provided in subsection 3, signed by the
11 one protesting or by the protester's duly authorized agent.
12 The taxpayer may have an oral hearing on the protest if the

13 request for the oral hearing is made in writing at the time of
14 filing the protest. The protest must be confined to one or
15 more of the following grounds:>
16 2. Title page, by striking lines 1 through 4 and inserting
17 <An Act relating to certain deadlines relating to the informal
18 review and protest of property assessments in counties declared
19 to be a disaster area.>

MARK LOFGREN

S-3212

1 Amend House File 270, as passed by the House, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 441.30, subsections 1 and 2, Code 2023,
5 are amended to read as follows:
6 1. Any property owner or aggrieved taxpayer who is
7 dissatisfied with the owner's or taxpayer's assessment may
8 contact the assessor by telephone or in writing by paper
9 or electronic medium on or after April 2, to and including
10 April 25, of the year of the assessment to inquire about the
11 specifics and accuracy of the assessment. Such an inquiry may
12 also include a request for an informal review of the assessment
13 by the assessor under one or more of the grounds for protest
14 authorized under section 441.37. In any county that has been
15 declared to be a disaster area by proper federal authorities
16 or that is the subject of a state of disaster emergency
17 proclamation by the governor after March 1 and prior to May
18 20 of the year of assessment, the period for inquiries under
19 this subsection shall be extended to and include May 25 of such
20 year.
21 2. In response to an inquiry under subsection 1, if the
22 assessor, following an informal review, determines that the
23 assessment was incorrect under one or more of the grounds for
24 protest authorized under section 441.37, the assessor may, on
25 or before April 25, or on or before May 25 if the period of time
26 is extended under subsection 1, recommend that the property
27 owner or aggrieved taxpayer file a protest with the local board
28 of review and may file a recommendation with the local board
29 of review related to the informal review, or may enter into a
30 signed written agreement with the property owner or aggrieved
31 taxpayer authorizing the assessor to correct or modify the
32 assessment according to the agreement of the parties.
33 Sec. 2. Section 441.37, subsection 1, paragraph a,
34 subparagraph (1), unnumbered paragraph 1, Code 2023, is amended
35 to read as follows:

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1 Any property owner or aggrieved taxpayer who is dissatisfied
2 with the owner's or taxpayer's assessment may file a protest
3 against such assessment with the board of review on or
4 after April 2, to and including April 30, of the year of the
5 assessment. In any county which has been declared to be a
6 disaster area by proper federal authorities or that is the
7 subject of a state of disaster emergency proclamation by the
8 governor after March 1 and prior to May 20 of said year of
9 assessment, the board of review shall be authorized to remain
10 in session until ~~June~~ July 15 and the time for filing a protest
11 shall be extended to and include the period from May ~~25~~ 1
12 to June 5 of such year. The protest shall be in writing on
13 forms prescribed by the director of revenue and, except as
14 provided in subsection 3, signed by the one protesting or by
15 the protester's duly authorized agent. The taxpayer may have
16 an oral hearing on the protest if the request for the oral
17 hearing is made in writing at the time of filing the protest.
18 The protest must be confined to one or more of the following
19 grounds:>
20 2. Title page, by striking lines 1 through 3 and inserting
21 <An Act relating to certain deadlines relating to the informal
22 review and protest of property assessments in counties declared
23 to be a disaster area or that are the subject of a disaster
24 emergency proclamation.>

MARK LOFGREN

S-3213

1 Amend Senate File 562 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 FY 2023–2024 APPROPRIATIONS
6 Section 1. DEPARTMENT OF JUSTICE.
7 1. There is appropriated from the general fund of the state
8 to the department of justice for the fiscal year beginning July
9 1, 2023, and ending June 30, 2024, the following amounts, or
10 so much thereof as is necessary, to be used for the purposes
11 designated:
12 a. For the general office of attorney general for
13 salaries, support, maintenance, and miscellaneous purposes,
14 including the prosecuting attorneys training program, matching
15 funds for federal violence against women grant programs,
16 victim assistance grants, the office of drug control policy
17 prosecuting attorney program, and odometer fraud enforcement,
18 and for not more than the following full-time equivalent
19 positions:
20 \$ 7,749,860
21 FTEs 228.00

22 As a condition of receiving the appropriation provided
23 in this lettered paragraph, the department of justice shall
24 maintain a record of the estimated time incurred representing
25 each agency or department.
26 The general office of attorney general may temporarily
27 exceed and draw more than the amount appropriated in this
28 lettered paragraph and incur a negative cash balance as long
29 as there are receivables equal to or greater than the negative
30 balances and the amount appropriated in this lettered paragraph
31 is not exceeded at the close of the fiscal year.
32 b. For victim assistance grants:
33 \$ 5,016,708
34 The moneys appropriated in this lettered paragraph shall be
35 used to provide grants to care providers providing services to

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1 crime victims of domestic abuse or to crime victims of rape and
2 sexual assault.
3 The balance of the victim compensation fund established
4 in section 915.94 may be used to provide salary and support
5 of not more than 24.00 full-time equivalent positions and to
6 provide maintenance for the victim compensation functions
7 of the department of justice. In addition to the full-time
8 equivalent positions authorized pursuant to this paragraph,
9 7.00 full-time equivalent positions are authorized and shall
10 be used by the department of justice to employ one accountant
11 and four program planners. The department of justice may
12 employ the additional 7.00 full-time equivalent positions
13 authorized pursuant to this paragraph that are in excess of the
14 number of full-time equivalent positions authorized only if
15 the department of justice receives sufficient federal moneys
16 to maintain employment for the additional full-time equivalent
17 positions during the current fiscal year. The department
18 of justice shall only employ the additional 7.00 full-time
19 equivalent positions in succeeding fiscal years if sufficient
20 federal moneys are received during each of those succeeding
21 fiscal years.
22 The department of justice shall transfer at least \$150,000
23 from the victim compensation fund established in section 915.94
24 to the victim assistance grant program established in section
25 13.31.
26 Notwithstanding section 8.33, moneys appropriated in this
27 lettered paragraph that remain unencumbered or unobligated at
28 the close of the fiscal year shall not revert but shall remain
29 available for expenditure for the purposes designated until the
30 close of the succeeding fiscal year.
31 c. For legal services for persons in poverty grants as
32 provided in section 13.34:
33 \$ 2,634,601
34 d. To improve the department of justice's cybersecurity and
35 technology infrastructure:

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1	\$	202,060
2 2. a. The department of justice, in submitting budget		
3 estimates for the fiscal year beginning July 1, 2024, pursuant		
4 to section 8.23, shall include a report of funding from sources		
5 other than amounts appropriated directly from the general fund		
6 of the state to the department of justice or to the office of		
7 consumer advocate. These funding sources shall include but		
8 are not limited to reimbursements from other state agencies,		
9 commissions, boards, or similar entities, and reimbursements		
10 from special funds or internal accounts within the department		
11 of justice. The department of justice shall also report actual		
12 reimbursements for the fiscal year beginning July 1, 2022,		
13 and actual and expected reimbursements for the fiscal year		
14 beginning July 1, 2023.		
15 b. The department of justice shall include the report		
16 required under paragraph "a", as well as information regarding		
17 any revisions occurring as a result of reimbursements actually		
18 received or expected at a later date, in a report to the		
19 general assembly. The department of justice shall submit the		
20 report on or before January 15, 2024.		
21 3. a. The department of justice shall fully reimburse		
22 the costs and necessary related expenses incurred by the Iowa		
23 law enforcement academy to continue to employ one additional		
24 instructor position who shall provide training for human		
25 trafficking-related issues throughout the state.		
26 b. The department of justice shall obtain the moneys		
27 necessary to reimburse the Iowa law enforcement academy to		
28 employ such an instructor from unrestricted moneys from either		
29 the victim compensation fund established in section 915.94 or		
30 the human trafficking victim fund established in section 915.95		
31 or the human trafficking enforcement fund established in 2015		
32 Iowa Acts, chapter 138, section 141.		
33 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated		
34 from the commerce revolving fund created in section 546.12, as		
35 amended by 2023 Iowa Acts, Senate File 514, to the office of		

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1 consumer advocate of the department of justice for the fiscal		
2 year beginning July 1, 2023, and ending June 30, 2024, the		
3 following amount, or so much thereof as is necessary, to be		
4 used for the purposes designated:		
5 For salaries, support, maintenance, and miscellaneous		
6 purposes, and for not more than the following full-time		
7 equivalent positions:		
8	\$	3,378,093
9	FTEs	18.00
10 The office of consumer advocate shall include in its charges		
11 assessed or revenues generated an amount sufficient to cover		
12 the amount stated in its appropriation and any state-assessed		

13 indirect costs determined by the department of administrative
14 services.

15 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

16 1. There is appropriated from the general fund of the state
17 to the department of corrections for the fiscal year beginning
18 July 1, 2023, and ending June 30, 2024, the following amounts,
19 or so much thereof as is necessary, to be used for the purposes
20 designated:

21 a. For the operation of the Fort Madison correctional
22 facility, including salaries, support, maintenance, and
23 miscellaneous purposes:
24 \$ 44,192,771

25 b. For the operation of the Anamosa correctional facility,
26 including salaries, support, maintenance, and miscellaneous
27 purposes:
28 \$ 37,022,808

29 c. For the operation of the Oakdale correctional facility,
30 including salaries, support, maintenance, and miscellaneous
31 purposes:
32 \$ 56,368,832

33 d. For the Oakdale correctional facility for
34 department-wide institutional pharmaceuticals and miscellaneous
35 purposes:

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1 \$ 9,550,417

2 e. For the operation of the Newton correctional facility,
3 including salaries, support, maintenance, and miscellaneous
4 purposes:
5 \$ 30,437,665

6 f. For the operation of the Mount Pleasant correctional
7 facility, including salaries, support, maintenance, and
8 miscellaneous purposes:
9 \$ 28,642,429

10 g. For the operation of the Rockwell City correctional
11 facility, including salaries, support, maintenance, and
12 miscellaneous purposes:
13 \$ 11,090,142

14 h. For the operation of the Clarinda correctional facility,
15 including salaries, support, maintenance, and miscellaneous
16 purposes:
17 \$ 27,355,684

18 Moneys received by the department of corrections as
19 reimbursement for services provided to the Clarinda youth
20 corporation are appropriated to the department and shall be
21 used for the purpose of operating the Clarinda correctional
22 facility.

23 i. For the operation of the Mitchellville correctional
24 facility, including salaries, support, maintenance, and
25 miscellaneous purposes:
26 \$ 24,946,721

27 j. For the operation of the Fort Dodge correctional
 28 facility, including salaries, support, maintenance, and
 29 miscellaneous purposes:
 30 \$ 32,742,479
 31 k. For reimbursement of counties for temporary confinement
 32 of prisoners, as provided in sections 901.7, 904.908, and
 33 906.17, and for offenders confined pursuant to section 904.513:
 34 \$ 1,195,319
 35 1. For federal prison reimbursement, reimbursements for

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1 out-of-state placements, and miscellaneous contracts:
 2 \$ 234,411
 3 2. The department of corrections shall use moneys
 4 appropriated in subsection 1 to continue to contract for the
 5 services of a Muslim imam and a Native American spiritual
 6 leader.
 7 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.
 8 There is appropriated from the general fund of the state to the
 9 department of corrections for the fiscal year beginning July
 10 1, 2023, and ending June 30, 2024, the following amounts, or
 11 so much thereof as is necessary, to be used for the purposes
 12 designated:
 13 1. For general administration, including salaries and the
 14 adjustment of salaries throughout the department, support,
 15 maintenance, employment of an education director to administer
 16 a centralized education program for the correctional system,
 17 and miscellaneous purposes:
 18 \$ 6,313,331
 19 a. It is the intent of the general assembly that each
 20 lease negotiated by the department of corrections with a
 21 private corporation for the purpose of providing private
 22 industry employment of inmates in a correctional institution
 23 shall prohibit the private corporation from utilizing inmate
 24 labor for partisan political purposes for any person seeking
 25 election to public office in this state and that a violation
 26 of this requirement shall result in a termination of the lease
 27 agreement.
 28 b. It is the intent of the general assembly that as a
 29 condition of receiving the appropriation provided in this
 30 subsection the department of corrections shall not enter into
 31 a lease or contractual agreement pursuant to section 904.809
 32 with a private corporation for the use of building space for
 33 the purpose of providing inmate employment without providing
 34 that the terms of the lease or contract establish safeguards to
 35 restrict, to the greatest extent feasible, access by inmates

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1 working for the private corporation to personal identifying
2 information of citizens.

3 2. For educational programs for inmates at state penal
4 institutions:
5 \$ 2,608,109

6 a. To maximize the funding for educational programs,
7 the department shall establish guidelines and procedures to
8 prioritize the availability of educational and vocational
9 training for inmates based upon the goal of facilitating an
10 inmate's successful release from the correctional institution.

11 b. The director of the department of corrections may
12 transfer moneys from Iowa prison industries and the canteen
13 operating funds established pursuant to section 904.310, for
14 use in educational programs for inmates.

15 c. Notwithstanding section 8.33, moneys appropriated in
16 this subsection that remain unencumbered or unobligated at the
17 close of the fiscal year shall not revert but shall remain
18 available to be used only for the purposes designated in this
19 subsection until the close of the succeeding fiscal year.

20 3. For the development and operation of the Iowa corrections
21 offender network (ICON) data system:
22 \$ 2,000,000

23 4. For offender mental health and substance abuse
24 treatment:
25 \$ 28,065

26 5. For department-wide duties, including operations, costs,
27 and miscellaneous purposes:
28 \$ 12,974,108

29 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
30 SERVICES.

31 1. There is appropriated from the general fund of the state
32 to the department of corrections for the fiscal year beginning
33 July 1, 2023, and ending June 30, 2024, for salaries, support,
34 maintenance, and miscellaneous purposes, the following amounts,
35 or so much thereof as is necessary, to be used for the purposes

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1 designated:

2 a. For the first judicial district department of
3 correctional services:
4 \$ 16,207,339

5 It is the intent of the general assembly that the first
6 judicial district department of correctional services maintains
7 the drug courts operated by the district department.

8 b. For the second judicial district department of
9 correctional services:
10 \$ 12,789,649

11 It is the intent of the general assembly that the second
12 judicial district department of correctional services maintains

13	two drug courts to be operated by the district department.		
14	c. For the third judicial district department of		
15	correctional services:		
16	.....	\$	7,710,790
17	d. For the fourth judicial district department of		
18	correctional services:		
19	.....	\$	6,193,805
20	e. For the fifth judicial district department of		
21	correctional services, including funding for electronic		
22	monitoring devices for use on a statewide basis:		
23	.....	\$	23,440,024
24	It is the intent of the general assembly that the fifth		
25	judicial district department of correctional services maintains		
26	the drug court operated by the district department.		
27	f. For the sixth judicial district department of		
28	correctional services:		
29	.....	\$	16,755,370
30	It is the intent of the general assembly that the sixth		
31	judicial district department of correctional services maintains		
32	the drug court operated by the district department.		
33	g. For the seventh judicial district department of		
34	correctional services:		
35	\$	10,362,851

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1	It is the intent of the general assembly that the seventh		
2	judicial district department of correctional services maintains		
3	the drug court operated by the district department.		
4	h. For the eighth judicial district department of		
5	correctional services:		
6	.....	\$	9,238,778
7	2. Each judicial district department of correctional		
8	services, within the moneys available, shall continue programs		
9	and plans established within that district to provide for		
10	intensive supervision, sex offender treatment, diversion of		
11	low-risk offenders to the least restrictive sanction available,		
12	job development, and expanded use of intermediate criminal		
13	sanctions.		
14	3. Each judicial district department of correctional		
15	services shall provide alternatives to prison consistent with		
16	chapter 901B. The alternatives to prison shall ensure public		
17	safety while providing maximum rehabilitation to the offender.		
18	A judicial district department of correctional services may		
19	also establish a day program.		
20	4. The office of drug control policy of the department		
21	of public safety shall consider federal grants made to the		
22	department of corrections for the benefit of each of the eight		
23	judicial district departments of correctional services as local		
24	government grants, as defined pursuant to federal regulations.		
25	5. The department of corrections shall continue to contract		
26	with a judicial district department of correctional services to		

27 provide for the rental of electronic monitoring equipment which
28 shall be available statewide.

29 6. The public safety assessment shall not be utilized in
30 pretrial hearings when determining whether to detain or release
31 a defendant before trial until such time the use of the public
32 safety assessment has been specifically authorized by the
33 general assembly.

34 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
35 APPROPRIATIONS. Notwithstanding section 8.39, within the

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1 moneys appropriated in this division of this Act to the
2 department of corrections, the department may reallocate the
3 moneys appropriated and allocated as necessary to best fulfill
4 the needs of the correctional institutions, administration
5 of the department, and the judicial district departments of
6 correctional services. However, in addition to complying with
7 the requirements of sections 904.116 and 905.8 and providing
8 notice to the legislative services agency, the department
9 of corrections shall also provide notice to the department
10 of management, prior to the effective date of the revision
11 or reallocation of an appropriation made pursuant to this
12 section. The department of corrections shall not reallocate an
13 appropriation or allocation for the purpose of eliminating any
14 program.

15 Sec. 7. INTENT — REPORTS.

16 1. The department of corrections, in cooperation with
17 townships, the Iowa cemetery associations, and other nonprofit
18 or governmental entities, may use inmate labor during the
19 fiscal year beginning July 1, 2023, to restore or preserve
20 rural cemeteries and historical landmarks. The department, in
21 cooperation with the counties, may also use inmate labor to
22 clean up roads, major water sources, and other water sources
23 around the state.

24 2. By January 15, 2024, the department shall provide an
25 annual status report regarding private-sector employment to
26 the general assembly. The report shall include the number
27 of offenders employed in the private sector, the combined
28 number of hours worked by the offenders, the total amount of
29 allowances, and the distribution of allowances pursuant to
30 section 904.702, including any moneys deposited in the general
31 fund of the state.

32 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
33 corrections shall submit a report on electronic monitoring
34 to the general assembly by January 15, 2024. The report
35 shall specifically address the number of persons being

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1 electronically monitored and break down the number of persons
2 being electronically monitored by offense committed. The
3 report shall also include a comparison of any data from the
4 prior fiscal year with the current fiscal year.

5 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

6 1. As used in this section, unless the context otherwise
7 requires, “state agency” means the government of the state
8 of Iowa, including but not limited to all executive branch
9 departments, agencies, boards, bureaus, and commissions, the
10 judicial branch, the general assembly and all legislative
11 agencies, institutions within the purview of the state board of
12 regents, and any corporation whose primary function is to act
13 as an instrumentality of the state.

14 2. State agencies are encouraged to purchase products from
15 Iowa state industries, as defined in section 904.802, when
16 purchases are required and the products are available from
17 Iowa state industries. State agencies shall obtain bids from
18 Iowa state industries for purchases of office furniture during
19 the fiscal year beginning July 1, 2023, exceeding \$5,000 or
20 in accordance with applicable administrative rules related to
21 purchases for the agency.

22 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

23 1. There is appropriated from the general fund of the
24 state to the Iowa law enforcement academy for the fiscal year
25 beginning July 1, 2023, and ending June 30, 2024, the following
26 amount, or so much thereof as is necessary, to be used for the
27 purposes designated:

28 a. For salaries, support, maintenance, and miscellaneous
29 purposes, including jailer training and technical assistance,
30 and for not more than the following full-time equivalent
31 positions:

32	\$	1,238,504
33	FTEs	30.25

34 b. The Iowa law enforcement academy may temporarily exceed
35 and draw more than the amount appropriated in this subsection

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1 and incur a negative cash balance as long as there are
2 receivables equal to or greater than the negative balance and
3 the amount appropriated in this subsection is not exceeded at
4 the close of the fiscal year.

5 2. The Iowa law enforcement academy may select at least
6 five automobiles of the department of public safety, division
7 of state patrol, prior to turning over the automobiles to
8 the department of administrative services to be disposed
9 of by public auction, and the Iowa law enforcement academy
10 may exchange any automobile owned by the academy for each
11 automobile selected if the selected automobile is used in
12 training law enforcement officers at the academy. However, any

13 automobile exchanged by the academy shall be substituted for
14 the selected vehicle of the department of public safety and
15 sold by public auction with the receipts being deposited in the
16 depreciation fund maintained pursuant to section 8A.365 to the
17 credit of the department of public safety, division of state
18 patrol.

19 3. The Iowa law enforcement academy shall provide training
20 for domestic abuse and human trafficking-related issues
21 throughout the state. The training shall be offered at no
22 cost to the attendees and the training shall not replace any
23 existing domestic abuse or human trafficking training offered
24 by the academy.

25 Sec. 11. STATE PUBLIC DEFENDER.

26 1. There is appropriated from the general fund of the state
27 to the office of the state public defender of the department
28 of inspections, appeals, and licensing for the fiscal year
29 beginning July 1, 2023, and ending June 30, 2024, the following
30 amounts, or so much thereof as is necessary, to be used for the
31 purposes designated:

32 a. For salaries, support, maintenance, and miscellaneous
33 purposes, and for not more than the following full-time
34 equivalent positions:

35 \$ 30,718,203

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1 FTEs 241.00

2 b. For payments on behalf of eligible adults and juveniles
3 from the indigent defense fund, in accordance with section
4 815.11:

5 \$ 44,046,374

6 2. Moneys received by the office of the state public
7 defender pursuant to Tit. IV-E of the federal Social Security
8 Act remaining unencumbered and unobligated at the end of the
9 fiscal year shall not revert but shall be transferred to the
10 Tit. IV-E juvenile justice improvement fund created in 2022
11 Iowa Acts, chapter 1146, section 11, subsection 3, to remain
12 available for expenditure by the office of the state public
13 defender in succeeding fiscal years for the purposes allowed by
14 Tit. IV-E of the federal Social Security Act.

15 Sec. 12. BOARD OF PAROLE. There is appropriated from the
16 general fund of the state to the board of parole for the fiscal
17 year beginning July 1, 2023, and ending June 30, 2024, the
18 following amount, or so much thereof as is necessary, to be
19 used for the purposes designated:

20 For salaries, support, maintenance, and miscellaneous
21 purposes, and for not more than the following full-time
22 equivalent positions:

23 \$ 1,517,894

24 FTEs 11.00

25 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

26 1. There is appropriated from the general fund of the

27 state to the department of public defense, for the fiscal year
28 beginning July 1, 2023, and ending June 30, 2024, the following
29 amount, or so much thereof as is necessary, to be used for the
30 purposes designated:

31 For salaries, support, maintenance, and miscellaneous
32 purposes, and for not more than the following full-time
33 equivalent positions:

34	\$	6,963,037
35	FTEs	248.00

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1 2. The department of public defense may temporarily exceed
2 and draw more than the amount appropriated in this section and
3 incur a negative cash balance as long as there are receivables
4 of federal funds equal to or greater than the negative balance
5 and the amount appropriated in this section is not exceeded at
6 the close of the fiscal year.

7 Sec. 14. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
8 MANAGEMENT.

9 1. There is appropriated from the general fund of the state
10 to the department of homeland security and emergency management
11 for the fiscal year beginning July 1, 2023, and ending June 30,
12 2024, the following amount, or so much thereof as is necessary,
13 to be used for the purposes designated:

14 For salaries, support, maintenance, and miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions:

17	\$	2,439,389
18	FTEs	25.44

19 2. The department of homeland security and emergency
20 management may temporarily exceed and draw more than the amount
21 appropriated in this section and incur a negative cash balance
22 as long as there are receivables of federal funds equal to or
23 greater than the negative balance and the amount appropriated
24 in this section is not exceeded at the close of the fiscal
25 year.

26 Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
27 from the general fund of the state to the department of public
28 safety for the fiscal year beginning July 1, 2023, and ending
29 June 30, 2024, the following amounts, or so much thereof as is
30 necessary, to be used for the purposes designated:

31 1. For administrative functions, including salaries and the
32 adjustment of salaries throughout the department, the criminal
33 justice information system, and for not more than the following
34 full-time equivalent positions:

35	\$	5,920,476
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1	FTEs	47.00
2	2. For the division of criminal investigation, including		
3	the state's contribution to the peace officers' retirement,		
4	accident, and disability system provided in chapter 97A in the		
5	amount of the state's normal contribution rate, as defined in		
6	section 97A.8, multiplied by the salaries for which the moneys		
7	are appropriated, to meet federal fund matching requirements,		
8	and for not more than the following full-time equivalent		
9	positions:		
10	.....	\$	19,712,633
11	.....	FTEs	180.00
12	3. For the criminalistics laboratory fund created in		
13	section 691.9:		
14	.....	\$	650,000
15	Notwithstanding section 8.33, moneys appropriated in this		
16	subsection that remain unencumbered or unobligated at the close		
17	of the fiscal year shall not revert but shall remain available		
18	for expenditure for the purposes designated until the close of		
19	the succeeding fiscal year.		
20	4. a. For the division of narcotics enforcement, including		
21	the state's contribution to the peace officers' retirement,		
22	accident, and disability system provided in chapter 97A in the		
23	amount of the state's normal contribution rate, as defined in		
24	section 97A.8, multiplied by the salaries for which the moneys		
25	are appropriated, to meet federal fund matching requirements,		
26	and for not more than the following full-time equivalent		
27	positions:		
28	.....	\$	8,613,894
29	.....	FTEs	67.00
30	The division of narcotics enforcement is authorized an		
31	additional 1.00 full-time equivalent position pursuant to		
32	this lettered paragraph that is in excess of the number of		
33	full-time equivalent positions authorized for the previous		
34	fiscal year only if the division of narcotics enforcement		
35	receives sufficient federal moneys to maintain employment		

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1	for the additional full-time equivalent position during the		
2	current fiscal year. The division of narcotics enforcement		
3	shall only employ the additional full-time equivalent position		
4	in succeeding fiscal years if sufficient federal moneys are		
5	received during each of those succeeding fiscal years.		
6	b. For the division of narcotics enforcement for undercover		
7	purchases:		
8	.....	\$	209,042
9	5. For the division of state fire marshal, for fire		
10	protection services as provided through the state fire service		
11	and emergency response council as created in the department,		
12	and for the state's contribution to the peace officers'		

13 retirement, accident, and disability system provided in chapter
 14 97A in the amount of the state's normal contribution rate,
 15 as defined in section 97A.8, multiplied by the salaries for
 16 which the moneys are appropriated, and for not more than the
 17 following full-time equivalent positions:

18	\$	3,230,743
19	FTEs	21.00

20 6. For the division of state patrol, for salaries, support,
 21 maintenance, workers' compensation costs, and miscellaneous
 22 purposes, including the state's contribution to the peace
 23 officers' retirement, accident, and disability system provided
 24 in chapter 97A in the amount of the state's normal contribution
 25 rate, as defined in section 97A.8, multiplied by the salaries
 26 for which the moneys are appropriated, and for not more than
 27 the following full-time equivalent positions:

28	\$	87,066,931
29	FTEs	613.00

30 It is the intent of the general assembly that members of the
 31 state patrol be assigned to patrol the highways and roads in
 32 lieu of assignments for inspecting school buses for the school
 33 districts.

34 7. For deposit in the sick leave benefits fund established
 35 in section 80.42 for all departmental employees eligible to

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1 receive benefits for accrued sick leave under the collective
 2 bargaining agreement:

3	\$	279,517
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4 8. For costs associated with the training and equipment
 5 needs of volunteer fire fighters:

6	\$	1,075,520
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7 Notwithstanding section 8.33, moneys appropriated in this
 8 subsection that remain unencumbered or unobligated at the close
 9 of the fiscal year shall not revert but shall remain available
 10 for expenditure for the purposes designated in this subsection
 11 until the close of the succeeding fiscal year.

12 9. For the public safety interoperable and broadband
 13 communications fund established in section 80.44:

14	\$	115,661
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15 10. For the office to combat human trafficking established
 16 pursuant to section 80.45, including salaries, support,
 17 maintenance, and miscellaneous purposes, and for not more than
 18 the following full-time equivalent positions:

19	\$	200,742
20	FTEs	2.00

21 11. For department-wide duties, including operations,
 22 costs, and miscellaneous purposes:

23	\$	6,456,270
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24 12. For deposit in the public safety equipment fund
 25 established in section 80.48 for the purchase, maintenance, and
 26 replacement of equipment used by the department:

27	.....	\$	2,500,000
28	13. For the office of drug control policy, for salaries,		
29	support, maintenance, and miscellaneous purposes, including		
30	statewide coordination of the drug abuse resistance education		
31	(D.A.R.E) programs or other similar programs, and for not more		
32	than the following full-time equivalent positions:		
33	\$	249,219
34	FTEs	4.00
35	Notwithstanding section 8.39, the department of public		

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1 safety may reallocate moneys appropriated in this section
2 as necessary to best fulfill the needs provided for in the
3 appropriation. However, the department shall not reallocate
4 moneys appropriated to the department in this section unless
5 notice of the reallocation is given to the legislative services
6 agency and the department of management prior to the effective
7 date of the reallocation. The notice shall include information
8 regarding the rationale for reallocating the moneys. The
9 department shall not reallocate moneys appropriated in this
10 section for the purpose of eliminating any program.

11 Sec. 16. GAMING ENFORCEMENT.

12 1. There is appropriated from the gaming enforcement
13 revolving fund created in section 80.43 to the department of
14 public safety for the fiscal year beginning July 1, 2023, and
15 ending June 30, 2024, the following amount, or so much thereof
16 as is necessary, to be used for the purposes designated:

17 For any direct support costs for agents and officers of
18 the division of criminal investigation's excursion gambling
19 boat, gambling structure, and racetrack enclosure enforcement
20 activities, including salaries, support, maintenance, and
21 miscellaneous purposes, and for not more than the following
22 full-time equivalent positions:

23	.....	\$	10,778,483
24	.....	FTEs	65.00

25 2. For each additional license to conduct gambling games on
26 an excursion gambling boat, gambling structure, or racetrack
27 enclosure issued during the fiscal year beginning July 1, 2023,
28 there is appropriated from the gaming enforcement revolving
29 fund to the department of public safety for the fiscal year
30 beginning July 1, 2023, and ending June 30, 2024, an additional
31 amount of not more than \$300,000 to be used for full-time
32 equivalent positions.

33 3. The department of public safety, with the approval of the
34 department of management, may employ no more than three special
35 agents for each additional riverboat or gambling structure

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1 regulated after July 1, 2024, and three special agents for
 2 each racing facility which becomes operational during the
 3 fiscal year which begins July 1, 2024. Positions authorized
 4 in this subsection are in addition to the full-time equivalent
 5 positions otherwise authorized in this section.

6 Sec. 17. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
 7 MANAGEMENT. There is appropriated from the 911 emergency
 8 communications fund created in section 34A.7A to the department
 9 of homeland security and emergency management for the fiscal
 10 year beginning July 1, 2023, and ending June 30, 2024, the
 11 following amount, or so much thereof as is necessary, to be
 12 used for the purposes designated:

13 For implementation, support, and maintenance of the
 14 functions of the administrator and program manager under
 15 chapter 34A and to employ the auditor of the state to perform
 16 an annual audit of the 911 emergency communications fund:
 17 \$ 300,000

18 Sec. 18. CONSUMER EDUCATION AND LITIGATION — FARM
 19 MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS.

20 Notwithstanding section 714.16C, there is appropriated from the
 21 consumer education and litigation fund to the department of
 22 justice for the fiscal year beginning July 1, 2023, and ending
 23 June 30, 2024, the following amounts, or so much thereof as is
 24 necessary, to be used for the purposes designated:

25 1. For farm mediation services as specified in section
 26 13.13, subsection 2:
 27 \$ 300,000

28 2. For salaries, support, maintenance, and miscellaneous
 29 purposes for criminal prosecutions, criminal appeals, and
 30 performing duties pursuant to chapter 669:
 31 \$ 2,000,000

32 DIVISION II
 33 INDIGENT DEFENSE AND REPRESENTATION

34 Sec. 19. Section 815.7, subsections 6 and 7, Code 2023, are
 35 amended to read as follows:

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1 6. For appointments made on or after July 1, 2021, through
 2 June 30, 2022, the reasonable compensation shall be calculated
 3 on the basis of seventy-six dollars per hour for class “A”
 4 felonies, seventy-one dollars per hour for class “B” felonies,
 5 and sixty-six dollars per hour for all other cases.

6 7. For appointments made on or after July 1, 2022, through
 7 June 30, 2023, the reasonable compensation shall be calculated
 8 on the basis of seventy-eight dollars per hour for class
 9 “A” felonies, seventy-three dollars per hour for class “B”
 10 felonies, and sixty-eight dollars per hour for all other cases.

11 Sec. 20. Section 815.7, Code 2023, is amended by adding the
 12 following new subsection:

13 NEW SUBSECTION. 7A. For appointments made on or after July
14 1, 2023, the reasonable compensation shall be calculated on the
15 basis of eighty-three dollars per hour for class “A” felonies,
16 seventy-eight dollars per hour for class “B” felonies, and
17 seventy-three dollars per hour for all other cases.

18 Sec. 21. NEW SECTION. **815.7A Travel time for attorney or**
19 **guardian ad litem.**

20 1. Compensation for time spent by an attorney or guardian
21 ad litem traveling outside of the attorney’s or guardian ad
22 litem’s county of domicile is payable when the travel is
23 reasonable and necessary to represent the indigent client and
24 shall be calculated at a rate of thirty-five dollars per hour.

25 Compensation for travel for a court proceeding other than a
26 trial or other contested proceeding shall only be paid if the
27 attorney or guardian ad litem files a motion for a remote
28 hearing and the motion is denied. This section does not affect
29 any allowable compensation for time spent traveling already
30 compensated pursuant to any other applicable provision of law.

31 2. Compensation for travel for an arraignment, pretrial
32 conference, scheduling conference, or any other uncontested or
33 nontestimonial judicial proceeding, for which a request for a
34 remote hearing was denied, paid to the attorney or guardian ad
35 litem from the indigent defense fund created in section 815.11

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1 shall be reimbursed by the judicial branch.

2 3. For purposes of this section, “*county of domicile*” means
3 the address the attorney or guardian ad litem has on file with
4 the office of the state public defender.

5 DIVISION III

6 ATTORNEY GENERAL — ANTITRUST FUND — CONSUMER EDUCATION AND 7 LITIGATION FUND

8 Sec. 22. 2014 Iowa Acts, chapter 1138, section 21, as
9 amended by 2016 Iowa Acts, chapter 1137, section 18, 2017 Iowa
10 Acts, chapter 167, section 24, 2019 Iowa Acts, chapter 163,
11 section 26, and 2021 Iowa Acts, chapter 166, section 23, is
12 amended to read as follows:

13 SEC. 21. CONSUMER EDUCATION AND LITIGATION
14 FUND. Notwithstanding section 714.16C, for each fiscal
15 year of the period beginning July 1, 2014, and ending June
16 30, ~~2023~~ 2025, the annual appropriations in section 714.16C,
17 are increased from \$1,125,000 to \$1,875,000, and \$75,000 to
18 \$125,000 respectively.

19 Sec. 23. DEPARTMENT OF JUSTICE LITIGATION
20 FUNDS. Notwithstanding sections 553.19 and 714.16C,
21 for the fiscal years beginning July 1, 2022, and ending June
22 30, 2023, and beginning July 1, 2023, and ending June 30,
23 2024, any moneys not otherwise appropriated from the antitrust
24 fund created in section 553.19 and the consumer education and
25 litigation fund created in section 714.16C are appropriated to
26 the department of justice for salaries, support, maintenance,

27 and miscellaneous purposes necessary to perform the duties
28 described in section 13.2.

29 Sec. 24. EFFECTIVE DATE. The following, being deemed of
30 immediate importance, takes effect upon enactment:

31 The section of this division of this Act regarding the use of
32 moneys not otherwise appropriated from the antitrust fund and
33 the consumer education and litigation fund.

34 Sec. 25. RETROACTIVE APPLICABILITY. The following applies
35 retroactively to July 1, 2022:

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1 The section of this division of this Act regarding the use of
2 moneys not otherwise appropriated from the antitrust fund and
3 the consumer education and litigation fund.

4 DIVISION IV

5 DEPARTMENT OF CORRECTIONS

6 Sec. 26. Section 904.317, Code 2023, is amended to read as
7 follows:

8 **904.317 Director may buy and sell real estate — options.**

9 1. The director, subject to the approval of the board, may
10 secure options to purchase real estate and acquire and sell
11 real estate for the proper uses of the institutions. Real
12 estate shall be acquired and sold upon terms and conditions
13 the director recommends subject to the approval of the board.
14 Upon sale of the real estate, the proceeds shall be deposited
15 ~~with the treasurer of state and credited to the general fund~~
16 ~~of the state in a corrections capital reinvestment fund, which~~
17 is established in the state treasury under the purview of
18 the department. There is appropriated from the ~~general fund~~
19 ~~of the state~~ to the department ~~a sum equal to the proceeds,~~
20 ~~so deposited and credited to the general fund of the state~~
21 which may be used to purchase other real estate or for capital
22 improvements upon property under the director's supervision.
23 Notwithstanding section 8.33, moneys in the fund that remain
24 unencumbered or unobligated at the close of a fiscal year shall
25 not revert but shall remain available for expenditure for the
26 purposes designated. Notwithstanding section 12C.7, subsection
27 2, interest or earnings on moneys in the fund shall be credited
28 to the fund.

29 2. The costs incident to the securing of options and
30 acquisition and sale of real estate including, but not limited
31 to, appraisals, invitations for offers, abstracts, and other
32 necessary costs, may be paid from moneys appropriated for
33 support and maintenance to the institution at which the real
34 estate is located. ~~The fund~~ funding source for these costs
35 shall be reimbursed from the proceeds of the sale.

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- 1 Sec. 27. TRANSFER. Moneys remaining in the general
2 fund of the state on June 30, 2023, from the sale of real
3 estate pursuant to section 904.317, that are available to the
4 department of corrections are transferred to the corrections
5 capital reinvestment fund established in section 904.317, as
6 amended in this division of this Act.
7 Sec. 28. EFFECTIVE DATE. This division of this Act takes
8 effect June 30, 2023.

9 DIVISION V

10 IOWA LAW ENFORCEMENT ACADEMY STUDY

- 11 Sec. 29. IOWA LAW ENFORCEMENT ACADEMY INTERIM STUDY
12 COMMITTEE.

- 13 1. The legislative council is requested to establish an Iowa
14 law enforcement academy interim study committee to do all of
15 the following:
16 a. Review and evaluate minimum entrance requirements, the
17 course of study, attendance requirements, and the sufficiency
18 of current equipment and facilities.
19 b. Review and evaluate minimum basic training requirements.
20 c. Review and evaluate minimum standards of physical,
21 mental, educational, and moral fitness.
22 d. Consider additional locations for law enforcement
23 training schools and current and future facility needs.
24 2. The committee shall include all of the following members:
25 a. Ten members of the general assembly, including five
26 members of the senate, three of whom shall be appointed by
27 the majority leader of the senate and two of whom shall be
28 appointed by the minority leader of the senate, and five
29 members of the house of representatives, three of whom shall be
30 appointed by the speaker of the house of representatives and
31 two of whom shall be appointed by the minority leader of the
32 house of representatives.
33 b. The director of the Iowa law enforcement academy or the
34 director's designee.
35 c. A member of the Iowa law enforcement academy council.

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- 1 d. A sheriff of a county with a population of fifty thousand
2 or more who is a member of the Iowa state sheriffs and deputies
3 association.
4 e. A sheriff of a county with a population of less than
5 fifty thousand who is a member of the Iowa state sheriffs and
6 deputies association.
7 f. A police chief of a city with a population of fifty
8 thousand or more who is a member of the Iowa police chiefs
9 association.
10 g. A police chief of a city with a population of less
11 than fifty thousand who is a member of the Iowa police chiefs
12 association.

- 13 h. A police officer who is a member of a police department
14 of a city with a population of fifty thousand or more who is a
15 member of the Iowa peace officers association.
- 16 i. A police officer who is a member of a police department
17 of a city with a population of less than fifty thousand who is a
18 member of the Iowa peace officers association.
- 19 j. The commissioner of the department of public safety or
20 the commissioner's designee.
- 21 k. A member of the Iowa county attorneys association.
- 22 l. The attorney general or the attorney general's designee.
- 23 m. The governor or the governor's designee.
- 24 3. Members of the committee other than members of the
25 general assembly shall be nonvoting members.
- 26 4. The committee shall issue a report, including findings
27 and recommendations, to the governor and the general assembly
28 no later than December 15, 2023.

DIVISION VI

HUMAN TRAFFICKING STUDY

- 30 Sec. 30. HUMAN TRAFFICKING INTERIM STUDY COMMITTEE.
- 31 1. The legislative council is requested to establish a human
32 trafficking interim study committee to do all of the following:
- 33 a. Identify current initiatives to eliminate the human
34 trafficking of minors in the state.

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- 1 b. Identify current services available in the state for
2 minor victims of human trafficking.
- 3 c. Identify and investigate the laws of other states that
4 focus on minor victims of human trafficking, concentrating on
5 those states that border Iowa, to determine if another state's
6 model would be effective in Iowa. Recommendations shall
7 include funding needs for any services or programs.
- 8 d. Research and recommend a model of rehabilitative
9 services for minor victims of human trafficking that includes
10 input from law enforcement, social services organizations, the
11 judicial system, and mental health professionals.
- 12 e. Identify barriers that prevent minor victims of human
13 trafficking from seeking legal assistance or medical attention.
- 14 f. Create a procedure to be followed by all law enforcement
15 officers statewide if a law enforcement officer encounters a
16 minor who may be a victim of human trafficking.
- 17 g. Investigate the efficacy of safe harbor laws.
- 18 h. Investigate and identify potential routes to eliminate
19 human trafficking of minors in the state.
- 20 i. Make recommendations on appropriate human
21 trafficking-related training for law enforcement officers,
22 county attorneys, and juvenile service officers.
- 23 j. Identify funding needs based upon recommendations made
24 by the committee.
- 25 2. The committee shall include all of the following members:
- 26 a. Three members of the senate, two of whom shall be

- 27 appointed by the majority leader of the senate, and one of whom
28 shall be appointed by the minority leader of the senate.
29 b. Three members of the house of representatives, two
30 of whom shall be appointed by the speaker of the house of
31 representatives, and one of whom shall be appointed by the
32 minority leader of the house of representatives.
33 c. A representative of the department of public safety.
34 d. A representative of the office to combat human
35 trafficking.

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- 1 e. A representative of the attorney general's office.
2 f. A representative of the department of health and human
3 services.
4 g. A representative of juvenile court services.
5 h. The chief of police or head law enforcement official of
6 a city in this state with a population of two hundred thousand
7 or more as determined by the most recent population estimates
8 issued by the United States bureau of census.
9 i. The chief of police or head law enforcement official of
10 a city in this state with a population of less than two hundred
11 thousand as determined by the most recent federal decennial
12 census.
13 j. A county sheriff.
14 k. Up to two county attorneys who serve on child protection
15 assistance teams under section 915.35, subsection 4, paragraph
16 "a".
17 l. Up to two members of the public who are former human
18 trafficking victims.
19 m. Up to two criminal defense attorneys with experience in
20 human trafficking cases.
21 n. A representative from the Iowa network against human
22 trafficking.
23 3. Members of the committee other than members of the
24 general assembly shall be nonvoting members.
25 4. The committee shall issue a report, including findings
26 and recommendations, to the governor and the general assembly
27 no later than December 15, 2023.

DIVISION VII

DIRECTIVE — DEPARTMENT OF PUBLIC SAFETY

- 30 Sec. 31. DEPARTMENT OF PUBLIC SAFETY — PEACE OFFICERS'
31 RETIREMENT, ACCIDENT, AND DISABILITY SYSTEM. For the fiscal
32 year beginning July 1, 2023, and ending June 30, 2024, the
33 department of public safety shall pay to the peace officers'
34 retirement, accident, and disability system created in chapter
35 97A, from moneys appropriated in this Act to the department

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1 of public safety for the division of state patrol, the amount
2 sufficient to fund the actuarial cost of the remaining transfer
3 identified in 2023 Iowa Acts, Senate File 513, after the
4 trustee-to-trustee lump sum transfer required by that Act has
5 been performed.

6 Sec. 32. CONTINGENT EFFECTIVE DATE. This division of this
7 Act takes effect July 1, 2023, if 2023 Iowa Acts, Senate File
8 513, is enacted.>

9 2. Title page, by striking line 1 and inserting <An Act
10 relating to and making appropriations to the justice system,
11 including by providing for payments associated with indigent
12 defense and representation, the funding of activities relating
13 to consumer fraud and antitrust, a corrections capital
14 reinvestment fund, an Iowa law enforcement academy study, a
15 human trafficking study, and the funding of peace officer
16 retirement, and including effective date and retroactive
17 applicability provisions.>

JULIAN B. GARRETT

S-3214

1 Amend Senate File 563 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 FY 2023–2024 APPROPRIATIONS

6 Section 1. JUDICIAL BRANCH.

7 1. There is appropriated from the general fund of the state
8 to the judicial branch for the fiscal year beginning July 1,
9 2023, and ending June 30, 2024, the following amounts, or so
10 much thereof as is necessary, to be used for the purposes
11 designated:

12 a. For salaries of supreme court justices, appellate court
13 judges, district court judges, district associate judges,
14 associate juvenile judges, associate probate judges, judicial
15 magistrates and staff, state court administrator, clerk of
16 the supreme court, district court administrators, clerks of
17 the district court, juvenile court officers, board of law
18 examiners, board of examiners of shorthand reporters, and
19 commission on judicial qualifications; receipt and disbursement
20 of child support payments; reimbursement of the auditor
21 of state for expenses incurred in completing audits of the
22 offices of the clerks of the district court during the fiscal
23 year beginning July 1, 2023; and maintenance, equipment, and
24 miscellaneous purposes:

25 \$ 193,350,550

26 Of the moneys appropriated in this lettered paragraph,
27 no more than \$250,000 is allocated for reimbursement to the
28 indigent defense fund created in section 815.11 for travel

29 time claims as required under section 815.7A, subsection 2, if
30 enacted by 2023 Iowa Acts, Senate File 562 or House Study Bill
31 251, or successor legislation.
32 b. For deposit in the revolving fund created pursuant to
33 section 602.1302, subsection 3, for jury and witness fees,
34 mileage, costs related to summoning jurors, costs and fees for
35 interpreters and translators, and reimbursement of attorney

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1 fees paid by the state public defender:
2 \$ 3,600,000
3 c. For payment of expenses for court-ordered services
4 provided to juveniles who are under the supervision of juvenile
5 court services, which expenses are a charge upon the state
6 pursuant to section 232.141, subsection 4:
7 \$ 3,290,000
8 (1) Of the moneys appropriated in this lettered paragraph,
9 no more than \$1,556,000 is allocated to provide school-based
10 supervision of children under chapter 232, of which no more
11 than \$15,000 may be used for purposes of training. A portion
12 of the cost of each school-based liaison officer shall be paid
13 by the school district or other funding source as approved by
14 the chief juvenile court officer.
15 (2) Of the moneys appropriated in this lettered paragraph,
16 no more than \$748,000 is allocated for the payment of expenses
17 for court-ordered services provided to children who are under
18 the supervision of the department of health and human services,
19 which expenses are a charge upon the state pursuant to section
20 232.141, subsection 4.
21 (3) Notwithstanding section 232.141 or any other provision
22 of law to the contrary, the moneys appropriated in this
23 lettered paragraph shall be distributed to the judicial
24 districts as determined by the state court administrator. The
25 state court administrator shall make the determination of the
26 distribution amounts on or before June 15, 2023.
27 (4) Notwithstanding chapter 232 or any other provision of
28 law to the contrary, a district or juvenile court shall not
29 order any service which is a charge upon the state pursuant
30 to section 232.141 if there are insufficient court-ordered
31 services moneys available in the district court distribution
32 amounts to pay for the service. The chief juvenile court
33 officer shall encourage use of the moneys appropriated in this
34 lettered paragraph such that there are sufficient moneys to pay
35 for all court-ordered services during the entire fiscal year.

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1 The chief juvenile court officer shall attempt to anticipate
 2 potential surpluses and shortfalls in the distribution amounts
 3 and shall cooperatively request the state court administrator
 4 to transfer moneys between the judicial districts' distribution
 5 amounts as prudent.

6 (5) Notwithstanding any provision of law to the contrary,
 7 a district or juvenile court shall not order a county to pay
 8 for any service provided to a juvenile pursuant to an order
 9 entered under chapter 232 which is a charge upon the state
 10 under section 232.141, subsection 4.

11 (6) Of the moneys appropriated in this lettered paragraph,
 12 no more than \$83,000 may be used by the judicial branch
 13 for administration of the requirements under this lettered
 14 paragraph.

15 (7) Of the moneys appropriated in this lettered paragraph,
 16 \$23,000 is allocated to the judicial branch to support the
 17 interstate commission for juveniles in accordance with the
 18 interstate compact for juveniles as provided in section
 19 232.173.

20 d. For juvenile justice delinquency prevention pursuant to
 21 section 232.192, if enacted by 2023 Iowa Acts, Senate File 285
 22 or House File 699, or if not enacted, for juvenile delinquent
 23 graduated sanctions services pursuant to section 232.192, as
 24 enacted by 2022 Iowa Acts, chapter 1098, section 70:

25 \$ 12,253,000

26 Any state moneys saved as a result of efforts by juvenile
 27 court services to earn a federal fund match pursuant to Tit.
 28 IV-E of the federal Family First Prevention Services Act
 29 of 2018, Pub. L. No. 115-123, for juvenile court services
 30 administration is appropriated to the judicial branch for
 31 purposes of this lettered paragraph.

32 2. The judicial branch, except for purposes of internal
 33 processing, shall use the current state budget system, the
 34 state payroll system, and the Iowa finance and accounting
 35 system in administration of programs and payments for services,

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1 and shall not duplicate the state payroll, accounting, and
 2 budgeting systems.

3 3. The judicial branch shall submit monthly financial
 4 statements to the legislative services agency and the
 5 department of management containing all appropriated accounts
 6 in the same manner as provided in the monthly financial status
 7 reports and personal services usage reports of the department
 8 of administrative services. The monthly financial statements
 9 shall include a comparison of the dollars and percentage
 10 spent of budgeted versus actual revenues and expenditures on
 11 a cumulative basis for full-time equivalent positions and
 12 dollars.

13 4. The judicial branch shall focus efforts upon the
14 collection of delinquent fines, penalties, court costs, fees,
15 surcharges, or similar amounts.

16 5. It is the intent of the general assembly that the offices
17 of the clerks of the district court operate in all 99 counties
18 and be accessible to the public as much as is reasonably
19 possible in order to address the relative needs of the citizens
20 of each county. An office of the clerk of the district court
21 shall be open regular courthouse hours.

22 6. In addition to the requirements for transfers under
23 section 8.39, the judicial branch shall not change the
24 appropriations from the amounts appropriated to the judicial
25 branch in this division of this Act, unless notice of the
26 revisions is given to the legislative services agency prior
27 to the effective date. The notice shall include information
28 on the judicial branch's rationale for making the changes and
29 details concerning the workload and performance measures upon
30 which the changes are based.

31 7. The judicial branch shall submit a semiannual update
32 to the legislative services agency specifying the amounts of
33 fines, surcharges, and court costs collected using the Iowa
34 court information system since the last report. The judicial
35 branch shall continue to facilitate the sharing of vital

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1 sentencing and other information with other state departments
2 and governmental agencies involved in the criminal justice
3 system through the Iowa court information system.

4 8. The judicial branch shall provide a report to the general
5 assembly by January 1, 2024, concerning the amounts received
6 and expended from the court technology and modernization fund
7 created in section 602.8108, subsection 7, during the fiscal
8 year beginning July 1, 2022, and ending June 30, 2023, and the
9 plans for expenditures from each fund during the fiscal year
10 beginning July 1, 2023, and ending June 30, 2024.

11 Sec. 2. CIVIL TRIALS — LOCATION. Notwithstanding any
12 provision to the contrary, for the fiscal year beginning July
13 1, 2023, and ending June 30, 2024, if all parties in a case
14 agree, a civil trial including a jury trial may take place in a
15 county contiguous to the county with proper jurisdiction, even
16 if the contiguous county is located in an adjacent judicial
17 district or judicial election district. If the trial is moved
18 pursuant to this section, court personnel shall treat the case
19 as if a change of venue occurred.

20 Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding section
21 602.1509, for the fiscal year beginning July 1, 2023, and
22 ending June 30, 2024, a judicial officer may waive travel
23 reimbursement for any travel outside the judicial officer's
24 county of residence to conduct official judicial business.

25 Sec. 4. JUDICIAL OFFICER — UNPAID LEAVE. Notwithstanding
26 the annual salary rates for judicial officers established by

27 2022 Iowa Acts, chapter 1145, section 6, for the fiscal year
28 beginning July 1, 2023, and ending June 30, 2024, the supreme
29 court may by order place all judicial officers on unpaid leave
30 status on any day employees of the judicial branch are placed
31 on temporary layoff status. The biweekly pay of the judicial
32 officers shall be reduced accordingly for the pay period in
33 which the unpaid leave date occurred in the same manner as
34 for noncontract employees of the judicial branch. Through
35 the course of the fiscal year, the judicial branch may use an

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1 amount equal to the aggregate amount of salary reductions due
2 to the judicial officer unpaid leave days for any purpose other
3 than for judicial salaries.

4 Sec. 5. IOWA COMMUNICATIONS NETWORK. It is the intent
5 of the general assembly that the judicial branch utilize
6 the Iowa communications network or other secure electronic
7 communications in lieu of traveling for the fiscal year
8 beginning July 1, 2023, and ending June 30, 2024.

9 DIVISION II

10 APPORTIONMENT OF DISTRICT ASSOCIATE JUDGES

11 Sec. 6. Section 602.6301, Code 2023, is amended to read as
12 follows:

13 **602.6301 Number and apportionment of district associate** 14 **judges.**

15 ~~1. There shall be one district associate judge in counties~~
16 ~~having a population of more than thirty five thousand and less~~
17 ~~than eighty thousand; two in counties having a population of~~
18 ~~eighty thousand or more and less than one hundred twenty five~~
19 ~~thousand; three in counties having a population of one~~
20 ~~hundred twenty five thousand or more and less than one hundred~~
21 ~~seventy thousand; four in counties having a population of one~~
22 ~~hundred seventy thousand or more and less than two hundred~~
23 ~~fifteen thousand; five in counties having a population of two~~
24 ~~hundred fifteen thousand or more and less than two hundred~~
25 ~~sixty thousand; six in counties having a population of two~~
26 ~~hundred sixty thousand or more and less than three hundred~~
27 ~~five thousand; seven in counties having a population of three~~
28 ~~hundred five thousand or more and less than three hundred~~
29 ~~fifty thousand; eight in counties having a population of three~~
30 ~~hundred fifty thousand or more and less than three hundred~~
31 ~~ninety five thousand; nine in counties having a population of~~
32 ~~three hundred ninety five thousand or more and less than four~~
33 ~~hundred forty thousand; ten in counties having a population of~~
34 ~~four hundred forty thousand or more and less than four hundred~~
35 ~~eighty five thousand; and one additional judge for every~~

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1 population increment of thirty five thousand which is over
2 four hundred eighty five thousand in such counties. However,
3 a county shall not lose a district associate judgeship solely
4 because of a reduction in the county's population. If the
5 formula provided in this section results in the allocation
6 of an additional district associate judgeship to a county,
7 implementation of the allocation shall be subject to prior
8 approval of the supreme court and availability of funds to the
9 judicial branch. The supreme court shall prescribe, subject
10 to the restrictions of this section, a formula to determine
11 the number of district associate judges who will serve in each
12 judicial election district. The formula shall be based upon
13 a model that measures and applies an estimated case-related
14 workload formula of judicial officers, and shall account for
15 administrative duties, travel time, and other judicial duties
16 not related to a specific case. A district associate judge
17 appointed pursuant to section 602.6302 or 602.6307 shall not
18 be counted for purposes of this section and the reduction of
19 a district associate judge pursuant to section 602.6303 also
20 shall not be counted for purposes of this section.
21 2. For purposes of this section, "vacancy" means the death,
22 resignation, retirement, or removal of a district associate
23 judge, or the failure of a district associate judge to be
24 retained in office at the judicial election, or an increase in
25 judgeships under the formula prescribed in subsection 1.
26 3. In those judicial election districts having more
27 district associate judges than the number of judgeships
28 specified by the formula prescribed in subsection 1, vacancies
29 shall not be filled.
30 4. In those judicial election districts having fewer or
31 the same number of district associate judges as the number of
32 judgeships specified by the formula prescribed in subsection 1,
33 vacancies shall be filled as the vacancies occur.
34 5. In those judicial districts that contain more than one
35 judicial election district, a vacancy in a judicial election

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1 district shall not be filled if the total number of district
2 associate judges in all judicial election districts within
3 the judicial district equals or exceeds the aggregate number
4 of judgeships to which all of the judicial election districts
5 of the judicial district are authorized by the formula in
6 subsection 1.
7 6. An incumbent district associate judge shall not be
8 removed from office because of a reduction in the number of
9 authorized judgeships specified by the formula prescribed in
10 subsection 1.

13 Sec. 7. Section 602.3205, Code 2023, is amended to read as
14 follows:

15 **602.3205 Audio and video recordings.**

16 1. Except as provided in subsection 2 or 3, a certified
17 shorthand reporter's audio and video recordings used solely
18 for the purpose of providing a verbatim written transcript of
19 a court proceeding or a proceeding conducted in anticipation
20 of use in a court proceeding shall be considered the personal
21 property and private work product of the certified shorthand
22 reporter.

23 2. An audio or video recording of a certified shorthand
24 reporter appointed under section 602.6603 shall be provided to
25 the presiding judge or chief judge for an in camera review upon
26 court order for good cause shown.

27 3. a. An audio or video recording of a certified shorthand
28 reporter shall be provided to the board upon request by the
29 board if a disciplinary proceeding is pending regarding the
30 certified shorthand reporter who is a respondent under the
31 provisions of section 602.3203 or the rules of the board of
32 examiners of shorthand reporters, Iowa court rules, ch. 46.

33 b. The audio and video recordings provided to the board
34 pursuant to this subsection shall be kept confidential by the
35 board in a manner as provided in section 272C.6, subsection 4.

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1 DIVISION IV

2 NONCONTRACT ATTORNEY APPOINTMENT

3 Sec. 8. NONCONTRACT ATTORNEY APPOINTMENT. For the fiscal
4 year beginning July 1, 2023, and ending June 30, 2024, a court
5 shall not appoint a noncontract attorney under section 815.10,
6 subsection 3, without the noncontract attorney's consent.

7 DIVISION V

8 CONTRACTING AUTHORITY

9 Sec. 9. **NEW SECTION. 602.1209A State court administrator**
10 **may contractually limit vendor liability.**

11 1. The state court administrator may authorize the
12 procurement of goods and services in which a contractual
13 limitation of vendor liability is provided for and set forth in
14 the documents initiating the procurement.

15 2. a. The state court administrator shall consider all of
16 the following criteria when determining whether to permit a
17 contractual limitation of vendor liability with regard to any
18 procurement of goods or services:

19 (1) Whether authorizing a contractual limitation of vendor
20 liability is necessary to prevent harm to the state from
21 a failure to obtain the goods or services sought, or from
22 obtaining the goods or services at a higher price if the state
23 refuses to allow a contractual limitation of vendor liability.

24 (2) Whether the contractual limitation of vendor liability
25 is commercially reasonable when taking into account any risk to
26 the state created by the goods or services to be procured and

27 the purpose for which they will be used.
 28 *b.* The state court administrator may consider additional
 29 criteria.
 30 3. Notwithstanding subsection 1, a contractual limitation
 31 of vendor liability shall not include any limitation on the
 32 liability of any vendor for intentional torts, criminal acts,
 33 or fraudulent conduct.>
 34 2. Title page, by striking line 1 and inserting <An Act
 35 relating to the judicial branch, including appropriations

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1 to the judicial branch, apportionment of district associate
 2 judges, video recordings, noncontract attorney appointment, and
 3 contracting authority.>

JULIAN B. GARRETT

S-3215

1 Amend House File 666, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 1, by striking lines 17 through 24 and inserting:
 4 <Sec. ____ Section 162.2A, subsection 3, paragraph d, Code
 5 2023, is amended by striking the paragraph.>
 6 2. Page 5, line 33, by striking <gain> and inserting <grain>
 7 3. Page 11, after line 3 by inserting:
 8 <NEW SUBSECTION. 9A. "Coproduct" means to simultaneously
 9 process a renewable biomass or a biointermediate with a fossil
 10 fuel or other nonrenewable feedstock in the same unit or units
 11 to produce a fuel that is partially derived from a renewable
 12 biomass or biointermediate.>
 13 4. Page 12, after line 24 by inserting:
 14 <PART ____
 15 ELECTRIC MOTOR FUEL
 16 Sec. ____ Section 452A.41, subsection 3, as enacted by
 17 2019 Iowa Acts, chapter 151, section 24, is amended to read as
 18 follows:
 19 3. The department shall adopt rules governing the
 20 dispensing of electric fuel by licensed dealers and users. The
 21 director may require by rule that reports and returns be filed
 22 by electronic transmission. ~~The department may require by rule~~
 23 ~~that all charging stations located at dealer and user locations~~
 24 ~~through which electric fuel can be dispensed be tested for~~
 25 ~~accuracy.~~
 26 Sec. ____ Section 452A.41, as enacted by 2019 Iowa Acts,
 27 chapter 151, section 24, is amended by adding the following new
 28 subsection:
 29 NEW SUBSECTION. 3A. *a.* The department of agriculture
 30 and land stewardship shall provide for a biennial inspection

31 of each charging station through which electric fuel can be
32 dispensed, if the charging station is owned by a licensed
33 electric fuel dealer or licensed electric fuel user. The
34 purpose of the inspection is to determine the accuracy and
35 correctness of the charging station when electric fuel is

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1 dispensed. For that purpose, the department of agriculture and
2 land stewardship may enter upon the premises where the charging
3 station is located or upon the premises where equipment
4 directly related to the accuracy or correctness of the charging
5 station is located. The department of agriculture and land
6 stewardship shall determine the accuracy and correctness of the
7 charging station by using standards adopted by the national
8 conference on weights and measures and published in the
9 national institute of standards and technology, handbook 44,
10 referred to as "specifications, tolerances, and other technical
11 requirements for weighing and measuring devices".

12 b. The department of agriculture and land stewardship
13 shall deliver a notice to the department of revenue of any
14 inspected, noncompliant charging station owned by a licensed
15 electric fuel dealer or licensed electric fuel user, stating
16 that the charging station did not comply with the department of
17 agriculture and land stewardship's inspection requirements.

18 c. The department of agriculture and land stewardship
19 may adopt rules pursuant to chapter 17A to administer the
20 department of agriculture and land stewardship's duties under
21 this subsection.>

22 5. By renumbering as necessary.

KERRY GRUENHAGEN

S-3216

1 Amend the amendment, S-3213, to Senate File 562, as follows:

2 1. Page 1, line 33, by striking <5,016,708> and inserting
3 <10,000,000>

TODD TAYLOR

S-3217

1 Amend the amendment, S-3213, to Senate File 562, as follows:

2 1. Page 14, line 35, by striking <5,920,476> and inserting
3 <6,215,476>

4 2. Page 15, after line 1 by inserting:

5 <It is the intent of the general assembly that \$295,000 of
6 the moneys appropriated in this subsection be used for the
7 establishment of a cold case investigation unit under the

8 control, direction, and supervision of the commissioner, that
9 shall focus on investigations related to unsolved murders,
10 missing children, and missing adults presumed to be deceased,
11 and for the appointment of agents using 2.00 full-time
12 equivalent positions.>

TODD TAYLOR

S-3218

1 Amend House File 265, as passed by the House, as follows:
2 1. By striking page 1, line 34, through page 2, line 13, and
3 inserting:
4 <Sec. ____ Section 147.13, subsection 7, Code 2023, is
5 amended to read as follows:
6 7. For nursing and midwifery, the board of nursing.>
7 2. Page 2, line 22, by striking <midwifery> and inserting
8 <nursing>
9 3. Page 3, line 34, after <midwifery> by inserting <for at
10 least two years>
11 4. Page 5, line 35, after <midwifery> by inserting <, as
12 approved by the board>
13 5. Page 6, line 13, after <insurance> by inserting <and a
14 copy of the licensee's professional liability insurance, if
15 any>
16 6. Page 6, line 15, after <data to> by inserting <the
17 department of health and human services,>
18 7. Page 7, after line 1 by inserting:
19 <3. The board shall adopt rules requiring a licensee to
20 consult with a licensed physician or certified nurse midwife
21 according to the appropriate standard of care for high-risk
22 pregnancies and births in the United States. Such rules shall
23 not require an in-hospital birth due merely to a consultation
24 and shall, to the greatest degree medically responsible, allow
25 a licensee to maintain care of a client according to the
26 client's wishes.>
27 8. Page 7, line 4, after <be> by inserting <civily or
28 criminally>
29 9. Page 7, line 5, after <actions> by inserting <or
30 omissions>
31 10. Page 7, by striking lines 11 through 14 and inserting:
32 <Sec. ____ **NEW SECTION. 148I.7 Midwifery advisory council.**
33 1. A midwifery advisory council is established. The board
34 shall appoint members of the council, including four members
35 who are certified professional midwives eligible for licensure

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1 under this chapter; one member who is licensed under chapter
2 148 and is certified by the American college of obstetrics and
3 gynecology; one member who is a certified nurse midwife; and
4 one member who is not a licensed midwife or a licensed health
5 care provider and who shall represent the general public.

6 2. Members of the council shall serve for terms of four
7 years. Vacancies on the council shall be filled for the
8 remainder of the term of the original appointment. Members
9 whose terms expire may be reappointed.

10 3. The council shall advise the board regarding licensure
11 and continuing education requirements, standards of practice,
12 professional ethics, disciplinary actions, and other issues
13 relating to midwifery.>

14 11. Page 8, after line 16 by inserting:

15 <4. This section does not require payment for any cost,
16 charge, or fee relating to the location at which maternity
17 services were provided by a certified professional midwife.>

18 12. Page 8, by striking lines 17 through 31.

19 13. By renumbering as necessary.

SCOTT WEBSTER

S-3219

1 Amend Senate File 476 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 351.25, Code 2023, is amended by
5 striking the section and inserting in lieu thereof the
6 following:

7 **351.25 Dogs as property — right to own dog.**

8 1. A dog shall be deemed property if the dog is any of the
9 following:

10 a. Less than four months of age.

11 b. Owned by a person as evidenced by proof of
12 identification, which may include any of the following:

13 (1) A valid rabies vaccination tag attached to the dog's
14 collar.

15 (2) A tattoo imprinted on the dog's skin that may be
16 visually observed.

17 (3) A device implanted under the dog's skin that stores
18 information in an electronic format.

19 (4) A receipt or contract indicating ownership.

20 (5) A record of an ongoing patient-client relationship with
21 a veterinarian.

22 (6) An otherwise documented history of ownership.

23 2. A county shall not adopt, enforce, or otherwise
24 administer an ordinance, motion, resolution, or amendment
25 that restricts or hinders a person's right to own or keep
26 a dog based on the breed, perceived breed, or physical

characteristics of the dog. This subsection does not inhibit the authority of a county to adopt, enforce, or administer an ordinance, motion, resolution, or amendment that applies to all dogs.

Sec. 2. Section 351.33, Code 2023, is amended to read as follows:

351.33 Rabies vaccination.

Every owner of a dog shall obtain a rabies vaccination for such animal. It shall be unlawful for any person to own or have

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a dog in the person's possession, ~~six~~ four months of age or over, ~~which that~~ has not been vaccinated against rabies. Dogs kept in kennels and not allowed to run at large shall not be subject to these vaccination requirements.

Sec. 3. Section 351.37, subsections 1 and 2, Code 2023, are amended to read as follows:

1. A dog shall be apprehended and impounded by a local board of health or law enforcement official or designated agent if the dog is running at large ~~and the dog is not wearing a valid rabies vaccination tag or a rabies vaccination certificate is not presented to the local board of health or law enforcement official.~~

2. The local board of health or law enforcement official shall provide written notice to the owner if the local board of health or law enforcement official can reasonably determine the owner's name and current address by accessing a tag or other device that is on or a part of the dog. The notice shall be sent within two days after the dog has been impounded. The notice shall provide that if the owner does not redeem the dog within seven days from the date that the notice is delivered, the dog may be humanely destroyed or otherwise disposed of in accordance with law. For purposes of this section, notice is delivered when the local board of health or law enforcement official mails the notice, which may be by regular mail. An owner may redeem a dog by having it immediately vaccinated, if the dog is overdue for vaccination, and paying the cost of impoundment.

Sec. 4. Section 351.45, subsection 1, paragraph b, Code 2023, is amended to read as follows:

b. The rabies vaccination tag is attached to a collar worn by a dog, including as provided in ~~sections section~~ section 351.25 ~~and 351.26.~~

Sec. 5. Section 364.3, Code 2023, is amended by adding the following new subsection:

NEW SUBSECTION. 18. A city shall not adopt, enforce, or

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1 otherwise administer an ordinance, motion, resolution, or
2 amendment that restricts or hinders a person's right to own or
3 keep a dog based on the breed, perceived breed, or physical
4 characteristics of the dog. This subsection does not inhibit
5 the authority of a city to adopt, enforce, or administer an
6 ordinance, motion, resolution, or amendment that applies to all
7 dogs.

8 Sec. 6. **NEW SECTION. 515.116 Homeowner's and renter's**
9 **insurance — dangerous or high risk dogs.**

10 1. This section shall be known and may be cited as the "*Dog*
11 *Breed Insurance Underwriting Protection Act*".

12 2. As used in this section, unless the context otherwise
13 requires:

14 a. "*Custody*" means to possess, keep, or harbor.

15 b. "*Insurer*" means the same as defined in section 515.115.

16 3. If a homeowner or a renter has custody of a dog
17 classified as dangerous or high risk pursuant to an applicable
18 city ordinance, the homeowner or renter shall have a
19 homeowner's insurance policy or renter's insurance policy in an
20 amount that is equal to or greater than the coverage required
21 by the applicable city ordinance.

22 4. If an insurer deems a policyholder has custody of
23 a dog classified as dangerous or high risk based on sound
24 underwriting and actuarial principles reasonably related to
25 actual or anticipated loss experience, an insurer may do any
26 of the following:

27 a. Refuse to issue or renew the policyholder's or potential
28 policyholder's homeowner's or renter's insurance policy.

29 b. Charge or impose a reasonable premium or rate increase
30 for the policyholder's homeowner's or renter's insurance
31 policy.

32 c. Cancel the policyholder's homeowner's or renter's
33 insurance policy.

34 5. Except as otherwise provided in this section, this
35 section does not limit the rights and obligations of an insurer

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1 pursuant to an insurance policy's standards or provisions.

2 6. The commissioner may adopt rules pursuant to chapter 17A
3 to implement and administer this section.

4 Sec. 7. **REPEAL.** Section 351.29, Code 2023, is repealed.

5 Sec. 8. **EFFECTIVE DATE.** The section of this Act enacting
6 section 515.116 takes effect one hundred eighty days after
7 enactment.

8 Sec. 9. **APPLICABILITY.** The section of this Act enacting
9 section 515.116 applies to all homeowner's and renter's
10 insurance policies issued or renewed in the state on or after
11 the effective date of the section of this Act enacting section
12 515.116.>

13 2. Title page, by striking lines 1 and 2 and inserting
14 <An Act relating to the ownership of dogs, making penalties
15 applicable, and including effective date and applicability
16 provisions>

CHRIS COURNOYER

S-3220

HOUSE AMENDMENT TO
SENATE FILE 542

1 Amend Senate File 542, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 3, line 19, by striking <may> and inserting ~~<may>~~
4 shall>
5 2. Page 8, by striking line 27 and inserting <provision of
6 section 92.7 or 92.8 for minors sixteen>
7 3. Page 9, by striking lines 3 through 5 and inserting:
8 <d. The work is not prohibited under section 92.8,>
9 4. Page 9, after line 29 by inserting:
10 <__. An employer shall provide a copy of all training
11 materials given to a minor performing work under this section
12 to the minor's parent, guardian, or legal custodian.>
13 5. Page 10, after line 29 by inserting:
14 <Sec. __. Section 92.20, Code 2023, is amended by adding
15 the following new subsection:
16 NEW SUBSECTION. 2A. A person determined to be a sexually
17 violent predator pursuant to section 229A.7, a person required
18 to register as a sex offender under chapter 692A, or a person
19 determined to be a sexually violent predator or required to
20 register as a sex offender pursuant to similar laws of another
21 state, shall not employ a person under eighteen years of age
22 in this state.>
23 6. Page 13, by striking lines 4 through 19 and inserting:
24 <f. (1) Employ a person under eighteen years of age in the
25 sale or serving of alcoholic beverages for consumption on the
26 premises where sold.
27 (2) This paragraph shall not apply if the employer has on
28 file written permission from the parent, guardian, or legal
29 custodian of a person sixteen or seventeen years of age for the
30 person to sell or serve alcoholic beverages for consumption
31 on the premises where sold. However, a person sixteen or
32 seventeen years of age shall not work in a bar as defined
33 in section 142D.2. The employer shall keep a copy of the
34 written permission on file until the person is either eighteen
35 years of age or no longer engaged in the sale of or serving

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- 1 alcoholic beverages for consumption on the premises where
 2 sold. If written permission is on file in accordance with this
 3 paragraph, a person sixteen or seventeen years of age may sell
 4 or serve alcoholic beverages in a restaurant as defined in
 5 section 142D.2 during the hours in which the restaurant serves
 6 food.
- 7 (3) A person sixteen or seventeen years of age shall not
 8 sell or serve alcoholic beverages under this paragraph unless
 9 at least two employees eighteen years of age or older are
 10 physically present in the area where alcoholic beverages are
 11 sold or served.
- 12 (4) If a person employed under this paragraph reports an
 13 incident of workplace harassment to the employer or if the
 14 employer otherwise becomes aware of such an incident, the
 15 employer shall report the incident to the employee's parent,
 16 guardian, or legal custodian and to the Iowa civil rights
 17 commission, which shall determine if any action is necessary or
 18 appropriate under chapter 216.
- 19 (5) An employer that employs a person under this paragraph
 20 shall require the person to attend training on prevention and
 21 response to sexual harassment upon commencing employment.
- 22 (6) Prior to a person commencing employment under this
 23 paragraph, the employer shall notify the employer's dramshop
 24 liability insurer, in a form and time period prescribed by the
 25 director, that the employer is employing a person under this
 26 paragraph.>
- 27 7. By renumbering, redesignating, and correcting internal
 28 references as necessary.

S-3221

HOUSE AMENDMENT TO SENATE FILE 561

- 1 Amend Senate File 561, as amended, passed, and reprinted by
 2 the Senate, as follows:
- 3 1. Page 62, line 17, by striking <subsection 1, within the
 4 same period> and inserting <subsection 1>
- 5 2. Page 71, after line 3 by inserting:
 6 <DIVISION ____
 7 ADMINISTRATOR OF CHILD AND FAMILY SERVICES CONFORMING REPEAL
 8 Sec. ____ 2023 Iowa Acts, Senate File 514, section 1357, as
 9 enacted, is amended to read as follows:
 10 SEC. 1357. REPEAL. Sections 135.2, 135.3, 135.6, 135.7,
 11 135.8, 135.9, 135.10, 216A.2, 217.7, 217.8, 217.9, 217.10,
 12 217.15, 217.16, 217.17, 218.19, 218.20, 218.40, 218.53, 218.54,
 13 222.6, 227.19, 231.22, and 234.2, Code 2023, are repealed.>
 14 3. Page 77, after line 35 by inserting:
 15 <DIVISION ____
 16 SAFE HAVEN ACT HARMONIZATION

17 Sec. ____ Section 233.2, Code 2023, is amended to read as
18 follows:

19 **233.2 Newborn infant custody release procedures.**

20 1. *a.* A parent of a newborn infant may voluntarily release
21 custody of the newborn infant ~~by~~ as follows:

22 (1) By relinquishing physical custody of the newborn
23 infant, without expressing an intent to again assume physical
24 custody, at an institutional health facility or a fire station,
25 to an adoption service provider, or by authorizing another
26 person to relinquish physical custody on the parent's behalf.
27 If physical custody of the newborn infant is not relinquished
28 directly to an individual on duty at ~~the~~ an institutional
29 health facility or a fire station, or to an adoption service
30 provider, the parent may take other actions to be reasonably
31 sure that ~~an~~ the individual on duty or the adoption service
32 provider is aware that the newborn infant has been left at
33 the institutional health facility, the fire station, or the
34 location of the adoption service provider. The actions may
35 include but are not limited to making telephone contact with

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1 the institutional health facility, the fire station, or the
2 adoption service provider, or a 911 service.

3 (2) By relinquishing physical custody of the newborn infant
4 to medical staff at a hospital or other facility following
5 delivery of the newborn infant in the hospital or other
6 facility when the parent notifies the medical staff that the
7 parent is voluntarily relinquishing physical custody of the
8 newborn infant without expressing an intent to again assume
9 physical custody.

10 (3) By relinquishing physical custody of the newborn infant
11 at a hospital, a fire station, or an emergency medical care
12 provider location, through a newborn safety device, without
13 expressing an intent to again assume physical custody.

14 *b.* In lieu of the procedure described in paragraph "a",
15 a parent of a newborn infant may make telephone contact with
16 a 911 service and relinquish physical custody of the newborn
17 infant, without expressing an intent to again assume physical
18 custody, to a first responder who responds to the 911 telephone
19 call.

20 *c.* For the purposes of this chapter and for any judicial
21 proceedings associated with the newborn infant, a rebuttable
22 presumption arises that the person who relinquishes physical
23 custody ~~at an institutional health facility or to a first~~
24 ~~responder~~ in accordance with this section is the newborn
25 infant's parent or has relinquished physical custody with the
26 parent's authorization.

27 2. *a.* Unless the parent or other person relinquishing
28 physical custody of a newborn infant clearly expresses an
29 intent to return to again assume physical custody of the
30 newborn infant, ~~an~~ the individual on duty or the medical staff

31 at the institutional health facility, the emergency medical
32 care provider location, or the fire station at which physical
33 custody of the newborn infant was relinquished, the adoption
34 service provider to whom physical custody of the newborn infant
35 was relinquished, or a the first responder to whom physical

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1 custody of the newborn infant was relinquished, pursuant
2 to subsection 1 shall take physical custody of the newborn
3 infant. The individual on duty or the medical staff, the
4 adoption service provider, or the first responder who takes
5 physical custody of the newborn infant may request the parent
6 or other person to provide the name of the parent or parents
7 and information on the medical history of the newborn infant
8 and the newborn infant's parent or parents. However, the
9 parent or other person is not required to provide the names or
10 medical history information to comply with this section. The
11 individual on duty or the medical staff, the adoption service
12 provider, or the first responder who takes physical custody of
13 the newborn infant may perform reasonable acts necessary to
14 protect the physical health or safety of the newborn infant.
15 The individual on duty ~~and or the medical staff, the adoption~~
16 service provider, and the first responder to whom physical
17 custody of the newborn infant was relinquished, and the
18 institutional health facility in, the emergency medical care
19 provider location, and the fire station at which the individual
20 was on duty and the first responder physical custody of the
21 newborn infant was relinquished are immune from criminal or
22 civil liability for any acts or omissions made in good faith to
23 comply with this section.

24 b. If the physical custody of a newborn infant is
25 relinquished at an emergency medical care provider location or
26 a fire station, to an adoption service provider, or to a first
27 responder, the individual on duty at the emergency medical
28 care provider location or the fire station, the adoption
29 service provider, or the first responder who responded to the
30 911 telephone call shall transport the newborn infant to the
31 nearest institutional health facility. The individual on duty
32 at the emergency medical care provider location or the fire
33 station, the adoption service provider, or the first responder
34 who took physical custody of the newborn infant shall provide
35 any parental identification or medical history information to

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1 the institutional health facility.

2 c. If the physical custody of the newborn infant is
3 relinquished at an institutional health facility, the state
4 shall reimburse the institutional health facility for the
5 institutional health facility's actual expenses in providing
6 care to the newborn infant and in performing acts necessary to

7 protect the physical health or safety of the newborn infant.
8 The reimbursement shall be paid from moneys appropriated for
9 this purpose to the department ~~of human services~~.
10 *d.* If the name of the parent is unknown to the institutional
11 health facility, the individual on duty at the institutional
12 health facility or other person designated by the institutional
13 health facility at which physical custody of the newborn infant
14 was relinquished shall submit the certificate of birth report
15 as required pursuant to section 144.14. If the name of the
16 parent is disclosed to the institutional health facility,
17 the facility shall submit the certificate of birth report as
18 required pursuant to section 144.13. The department ~~of public~~
19 ~~health~~ shall not file the certificate of birth with the county
20 of birth and shall otherwise maintain the confidentiality of
21 the birth certificate in accordance with section 144.43.
22 3. a. As soon as possible after the individual on duty
23 ~~or the medical staff, the adoption service provider, or the~~
24 first responder assumes physical custody of a newborn infant
25 released under subsection 1, and, if applicable, the individual
26 on duty at the emergency medical care provider location
27 or the fire station, the adoption service provider, or the
28 first responder transports the newborn infant to the nearest
29 institutional health facility under subsection 2, paragraph
30 "b," the individual ~~or~~ on duty or the medical staff shall notify
31 either the department or an adoption service provider and the
32 first responder shall notify the department ~~of human services~~
33 ~~and the~~. The department or the adoption service provider shall
34 take the actions necessary to assume the care, control, and
35 custody of the newborn infant. ~~The~~ as follows:

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1 (1) If physical custody of the newborn infant was not
2 initially relinquished to an adoption service provider,
3 the department shall immediately notify the juvenile court
4 and the county attorney of the department's action and the
5 circumstances surrounding the action and request an ex parte
6 order from the juvenile court ordering, in accordance with the
7 requirements of section 232.78, subsection 9, the department
8 to take custody of the newborn infant. Upon receiving the
9 order, the department shall take custody of the newborn
10 infant. After the department takes custody of the newborn
11 infant, notwithstanding any provision to the contrary relating
12 to priority placement of the child under section 232.78, the
13 department shall, if feasible, place the newborn infant in
14 a prospective adoptive home. The department shall maintain
15 a list of prospective adoptive homes that have completed
16 placement investigations and have been preapproved by the
17 department or a certified adoption investigator.
18 (2) If physical custody of the newborn infant was initially
19 relinquished to an adoption service provider, the adoption
20 service provider shall immediately notify the juvenile court

21 and the county attorney of the adoption service provider's
22 action and the circumstances surrounding the action and
23 request an ex parte order from the juvenile court ordering, in
24 accordance with the requirements of section 232.78, subsection
25 9, the adoption service provider to take custody of the
26 newborn infant. Upon receiving the order, the adoption service
27 provider shall take custody of the newborn infant.
28 b. Within twenty-four hours of the department or the
29 adoption service provider taking custody of the newborn infant,
30 the department or the adoption service provider shall notify
31 the juvenile court and the county attorney in writing of the
32 department's or adoption service provider's action and the
33 circumstances surrounding the action.
34 c. Within twenty-four hours of the adoption service provider
35 taking custody of the newborn infant, the adoption service

Page 6

1 provider shall notify the department in writing that the
2 adoption service provider has taken custody of the newborn
3 infant and will comply with the requirements of chapter 233.
4 4. a. Upon being notified in writing by the department or
5 the adoption service provider under subsection 3, the county
6 attorney shall file a petition alleging the newborn infant to
7 be a child in need of assistance in accordance with section
8 232.87 and a petition for termination of parental rights with
9 respect to the newborn infant in accordance with section
10 232.111, subsection 2, paragraph "a". A hearing on a child in
11 need of assistance petition filed pursuant to this subsection
12 shall be held at the earliest practicable time. A hearing on a
13 termination of parental rights petition filed pursuant to this
14 subsection shall be held no later than thirty days after the
15 day the physical custody of the newborn child was relinquished
16 in accordance with subsection 1 unless the juvenile court
17 continues the hearing beyond the thirty days for good cause
18 shown.
19 b. Notice of a petition filed pursuant to this subsection by
20 either the department or the adoption service provider shall
21 be provided to any known parent and others in accordance with
22 the provisions of chapter 232 and shall be served upon any
23 putative father registered with the state registrar of vital
24 statistics pursuant to section 144.12A. In addition, prior to
25 holding a termination of parental rights hearing with respect
26 to the newborn infant, notice by publication shall be provided
27 as described in section 600A.6, subsection 5.
28 5. Reasonable efforts, as defined in section 232.102, that
29 are made in regard to the newborn infant shall be limited to
30 the efforts made in a timely manner to finalize a permanency
31 plan for the newborn infant.

32 6. ~~At~~ The individual on duty or the medical staff at an
33 institutional health facility, emergency medical care provider
34 location, or fire station, the adoption service provider, or
35 the first responder who assumes physical custody of a newborn

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1 infant upon the release of the newborn infant under subsection
2 1 shall be provided notice of any hearing held concerning
3 the newborn infant at the same time notice is provided to
4 other parties to the hearing and the individual on duty or the
5 medical staff, the adoption service provider, or the first
6 responder may provide testimony at the hearing.
7 Sec. ____ Section 233.6, Code 2023, is amended to read as
8 follows:

9 **233.6 Educational and public information.**

10 ~~The department of human services, in consultation with the~~
11 ~~Iowa department of public health~~ and the department of justice,
12 shall develop and distribute the following:

13 1. An information card or other publication for
14 distribution by an institutional health facility, an emergency
15 medical care provider location, a fire station, an adoption
16 service provider, or a first responder to a parent who releases
17 custody of a newborn infant in accordance with this chapter.
18 The publication shall inform the parent of a parent's rights
19 under section 233.4, explain the request for medical history
20 information under section 233.2, subsection 2, and provide
21 other information deemed pertinent by the departments.
22 2. Educational materials, public information announcements,
23 and other resources to develop awareness of the availability
24 of the newborn safe haven Act and the involvement of adoption
25 service providers among adolescents, young parents, and others
26 who might avail themselves of this chapter.

27 3. Signage that may be used to identify the institutional
28 health facilities, emergency medical care provider locations,
29 fire stations, and adoption service provider locations at which
30 physical custody of a newborn infant may be relinquished in
31 accordance with this chapter.

32 Sec. ____ 2023 Iowa Acts, Senate File 514, section 656,
33 amending section 233.6, unnumbered paragraph 1, Code 2023, as
34 enacted, is amended by striking the section.

35 Sec. ____ 2023 Iowa Acts, House File 425, section 2,

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1 amending section 233.2, Code 2023, if enacted, is amended by
2 striking the section.

3 Sec. ____ 2023 Iowa Acts, House File 425, section 4,
4 amending section 233.6, Code 2023, if enacted, is amended by
5 striking the section.

6 Sec. ____ 2023 Iowa Acts, House File 474, section 8,
7 amending section 233.2, Code 2023, if enacted, is amended by

8 striking the section.
9 Sec. ____ 2023 Iowa Acts, House File 474, section 10,
10 amending section 233.6, Code 2023, if enacted, is amended by
11 striking the section.>
12 4. By renumbering as necessary.

S-3222

1 Amend Senate File 560 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 FY 2023–2024 APPROPRIATIONS — DEPARTMENT FOR THE BLIND
6 Section 1. GENERAL FUND APPROPRIATIONS —
7 ADMINISTRATION. There is appropriated from the general
8 fund of the state to the department for the blind for the
9 fiscal year beginning July 1, 2023, and ending June 30, 2024,
10 the following amount, or so much thereof as is necessary, to be
11 used for the purposes designated:
12 For salaries, support, maintenance, and miscellaneous
13 purposes, and for not more than the following full-time
14 equivalent positions:
15 \$ 3,043,503
16 FTEs 88.98
17 DIVISION II
18 FY 2023–2024 APPROPRIATIONS — DEPARTMENT OF EDUCATION
19 Sec. 2. GENERAL FUND APPROPRIATIONS. There is appropriated
20 from the general fund of the state to the department of
21 education for the fiscal year beginning July 1, 2023, and
22 ending June 30, 2024, the following amounts, or so much thereof
23 as is necessary, to be used for the purposes designated:
24 1. GENERAL ADMINISTRATION
25 a. For salaries, support, maintenance, and miscellaneous
26 purposes, and for not more than the following full-time
27 equivalent positions:
28 \$ 5,893,672
29 FTEs 63.93
30 b. By January 15, 2024, the department shall submit
31 a written report to the general assembly detailing the
32 department's antibullying programming and current and projected
33 expenditures for such programming for the fiscal year beginning
34 July 1, 2023.
35 2. CAREER AND TECHNICAL EDUCATION ADMINISTRATION

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1 For salaries, support, maintenance, and miscellaneous
2 purposes, and for not more than the following full-time
3 equivalent positions:
4 \$ 598,197
5 FTEs 9.12
6 3. PUBLIC BROADCASTING DIVISION

7	For salaries, support, maintenance, capital expenditures,		
8	and miscellaneous purposes, and for not more than the following		
9	full-time equivalent positions:		
10	.....	\$	7,943,538
11	..... FTEs		58.38
12	4. CAREER AND TECHNICAL EDUCATION		
13	For reimbursement for career and technical education		
14	expenditures made by regional career and technical education		
15	planning partnerships in accordance with section 258.14, as		
16	amended by 2023 Iowa Acts, Senate File 514:		
17	.....	\$	2,952,459
18	5. SCHOOL FOOD SERVICE		
19	For use as state matching moneys for federal programs that		
20	shall be disbursed according to federal regulations, including		
21	salaries, support, maintenance, and miscellaneous purposes, and		
22	for not more than the following full-time equivalent positions:		
23	.....	\$	2,176,797
24	..... FTEs		25.40
25	6. BIRTH TO AGE THREE SERVICES		
26	a. For expansion of the federal Individuals with		
27	Disabilities Education Improvement Act of 2004, Pub. L. No.		
28	108-446, as amended to January 1, 2018, birth through age three		
29	services due to increased numbers of children qualifying for		
30	those services:		
31	.....	\$	1,721,400
32	b. From the moneys appropriated in this subsection,		
33	\$383,769 shall be allocated to the child health specialty		
34	clinics administered by the state university of Iowa in order		
35	to provide additional support for infants and toddlers who are		

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1	born prematurely, drug-exposed, or medically fragile.		
2	7. EARLY HEAD START PROJECTS		
3	a. For early head start projects:		
4	.....	\$	574,500
5	b. The moneys appropriated in this subsection shall be		
6	used for implementation and expansion of early head start		
7	pilot projects addressing the comprehensive cognitive, social,		
8	emotional, and developmental needs of children from birth to		
9	age three, including prenatal support for qualified families.		
10	The projects shall promote healthy prenatal outcomes and		
11	healthy family functioning, and strengthen the development of		
12	infants and toddlers in low-income families. Priority shall be		
13	given to those organizations that have previously qualified for		
14	and received state funding to administer an early head start		
15	project.		
16	8. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM		
17	For purposes of the student achievement and teacher quality		
18	program established pursuant to chapter 284, and for not more		
19	than the following full-time equivalent positions:		
20	.....	\$	2,990,467

21	..... FTEs	6.02
22	9. STATEWIDE STUDENT ASSESSMENT	
23	a. For distribution to the Iowa testing program by the	
24	department of education on behalf of school districts and	
25	accredited nonpublic schools to offset the costs associated	
26	with a statewide student assessment administered in accordance	
27	with section 256.7, subsection 21, paragraph "b":	
28	..... \$	3,000,000
29	b. From the moneys appropriated in this subsection, not more	
30	than \$300,000 shall be distributed to the Iowa testing programs	
31	within the university of Iowa college of education to offset	
32	the costs of administering the statewide student assessment at	
33	accredited nonpublic schools.	
34	10. STATEWIDE CLEARINGHOUSE TO EXPAND WORK-BASED LEARNING	
35	For support costs associated with the creation of a	

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1	statewide clearinghouse to expand work-based learning as a part	
2	of the future ready Iowa initiative:	
3	..... \$	300,000
4	11. POSTSECONDARY SUMMER CLASSES FOR HIGH SCHOOL STUDENTS	
5	PROGRAM	
6	For support costs associated with the creation of a program	
7	to provide additional moneys for resident high school pupils	
8	enrolled in grades 9 through 12 to attend a community college	
9	for college-level classes or attend a class taught by a	
10	community college-employed instructor during the summer and	
11	outside of the regular school year through a contractual	
12	agreement between a community college and a school district	
13	under the future ready Iowa initiative:	
14	..... \$	600,000
15	Notwithstanding section 8.33, moneys received by the	
16	department pursuant to this subsection that remain unencumbered	
17	or unobligated at the close of the fiscal year shall not revert	
18	but shall remain available for expenditure for the purposes	
19	specified in this subsection until the close of the succeeding	
20	fiscal year.	
21	12. JOBS FOR AMERICA'S GRADUATES	
22	For school districts to reinforce combined efforts and	
23	regional initiatives that accelerate paraeducator and teacher	
24	credential attainment and to provide direct services to the	
25	most at-risk middle school or high school students enrolled	
26	in school districts through direct intervention by a jobs for	
27	America's graduates specialist:	
28	..... \$	9,146,450
29	13. ATTENDANCE CENTER PERFORMANCE/GENERAL INTERNET SITE AND	
30	DATA SYSTEM SUPPORT	

31 For administration of a process for school districts to
32 establish specific performance goals and to evaluate the
33 performance of each attendance center operated by the district
34 in order to arrive at an overall school performance grade and
35 report card for each attendance center, for internet site

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1 and data system support, and for not more than the following
2 full-time equivalent positions:
3 \$ 250,000
4 FTEs 1.83

5 14. SUCCESSFUL PROGRESSION FOR EARLY READERS

6 For distribution to school districts for implementation
7 of section 279.68, subsection 2, relating to successful
8 progression for early readers:
9 \$ 7,824,782

10 15. EARLY WARNING SYSTEM FOR LITERACY

11 a. For purposes of purchasing a statewide license for an
12 early warning assessment and administering the early warning
13 system for literacy established in accordance with section
14 279.68 and rules adopted in accordance with section 256.7,
15 subsection 31:
16 \$ 1,915,000

17 b. The department shall administer and distribute to school
18 districts and accredited nonpublic schools the early warning
19 assessment system that allows teachers to screen and monitor
20 student literacy skills from prekindergarten through grade
21 six. The department may charge school districts and accredited
22 nonpublic schools a fee for the system not to exceed the actual
23 costs to purchase a statewide license for the early warning
24 assessment minus the moneys received by the department under
25 this subsection. The fee shall be determined by dividing the
26 actual remaining costs to purchase the statewide license for
27 the school year by the number of pupils assessed under the
28 system in the current fiscal year. School districts may use
29 moneys received pursuant to section 257.10, subsection 11, and
30 moneys received for purposes of implementing section 279.68,
31 subsection 2, to pay the early warning assessment system fee.

32 16. IOWA READING RESEARCH CENTER

33 a. For purposes of the Iowa reading research center in
34 order to implement, in collaboration with the area education
35 agencies, the provisions of section 256.9, subsection 49,

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1 paragraph "c":
 2 \$ 1,500,000
 3 b. From moneys appropriated in this subsection, not more
 4 than \$250,000 shall be used for collaborations with the state
 5 board of education relating to the approval of practitioner
 6 preparation programs pursuant to section 256.7, subsection 3,
 7 paragraph "c", and with the board of educational examiners for
 8 the establishment and continuing oversight of the advanced
 9 dyslexia specialist endorsement pursuant to section 272.2,
 10 subsection 22, as amended by 2023 Iowa Acts, Senate File 514.
 11 For the fiscal year beginning July 1, 2023, and ending June 30,
 12 2024, the center shall submit a report to the general assembly
 13 detailing the expenditures of moneys used for purposes of this
 14 paragraph "b".
 15 c. Notwithstanding section 8.33, moneys received by the
 16 department pursuant to this subsection that remain unencumbered
 17 or obligated at the close of the fiscal year shall not revert
 18 but shall remain available for expenditure for the purposes
 19 specified in this subsection until the close of the succeeding
 20 fiscal year.
 21 17. COMPUTER SCIENCE PROFESSIONAL DEVELOPMENT INCENTIVE
 22 FUND
 23 For deposit in the computer science professional development
 24 incentive fund established under section 284.6A:
 25 \$ 500,000
 26 18. CHILDREN'S MENTAL HEALTH SCHOOL-BASED TRAINING AND
 27 SUPPORT
 28 a. For distribution to area education agencies for
 29 school-based children's mental health services, including
 30 mental health awareness training for educators:
 31 \$ 3,383,936
 32 b. Of the moneys appropriated in this subsection for
 33 distribution to area education agencies, \$200,000 shall be
 34 used for purposes of implementing a children's grief and loss
 35 rural pilot program to serve Iowa children in rural school

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1 districts or accredited nonpublic schools. The pilot program
 2 shall be administered by, and the moneys allocated pursuant to
 3 this paragraph shall be distributed to, an existing statewide
 4 not-for-profit health care organization that currently provides
 5 grief and loss services to children. For the fiscal year
 6 beginning July 1, 2023, and ending June 30, 2024, the health
 7 care organization receiving moneys pursuant to this paragraph
 8 shall prepare a report, in collaboration with the department
 9 of education, detailing the expenditures of moneys used for
 10 the purposes of this program and its outcomes, which shall be
 11 submitted to the general assembly by September 30, 2024.
 12 19. BEST BUDDIES IOWA

13	a. For school districts to create opportunities for	
14	one-to-one friendships, integrated employment, and leadership	
15	development for students with intellectual and developmental	
16	disabilities:	
17	.....	\$ 35,000
18	b. The department of education shall establish criteria for	
19	the distribution of moneys appropriated under this subsection	
20	and shall require an organization receiving moneys under this	
21	subsection to annually report student identifying data for	
22	students participating in the program to the department in the	
23	manner prescribed by the department as a condition of receiving	
24	such moneys.	
25	20. MIDWESTERN HIGHER EDUCATION COMPACT	
26	a. For distribution to the midwestern higher education	
27	compact to pay Iowa's member state annual obligation:	
28	.....	\$ 115,000
29	b. Notwithstanding section 8.33, moneys appropriated	
30	pursuant to this subsection that remain unencumbered or	
31	unobligated at the close of the fiscal year shall not revert	
32	but shall remain available for expenditure for the purposes	
33	designated until the close of the succeeding fiscal year.	
34	21. NONPUBLIC SCHOOL CONCURRENT ENROLLMENT PAYMENTS TO	
35	COMMUNITY COLLEGES	

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1	For payments to community colleges for the concurrent	
2	enrollment of accredited nonpublic school students under	
3	section 261E.8, subsection 2, paragraph "b":	
4	.....	\$ 1,000,000
5	Notwithstanding section 8.33, moneys received by the	
6	department pursuant to this subsection that remain unencumbered	
7	or unobligated at the close of the fiscal year shall not revert	
8	but shall remain available for expenditure for the purposes	
9	designated until the close of the succeeding fiscal year.	
10	22. COMMUNITY COLLEGES	
11	For general state financial aid to merged areas, as defined	
12	in section 260C.2, in accordance with chapter 258, as amended	
13	by 2023 Iowa Acts, Senate File 514, and chapter 260C:	
14	.....	\$ 228,858,161
15	Notwithstanding the allocation formula in section 260C.18C,	
16	the moneys appropriated in this subsection shall be allocated	
17	as follows:	
18	a. Merged Area I	
19	.....	\$ 11,245,307
20	b. Merged Area II	
21	.....	\$ 11,316,993
22	c. Merged Area III	
23	.....	\$ 10,410,473
24	d. Merged Area IV	
25	.....	\$ 5,187,122
26	e. Merged Area V	

27	.....	\$	13,013,760
28	f. Merged Area VI		
29	.....	\$	10,044,832
30	g. Merged Area VII		
31	\$	15,372,997
32	h. Merged Area IX		
33	\$	19,535,761
34	i. Merged Area X		
35	\$	35,755,303

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1	j. Merged Area XI		
2	\$	39,069,627
3	k. Merged Area XII		
4	\$	12,721,826
5	l. Merged Area XIII		
6	.....	\$	13,906,285
7	m. Merged Area XIV		
8	.....	\$	5,279,888
9	n. Merged Area XV		
10	.....	\$	16,463,807
11	o. Merged Area XVI		
12	.....	\$	9,534,180
13	23. IOWA SCHOOL FOR THE DEAF		
14	For salaries, support, maintenance, and miscellaneous		
15	purposes, and for not more than the following full-time		
16	equivalent positions:		
17	.....	\$	11,421,710
18	..... FTEs		120.00
19	24. IOWA BRAILLE AND SIGHT SAVING SCHOOL		
20	For salaries, support, maintenance, and miscellaneous		
21	purposes, and for not more than the following full-time		
22	equivalent positions:		
23	.....	\$	4,794,040
24	..... FTEs		56.00
25	25. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS		
26	(STEM) COLLABORATIVE INITIATIVE		
27	For purposes of the science, technology, engineering,		
28	and mathematics (STEM) collaborative initiative established		
29	pursuant to section 268.7, as amended by 2023 Iowa Acts,		
30	Senate File 514, and for not more than the following full-time		
31	equivalent positions:		
32	.....	\$	6,354,848
33	..... FTEs		5.50
34	a. Except as otherwise provided in this subsection, the		
35	moneys appropriated in this subsection shall be expended for		

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1 salaries, staffing, institutional support, activities directly
2 related to recruitment of kindergarten through grade 12
3 mathematics and science teachers, and for ongoing mathematics
4 and science programming for students enrolled in kindergarten
5 through grade 12.
6 b. The department shall work with the community colleges to
7 develop STEM professional development programs for community
8 college instructors and STEM curriculum development.
9 c. From the moneys appropriated in this subsection, not less
10 than \$500,000 shall be used to provide technology education
11 opportunities to high school, career academy, and community
12 college students through a public-private partnership, as
13 well as opportunities for students and faculties at these
14 institutions to secure broad-based information technology
15 certification. The partnership shall provide all of the
16 following:
17 (1) A research-based curriculum.
18 (2) Online access to the curriculum.
19 (3) Instructional software for classroom and student use.
20 (4) Certification of skills and competencies in a broad base
21 of information technology-related skill areas.
22 (5) Professional development for teachers.
23 (6) Deployment and program support, including but not
24 limited to integration with current curriculum standards.
25 d. Notwithstanding section 8.33, of the moneys appropriated
26 in this subsection that remain unencumbered or unobligated at
27 the close of the fiscal year, an amount equivalent to not more
28 than 5 percent of the amount appropriated in this subsection
29 shall not revert but shall remain available for expenditure for
30 summer programs for students until the close of the succeeding
31 fiscal year.
32 26. THERAPEUTIC CLASSROOM INCENTIVE FUND
33 For deposit in the therapeutic classroom incentive fund
34 established pursuant to section 256.25:
35 \$ 2,351,382

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1 Notwithstanding section 8.33, moneys appropriated pursuant
2 to this subsection that remain unencumbered or unobligated at
3 the close of the fiscal year shall not revert but shall remain
4 available for expenditure for the purposes designated until the
5 close of the succeeding fiscal year.
6 27. THERAPEUTIC CLASSROOM TRANSPORTATION CLAIMS
7 REIMBURSEMENT
8 For payment of school district claims for reimbursement
9 submitted under section 256.25A, subsection 1, paragraph "a":
10 \$ 500,000
11 Notwithstanding section 8.33, moneys appropriated pursuant
12 to this subsection that remain unencumbered or unobligated at

the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

28. COLLEGE STUDENT AID COMMISSION

a. Administration

For general administration salaries, support, maintenance, and miscellaneous purposes, and for the administration of the future ready Iowa skilled workforce last-dollar scholarship program in accordance with section 261.131, as amended by 2023 Iowa Acts, Senate File 514, including salaries, support, maintenance, and miscellaneous purposes related to the future ready Iowa skilled workforce last-dollar scholarship program, and for not more than the following full-time equivalent positions:

.....	\$	591,533
.....	FTEs	4.95

b. Health care professional recruitment program

For the loan repayment program for health care professionals established pursuant to section 261.115, as amended by 2023 Iowa Acts, Senate File 514:

.....	\$	500,973
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c. National guard service scholarship program

For purposes of providing national guard service

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scholarships under the program established in section 261.86, as amended by 2023 Iowa Acts, Senate File 514:

.....	\$	6,600,000
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d. All Iowa opportunity scholarship program

(1) For purposes of the all Iowa opportunity scholarship program established pursuant to section 261.87, as amended by 2023 Iowa Acts, Senate File 514:

.....	\$	3,229,468
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(2) For the fiscal year beginning July 1, 2023, if the moneys appropriated in this lettered paragraph exceed \$500,000, "eligible institution" as defined in section 261.87, as amended by 2023 Iowa Acts, Senate File 514, shall, during the fiscal year beginning July 1, 2023, include accredited private institutions as defined in section 261.9, as amended by 2023 Iowa Acts, Senate File 514.

e. Teach Iowa scholar program

For purposes of the teach Iowa scholar program established pursuant to section 261.110, as amended by 2023 Iowa Acts, Senate File 514:

.....	\$	650,000
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f. Rural Iowa primary care loan repayment program

For purposes of the rural Iowa primary care loan repayment program established pursuant to section 261.113, as amended by 2023 Iowa Acts, Senate File 514:

.....	\$	2,504,933
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g. Health care loan repayment program

27	For purposes of the health care loan repayment program	
28	established pursuant to section 261.116, as amended by 2023	
29	Iowa Acts, Senate File 514:	
30	.....	\$ 500,000
31	h. Rural veterinarian loan repayment program	
32	For purposes of the rural veterinarian loan repayment	
33	program established pursuant to section 261.120, as amended by	
34	2023 Iowa Acts, Senate File 514:	
35	\$ 700,000

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1	i. Future ready Iowa skilled workforce last-dollar	
2	scholarship program	
3	For deposit in the future ready Iowa skilled workforce	
4	last-dollar scholarship fund established pursuant to section	
5	261.131, as amended by 2023 Iowa Acts, Senate File 514:	
6	.....	\$ 23,927,005
7	Moneys appropriated in this lettered paragraph shall not	
8	be used to provide scholarships under the future ready Iowa	
9	skilled workforce last-dollar scholarship program to students	
10	with expected family contributions of greater than \$20,000, as	
11	determined by the free application for federal student aid.	
12	j. Future ready Iowa skilled workforce grant program	
13	For deposit in the future ready Iowa skilled workforce grant	
14	program established pursuant to section 261.132, as amended by	
15	this Act and by 2023 Iowa Acts, Senate File 514:	
16	.....	\$ 275,000
17	k. Mental health professional loan repayment program	
18	For deposit in the mental health professional loan repayment	
19	fund established pursuant to section 261.117, as amended by	
20	2023 Iowa Acts, Senate File 514:	
21	.....	\$ 520,000
22	l. Iowa workforce grant and incentive program	
23	For deposit in the Iowa workforce grant and incentive	
24	program fund created in section 256.230, if enacted by this	
25	Act:	
26	.....	\$ 6,500,000
27	29. LEAD-K PROGRAM	
28	For purposes of developing guidelines for a comprehensive	
29	family support mentoring program that meets the language and	
30	communication needs of families pursuant to section 256B.10, as	
31	amended by 2023 Iowa Acts, Senate File 514:	
32	.....	\$ 200,000
33	Sec. 3. IOWA SKILLED WORKER AND JOB CREATION FUND	
34	APPROPRIATIONS. There is appropriated from the Iowa skilled	
35	worker and job creation fund created in section 8.75 to the	

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1 department of education for the fiscal year beginning July
2 1, 2023, and ending June 30, 2024, the following amounts, or
3 so much thereof as is necessary, to be used for the purposes
4 designated:

5 1. For purposes of providing skilled workforce shortage
6 tuition grants in accordance with section 261.130, as amended
7 by 2023 Iowa Acts, Senate File 514:

8 \$ 5,000,000

9 2. For deposit in the workforce training and economic
10 development funds created pursuant to section 260C.18A:

11 \$ 15,100,000

12 From the moneys appropriated in this subsection, not
13 more than \$100,000 shall be used by the department for
14 administration of the workforce training and economic
15 development funds created pursuant to section 260C.18A.

16 3. For capital projects at community colleges that meet the
17 definition of the term “vertical infrastructure” in section
18 8.57, subsection 5, paragraph “c”:

19 \$ 6,000,000

20 Moneys appropriated in this subsection shall be disbursed
21 pursuant to section 260G.6, subsection 3. Projects that
22 qualify for moneys appropriated in this subsection must include
23 at least one of the following:

24 a. Accelerated career education program capital projects.
25 b. Major renovations and major repair needs, including
26 health, life, and fire safety needs, including compliance with
27 the federal Americans with Disabilities Act.

28 4. For deposit in the pathways for academic career and
29 employment fund established pursuant to section 260H.2:

30 \$ 5,000,000

31 From the moneys appropriated in this subsection, not
32 more than \$200,000 shall be allocated by the department
33 for implementation of regional industry sector partnerships
34 pursuant to section 260H.7B and for not more than 1.00
35 full-time equivalent position.

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1 5. For deposit in the gap tuition assistance fund
2 established pursuant to section 260L.2:

3 \$ 2,000,000

4 6. For support costs associated with administering a
5 workforce preparation outcome reporting system for the purpose
6 of collecting and reporting data relating to the educational
7 and employment outcomes of workforce preparation programs
8 receiving moneys pursuant to this section:

9 \$ 200,000

10 7. For STEM best:

11 \$ 700,000

12 8. Notwithstanding section 8.33, moneys appropriated in

13 this section that remain unencumbered or unobligated at the
14 close of the fiscal year shall not revert but shall remain
15 available for expenditure for the purposes designated until the
16 close of the succeeding fiscal year.

17 Sec. 4. CHIROPRACTIC LOAN FUNDS. Notwithstanding section
18 261.72, as amended by 2023 Iowa Acts, Senate File 514, the
19 moneys deposited in the chiropractic loan revolving fund
20 created pursuant to section 261.72, as amended by 2023 Iowa
21 Acts, Senate File 514, for the fiscal year beginning July 1,
22 2023, and ending June 30, 2024, may be used for purposes of the
23 chiropractic loan forgiveness program established in section
24 261.73, as amended by 2023 Iowa Acts, Senate File 514.

25 Sec. 5. PRESCRIPTION DRUG COSTS. The department of
26 administrative services shall pay the Iowa school for the
27 deaf and the Iowa braille and sight saving school the moneys
28 collected from the counties during the fiscal year beginning
29 July 1, 2023, for expenses relating to prescription drug costs
30 for students attending the Iowa school for the deaf and the
31 Iowa braille and sight saving school.

32 DIVISION III

33 FY 2023–2024 APPROPRIATIONS — STATE BOARD OF REGENTS

34 Sec. 6. GENERAL FUND APPROPRIATIONS. There is appropriated
35 from the general fund of the state to the state board of

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1 regents for the fiscal year beginning July 1, 2023, and ending
2 June 30, 2024, the following amounts, or so much thereof as is
3 necessary, to be used for the purposes designated:

4 1. OFFICE OF STATE BOARD OF REGENTS

5 a. For salaries, support, maintenance, and miscellaneous
6 purposes, and for not more than the following full-time
7 equivalent positions:

8	\$	764,642
9	FTEs	2.48

10 For the fiscal year beginning July 1, 2023, and ending June
11 30, 2024, the state board of regents shall submit a quarterly
12 financial report to the general assembly in a format agreed
13 upon by the state board of regents office and the legislative
14 services agency. The report submitted for the quarter ending
15 December 31, 2023, shall include the five-year graduation rates
16 for the regents universities.

17 b. For distribution to the western Iowa regents resource
18 center:

19	\$	268,297
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20 c. For the fiscal year beginning July 1, 2023, and ending
21 June 30, 2024, the state board of regents and the institutions
22 of higher learning governed by the state board of regents
23 shall not reduce moneys budgeted for the fiscal year for the
24 institutions' police departments.

25 d. For allocation in equal parts by the state board of
26 regents to the state university of Iowa, the Iowa state

27 university of science and technology, and the university
 28 of northern Iowa to support the John Pappajohn centers for
 29 entrepreneurship:
 30 \$ 125,000
 31 The moneys appropriated in this lettered paragraph shall be
 32 used to supplement, not supplant, any other funding received by
 33 the John Pappajohn centers for entrepreneurship.
 34 2. STATE UNIVERSITY OF IOWA
 35 a. General university

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1 For salaries, support, maintenance, equipment, financial
 2 aid, and miscellaneous purposes, and for not more than the
 3 following full-time equivalent positions:
 4 \$ 218,045,224
 5 FTEs 5,058.55
 6 For the fiscal year beginning July 1, 2023, and ending June
 7 30, 2024, the state university of Iowa shall not increase
 8 moneys budgeted for the fiscal year for implementing any
 9 programming, curricula, training, or related activities
 10 in furtherance of the university's diversity, equity, and
 11 inclusion efforts.
 12 b. Oakdale campus
 13 For salaries, support, maintenance, and miscellaneous
 14 purposes, and for not more than the following full-time
 15 equivalent positions:
 16 \$ 2,103,819
 17 FTEs 38.25
 18 c. State hygienic laboratory
 19 For salaries, support, maintenance, and miscellaneous
 20 purposes, and for not more than the following full-time
 21 equivalent positions:
 22 \$ 4,822,610
 23 FTEs 102.51
 24 d. Family practice program
 25 For allocation by the dean of the college of medicine, with
 26 approval of the advisory board, to qualified participants
 27 to carry out the provisions of chapter 148D for the family
 28 practice residency education program, including salaries
 29 and support, and for not more than the following full-time
 30 equivalent positions:
 31 \$ 2,220,598
 32 FTEs 2.71
 33 e. Child health care services
 34 For specialized child health care services, including
 35 childhood cancer diagnostic and treatment network programs,

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1	rural comprehensive care for hemophilia patients, and the		
2	2 Iowa high-risk infant follow-up program, including salaries		
3	and support, and for not more than the following full-time		
4	equivalent positions:		
5	.....	\$	634,502
6	.....	FTEs	4.16
7	f. Statewide cancer registry		
8	For the statewide cancer registry, and for not more than the		
9	following full-time equivalent positions:		
10	.....	\$	143,410
11	.....	FTEs	2.10
12	g. Substance abuse consortium		
13	For distribution to the Iowa consortium for substance abuse		
14	research and evaluation, and for not more than the following		
15	full-time equivalent positions:		
16	.....	\$	53,427
17	.....	FTEs	.99
18	h. Center for biocatalysis		
19	For the center for biocatalysis, and for not more than the		
20	following full-time equivalent positions:		
21	.....	\$	696,342
22	.....	FTEs	6.28
23	i. Primary health care initiative		
24	For the primary health care initiative in the college		
25	of medicine, and for not more than the following full-time		
26	equivalent positions:		
27	.....	\$	624,374
28	.....	FTEs	6.22
29	From the moneys appropriateded in this lettered paragraph,		
30	\$254,889 shall be allocated to the department of family		
31	practice at the state university of Iowa college of medicine		
32	for family practice faculty and support staff.		
33	j. Birth defects registry		
34	For the birth defects registry, and for not more than the		
35	following full-time equivalent positions:		

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1	\$	36,839
2	FTEs	.38
3	k. Larned A. Waterman Iowa nonprofit resource center		
4	For the Larned A. Waterman Iowa nonprofit resource center,		
5	and for not more than the following full-time equivalent		
6	positions:		
7	.....	\$	156,389
8	.....	FTEs	2.75
9	l. Iowa online advanced placement academy science,		
10	technology, engineering, and mathematics initiative		
11	For the Iowa online advanced placement academy science,		
12	technology, engineering, and mathematics initiative established		

13	pursuant to section 263.8A:		
14	.....	\$	463,616
15	m. Iowa flood center		
16	For the Iowa flood center for use by the university's college		
17	of engineering pursuant to section 466C.1:		
18	.....	\$	1,154,593
19	n. College of nursing		
20	For employing additional instructors in the college of		
21	nursing to increase the number of students who graduate from		
22	the college of nursing:		
23	.....	\$	2,800,000
24	3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY		
25	a. General university		
26	For salaries, support, maintenance, equipment, financial		
27	aid, and miscellaneous purposes, and for not more than the		
28	following full-time equivalent positions:		
29	.....	\$	174,092,719
30	.....	FTEs	3,647.42
31	For the fiscal year beginning July 1, 2023, and ending June		
32	30, 2024, the Iowa state university of science and technology		
33	shall not increase moneys budgeted for the fiscal year for		
34	implementing any programming, curricula, training, or related		
35	activities in furtherance of the university's diversity,		

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1	equity, and inclusion efforts.		
2	b. Agricultural experiment station		
3	For the agricultural experiment station salaries, support,		
4	maintenance, and miscellaneous purposes, and for not more than		
5	the following full-time equivalent positions:		
6	.....	\$	29,462,535
7	.....	FTEs	546.98
8	c. Cooperative extension service in agriculture and home		
9	economics		
10	For the cooperative extension service in agriculture		
11	and home economics salaries, support, maintenance, and		
12	miscellaneous purposes, and for not more than the following		
13	full-time equivalent positions:		
14	.....	\$	18,157,366
15	.....	FTEs	385.34
16	d. Preparing Iowa's future ready workforce and fostering		
17	innovation		
18	For purposes of addressing the state's workforce needs in		
19	the areas of science, technology, engineering, and mathematics		
20	by expanding degree and certificate programs in the areas of		
21	artificial intelligence, cybersecurity, computer science,		
22	computer engineering, data science, software engineering, and		
23	other high-demand areas related to technology, and fostering		
24	innovation in the areas of digital agriculture, manufacturing,		
25	water quality, vaccine delivery technologies, and biosciences:		
26	.....	\$	2,800,000

27 4. UNIVERSITY OF NORTHERN IOWA
28 a. General university
29 For salaries, support, maintenance, equipment, financial
30 aid, and miscellaneous purposes, and for not more than the
31 following full-time equivalent positions:
32 \$ 99,408,923
33 FTEs 1,250.28
34 For the fiscal year beginning July 1, 2023, and ending
35 June 30, 2024, the university of northern Iowa shall not

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1 increase moneys budgeted for the fiscal year for implementing
2 any programming, curricula, training, or related activities
3 in furtherance of the university’s diversity, equity, and
4 inclusion efforts.
5 b. Real estate education program
6 For purposes of the real estate education program, and for
7 not more than the following full-time equivalent positions:
8 \$ 123,523
9 FTEs .86
10 c. Educators for Iowa
11 For purposes of recruiting additional students to
12 participate in educational opportunities that lead to teacher
13 licensure:
14 \$ 1,500,000

15 Sec. 7. ENERGY COST-SAVINGS PROJECTS — FINANCING. For
16 the fiscal year beginning July 1, 2023, and ending June 30,
17 2024, the state board of regents may use notes, bonds, or
18 other evidences of indebtedness issued under section 262.48 to
19 finance projects that will result in energy cost savings in an
20 amount that will cause the state board to recover the cost of
21 the projects within an average of six years.

22 DIVISION IV
23 STANDING APPROPRIATIONS

24 Sec. 8. AT-RISK CHILDREN. Notwithstanding the standing
25 appropriation in section 279.51 for the fiscal year beginning
26 July 1, 2023, and ending June 30, 2024, the amount appropriated
27 from the general fund of the state to the department of
28 education for programs for at-risk children under section
29 279.51 shall be not more than \$10,524,389. The amount of any
30 reduction in this section shall be prorated among the programs
31 specified in section 279.51, subsection 1, paragraphs “a”, “b”,
32 and “c”.

33 Sec. 9. WORK-STUDY APPROPRIATION. Notwithstanding section
34 261.85, as amended by 2023 Iowa Acts, Senate File 514, for the
35 fiscal year beginning July 1, 2023, and ending June 30, 2024,

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1 the amount appropriated from the general fund of the state
2 to the college student aid commission of the department of
3 education for the work-study program under section 261.85, as
4 amended by 2023 Iowa Acts, Senate File 514, shall be zero.

5 Sec. 10. Section 261.25, subsections 1 and 2, Code 2023, are
6 amended to read as follows:

7 1. There is appropriated from the general fund of the state
8 to the commission for each fiscal year the sum of ~~fifty million~~
9 ~~one hundred eighteen thousand four hundred fifty-one million~~
10 four hundred twenty-one thousand five hundred thirty-one
11 dollars for tuition grants to qualified students who are
12 enrolled in accredited private institutions.

13 2. There is appropriated from the general fund of the state
14 to the commission for each fiscal year the sum of ~~five hundred~~
15 one hundred eight thousand dollars for tuition grants for
16 qualified students who are enrolled in eligible institutions.
17 ~~Of the moneys appropriated under this subsection, not more than~~
18 ~~one hundred thousand dollars annually shall be used for tuition~~
19 ~~grants to qualified students who are attending an eligible~~
20 ~~institution under section 261.9, subsection 3, paragraph "b".~~

21 DIVISION V

22 DIVERSITY, EQUITY, AND INCLUSION

23 Sec. 11. DIVERSITY, EQUITY, AND INCLUSION EFFORTS — STUDY
24 — HIRING FREEZE — USE OF MONEYS.

25 1. The state board of regents shall conduct a comprehensive
26 study and review of the diversity, equity, and inclusion
27 programs and efforts of each institution of higher learning
28 under the state board's control. The study and review must
29 include but is not limited to an assessment of all of the
30 following:

31 a. Each institution of higher learning's current diversity,
32 equity, and inclusion programming, curricula, training, and
33 related activities.

34 b. The salary, benefits, and any other compensation paid to
35 employees or individuals tasked with furthering an institution

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1 of higher learning's diversity, equity, and inclusion efforts.

2 c. Each institution of higher learning's compliance with
3 required applicable federal and state laws, rules, regulations,
4 court orders, settlement agreements, or executive orders
5 related to diversity, equity, and inclusion.

6 d. Each institution of higher learning's contracts or
7 grants requiring diversity, equity, and inclusion efforts,
8 and the requirements of third-party accreditors or similar
9 entities in order to assess whether and to what extent these
10 efforts are aligned with the overall mission and purpose of the
11 institution.

12 2. The state board of regents shall prepare a report

13 containing its findings and recommendations to be considered
14 by the state board during its November 2023 meeting. The
15 state board of regents shall submit a final report containing
16 findings and recommendations to the governor and the general
17 assembly no later than December 1, 2023.
18 3. For the fiscal year beginning July 1, 2023, and ending
19 June 30, 2024, each institution of higher learning under the
20 control of the state board of regents shall cease all hiring
21 related to the institution's diversity, equity, and inclusion
22 efforts.

23 DIVISION VI

24 IOWA WORKFORCE GRANT AND INCENTIVE PROGRAM

25 Sec. 12. Section 84A.1B, Code 2023, is amended by adding the
26 following new subsection:

27 NEW SUBSECTION. 17. Create, in collaboration with the state
28 board of regents, a list of high-wage and high-demand jobs and
29 corresponding academic majors offered by institutions of higher
30 education governed by the state board of regents for purposes
31 of the Iowa workforce grant and incentive program established
32 under section 256.230. The workforce development board, in
33 collaboration with the state board of regents, shall update the
34 list at least once every two years. In creating a list under
35 this subsection, the following criteria, at a minimum, apply:

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- 1 a. An entry-level annual salary of not less than forty
2 thousand dollars.
- 3 b. Educational attainment of a qualifying credential of
4 at least a bachelor's degree, or attainment of an initial or
5 intern Iowa teaching license issued under chapter 256 through
6 a pathway to licensure offered by an institution of higher
7 education under the control of the state board of regents or an
8 accredited private institution as defined in section 261.9.
- 9 c. At least one of any of the following:
 - 10 (1) Projected annual job openings of at least two hundred
11 fifty during the next five years.
 - 12 (2) Projected annual growth in the number of job openings
13 of at least one percent.
- 14 Sec. 13. NEW SECTION. **256.230 Iowa workforce grant and**
15 **incentive program.**
 - 16 1. *Definitions.* As used in this section, unless the context
17 otherwise requires:
 - 18 a. "Commission" means the college student aid commission.
 - 19 b. "Eligible institution" means an institution of higher
20 learning governed by the state board of regents.
 - 21 c. "Eligible program" means any of the following:
 - 22 (1) A program of study or an academic major jointly approved
23 by the workforce development board and the state board of
24 regents pursuant to section 84A.1B, subsection 17. If a
25 job is removed from the list created under section 84A.1B,
26 subsection 17, an eligible student who received a grant for

27 a program based on that job shall continue to receive the
28 grant until the eligible program is completed as long as the
29 student continuously enrolls and continues to meet all other
30 eligibility requirements.
31 (2) A teacher preparation program that leads to a bachelor's
32 degree, or initial or intern teaching license issued under this
33 chapter.
34 d. "*Eligible student*" means an Iowa resident who has
35 established financial need and who meets all of the following

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1 requirements:
2 (1) Completes and submits application forms required by the
3 commission, including the free application for federal student
4 aid, by the deadline prescribed by the commission.
5 (2) Enrolls in at least three semester hours, or the
6 equivalent, in an eligible program.
7 (3) Is making satisfactory academic progress as defined by
8 the eligible institution.
9 e. "*Financial need*" means the difference between the
10 student's financial resources available, including those
11 available from the student's parents as determined by a
12 completed parents' confidential statement, and the student's
13 anticipated expenses while attending an eligible institution.
14 f. "*Full-time*" means enrollment in at least twelve semester
15 hours or the equivalent.
16 g. "*Part-time*" means enrollment in at least three semester
17 hours or the equivalent but less than twelve semester hours or
18 the equivalent.
19 2. *Student eligibility*. An eligible institution shall
20 report promptly to the commission information requested to
21 establish or verify student eligibility.
22 3. *Grant limitations — requirements*.
23 a. A full-time eligible student may receive an Iowa
24 workforce grant for not more than four semesters, or the
25 equivalent, or until the eligible student completes the
26 eligible program, whichever occurs first. A part-time
27 eligible student may receive the grant for not more than eight
28 semesters, or the equivalent, on a prorated basis, or until
29 the eligible student completes the eligible program, whichever
30 occurs first.
31 b. The amount of an Iowa workforce grant to a full-time
32 eligible student shall not exceed two thousand dollars per
33 semester, or the equivalent. The amount of an Iowa workforce
34 grant to a part-time eligible student shall be equal to the
35 amount that would be awarded to a full-time student except that

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1 the commission shall prorate the amount based on the recipient
2 student's semester hour or equivalent enrollment.

3 c. An Iowa workforce grant shall be awarded on an annual
4 basis, requiring reapplication by an eligible student each
5 year. Payments under the grant shall be allocated equally
6 among the semesters, or the equivalent, and paid upon
7 certification by the eligible institution that the student
8 meets the requirements of subsection 1, paragraph "d".

9 d. If a grant recipient discontinues attendance before the
10 end of any semester, or the equivalent, after receiving grant
11 payments, the entire amount of any refund due that recipient,
12 up to the full amount of grant payments made during that
13 semester, or the equivalent, shall be paid by the eligible
14 institution to the commission.

15 4. *Annual submission of applications.* To receive a renewal
16 of a grant awarded under this section, an eligible student
17 must annually submit a new application to the commission for
18 reevaluation of eligibility.

19 5. *Priority for grant awards.* In making awards under this
20 section, the commission shall give priority to:

21 a. Applicants who received an award under this section in
22 the prior academic year.

23 b. Applicants with the least financial ability to pay,
24 using a metric that ranks relative financial ability among all
25 applicants.

26 6. *Iowa workforce incentive payment.* Notwithstanding the
27 grant limitations in subsection 3, an individual who was an
28 eligible student who received an Iowa workforce grant in the
29 academic year in which the eligible program is completed, and
30 who accepts and begins employment in an aligned occupation
31 in this state within six months of completing the eligible
32 program, may apply for one incentive payment of up to two
33 thousand dollars. The incentive payment shall be paid upon
34 completion of twelve consecutive months of full-time employment
35 in the aligned occupation in this state, following completion

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1 of the eligible program.

2 7. *Commission's duties and responsibilities.* Subject to an
3 appropriation of moneys by the general assembly for purposes
4 of this section, the commission shall administer the Iowa
5 workforce grant and incentive program and shall do all of the
6 following:

7 a. Provide application forms for distribution to students by
8 eligible institutions.

9 b. Adopt rules under chapter 17A for administration of this
10 section, including establishing the duties and responsibilities
11 of eligible institutions under the program, defining residence
12 and satisfactory academic progress for purposes of the program,

13 determining financial need, and establishing procedures for
14 grant and incentive payment application, processing, and
15 approval. The rules shall provide for determining the priority
16 awarding of grants and incentives if moneys available for
17 purposes of this section are insufficient to pay all eligible
18 applicants.

19 c. Approve and award grants and incentive payments on an
20 annual basis.

21 8. *Fund created.* An Iowa workforce grant and incentive
22 program fund is created in the state treasury under the control
23 of the commission. All moneys deposited or paid into the
24 fund are appropriated to the commission to be used for grants
25 and incentive payments awarded as provided in this section.
26 Notwithstanding section 8.33, moneys in the fund that remain
27 unencumbered or unobligated at the close of a fiscal year shall
28 not revert but shall remain available for expenditure for the
29 purposes designated. Notwithstanding section 12C.7, subsection
30 2, interest or earnings on moneys in the fund shall be credited
31 to the fund.

32 DIVISION VII

33 DEPARTMENT OF EDUCATION — TASK FORCE

34 Sec. 14. DEPARTMENT OF EDUCATION — FUNDING FOR AT-RISK
35 STUDENTS AND DROPOUT PREVENTION PROGRAMS — TASK FORCE.

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1 1. The department of education shall convene and provide
2 administrative support to a task force that shall study all of
3 the following:

4 a. How schools currently utilize state funding for programs
5 for at-risk students and dropout prevention programs.

6 b. The effectiveness of programs for at-risk students and
7 dropout prevention programs.

8 c. Whether and to what extent state funding for programs
9 for at-risk students and dropout prevention programs should
10 be reallocated to direct intervention by a jobs for America's
11 graduates specialist.

12 d. How to best utilize state funding for programs for
13 at-risk students and dropout prevention programs.

14 2. Any expenses incurred by a member of the task force
15 shall be the responsibility of the individual member or the
16 respective entity represented by the member.

17 3. The task force shall submit its findings and
18 recommendations to the general assembly in a report by December
19 31, 2023.

20 DIVISION VIII

21 FUTURE READY IOWA SKILLED WORKFORCE GRANT PROGRAM

22 Sec. 15. Section 261.132, subsections 1 and 2, Code 2023,
23 are amended to read as follows:

24 1. *Definitions.* As used in this section, unless the context
25 otherwise requires:

26 a. "Approved virtual institution" means a nonprofit

27 institution of higher learning that satisfies all of the
28 following requirements:
29 (1) Is accredited by a national accrediting agency
30 recognized by the United States department of education.
31 (2) Provides instruction using exclusively a
32 competency-based educational model.
33 (3) Adopts a policy to require that the nonprofit
34 institution of higher learning shall, by December 15 of each
35 year, file a report with the governor and the general assembly

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1 providing information and statistics for the previous five
2 academic years on the number of Iowa resident students per year
3 who are veterans who received education credit for military
4 education, training, and service, that number as a percentage
5 of veterans known to be enrolled at the nonprofit institution
6 of higher learning, the average number of credits received by
7 students, and the average number of credits applied towards the
8 award or completion of a course of instruction, postsecondary
9 diploma, degree, or other evidences of distinction. For
10 purposes of this subparagraph, "veteran" means a veteran as
11 defined in section 35.1 or a member of the reserve forces
12 of the United States or the national guard as defined in
13 section 29A.1 who has served at least one year of the member's
14 commitment and is eligible for or has exhausted federal
15 veterans education benefits under 38 U.S.C. ch. 30, 32, 33, or
16 36, or 10 U.S.C. ch. 1606 or 1607, respectively.
17 ~~a.~~ b. "Commission" means the college student aid
18 commission.
19 ~~b.~~ c. "Eligible institution" means an institution of
20 higher learning governed by the state board of regents, ~~or~~ an
21 accredited private institution as defined in section 261.9,
22 or an approved virtual institution, that meets all of the
23 following criteria:
24 (1) Applies to and is approved by the commission to
25 participate in the future ready Iowa skilled workforce grant
26 program.
27 (2) Requires eligible students to complete and file
28 application forms required by the commission, apply for
29 all available state and federal financial aid, apply to the
30 eligible institution to participate in the program, attend
31 orientation in person or virtually, register for classes
32 with the assistance of an academic advisor, and participate
33 in academic and career advising sessions required under the
34 program.
35 ~~(3) Certifies that prior to participating in the program~~

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1 ~~an eligible student has earned at least half of the credits~~
 2 ~~necessary for a bachelor's degree and is able to complete a~~
 3 ~~bachelor's degree in an eligible program of study or academic~~
 4 ~~major leading to a designated high-demand job in the prescribed~~
 5 ~~grant time frame.~~

6 (4) (3) Facilitates the assignment of a volunteer mentor
 7 or a mentor who is a member of the faculty of the eligible
 8 institution to each eligible student based on the eligible
 9 student's interest. The A volunteer mentor shall have
 10 successfully passed a background investigation and a check of
 11 the national sex offender registry as required under section
 12 15H.10, subsection 2, and both the eligible student and the
 13 volunteer mentor shall have entered into a written agreement as
 14 provided in section 15H.10, subsection 3.

15 (5) (4) Facilitates connections through campus career
 16 centers and services to internships and similar local, state,
 17 and federal programs.

18 (6) (5) Markets the eligible institution's eligible
 19 program and optional incentives, which may include but not be
 20 limited to credit for military experience, on the eligible
 21 institution's internet site and to other relevant agencies
 22 and organizations as recommended by the college student
 23 aid commission, the commission on volunteer service, or the
 24 department of workforce development.

25 (7) (6) Submits annually information and data regarding
 26 the eligible program operated by the eligible institution, the
 27 students and volunteer mentors participating in the eligible
 28 program, and statistics on employment outcomes for eligible
 29 program participants by industry, to the commission in the
 30 manner required by the commission.

31 ~~e. d.~~ "Eligible program" means a program of study or an
 32 academic major jointly approved by the commission and the
 33 department of workforce development, in consultation with the
 34 eligible institution, that leads to a bachelor's degree aligned
 35 with a high-demand job designated by the workforce development

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1 board pursuant to section 84A.1B, subsection 14. If the
 2 department removes a high-demand job from the list created
 3 under section 84A.1B, subsection 14, an eligible student who
 4 received a grant for a program based on that high-demand
 5 job shall continue to receive the grant until achieving a
 6 bachelor's degree as long as the student continues to meet all
 7 other eligibility requirements.

8 ~~d. e.~~ "Eligible student" means an Iowa resident who meets
 9 all of the following requirements:

10 (1) ~~Has earned at least half of the credits necessary for a~~
 11 ~~bachelor's degree and is able to complete a bachelor's degree~~
 12 ~~in an eligible program of study or academic major leading to a~~

13 ~~designated high demand job in the prescribed grant time frame.~~
 14 ~~(2)~~ (1) Completes and submits application forms required
 15 by the commission, including the free application for federal
 16 student aid; applies for all available state and federal
 17 financial aid; attends orientation in person or virtually;
 18 registers for classes with the assistance of an academic
 19 advisor; and participates in academic and career advising
 20 sessions required under the eligible program. To receive a
 21 renewal of a grant awarded under this section, an eligible
 22 student must annually submit a new application to the
 23 commission for reevaluation of eligibility.
 24 ~~(3) Has not been enrolled in postsecondary education~~
 25 ~~during the twenty four months preceding the date on which the~~
 26 ~~commission receives the individual's application to participate~~
 27 ~~in the program.~~
 28 (2) Is at least twenty-five years of age at the time the
 29 individual enrolls in an eligible program.
 30 ~~(4)~~ (3) Enrolls in at least six semester hours, or the
 31 equivalent, in an eligible program. However, an eligible
 32 student may enroll in fewer than six semester hours, or the
 33 equivalent, if the eligible student needs fewer than six
 34 semester hours of credit, or the equivalent, to achieve a
 35 bachelor's degree under the eligible program.

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1 ~~(5)~~ (4) Is making satisfactory academic progress as defined
 2 by the eligible institution.
 3 ~~(6)~~ (5) Remains continuously enrolled unless granted a
 4 leave of absence by the eligible institution based on criteria
 5 adopted by rule by the commission.
 6 ~~e. f.~~ f. g. "Full-time" means enrollment in at least twelve
 7 semester hours or the equivalent.
 8 ~~f. g.~~ "Part-time" means enrollment in at least six but less
 9 than twelve semester hours or the equivalent.
 10 2. *Allowable activities.* An eligible student may work with
 11 an assigned volunteer mentor, or a mentor who is a member of
 12 the faculty of the eligible institution, to help the student
 13 meet the requirements of this section or the requirements of
 14 an eligible program, identify and participate in work-based
 15 learning opportunities with the approval of the eligible
 16 institution, and make other career-related connections.
 17 Sec. 16. Section 261.132, subsection 3, paragraph c, Code
 18 2023, is amended to read as follows:
 19 c. A future ready Iowa skilled workforce grant shall be
 20 awarded on an annual basis, requiring reapplication by an
 21 eligible student each year. Payments under the grant shall be
 22 allocated equally among the semesters, or the equivalent, and
 23 paid upon certification by the eligible institution that the
 24 student meets the requirements of subsection 1, paragraph ~~"d"~~
 25 "e".
 26 Sec. 17. Section 261.132, subsection 4, paragraph d, Code

27 2023, is amended to read as follows:

28 *d.* Transmit to the department of workforce development the
29 compilation of information, data, and statistics submitted in
30 accordance with subsection 1, paragraph ~~“b”~~ “c”, subparagraph
31 ~~(7)~~ (6), for the annual report required under section 84A.1B.

32 Sec. 18. Section 261.132, subsection 6, Code 2023, is
33 amended by striking the subsection.

34 Sec. 19. APPROVED VIRTUAL INSTITUTIONS —

35 APPLICATIONS. For the fiscal year beginning July 1, 2023, and

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1 ending June 30, 2024, an approved virtual institution may apply
2 to the college student aid commission to participate in the
3 future ready Iowa skilled workforce grant program established
4 pursuant to section 261.132 in the current academic year.

5 DIVISION IX

6 ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

7 Sec. 20. Section 261.87, subsection 1, paragraph b,
8 unnumbered paragraph 1, Code 2023, is amended to read as
9 follows:

10 *“Eligible foster care student”* means a person under
11 twenty-six years of age who has a high school diploma or a high
12 school equivalency diploma under chapter 259A and is described
13 by any of the following:

14 Sec. 21. Section 261.87, subsection 2, paragraph f, Code
15 2023, is amended to read as follows:

16 *f. (1)* ~~Begins Except as provided in subparagraph (2).~~
17 begins enrollment at an eligible institution within two
18 academic years of graduation from high school or receipt of
19 a high school equivalency diploma under chapter 259A and
20 continuously receives awards as a full-time or part-time
21 student to maintain eligibility. However, the student may
22 defer or suspend participation in the program for up to two
23 years in order to pursue obligations that meet conditions
24 established by the commission by rule or to fulfill military
25 obligations.

26 ~~(2) The requirements of subparagraph (1) do not apply to an~~
27 ~~eligible foster care student.~~

28 Sec. 22. APPLICABILITY. This division of this Act applies
29 to applications submitted under the all Iowa opportunity
30 scholarship program established pursuant to section 261.87
31 before, on, or after the effective date of this division of
32 this Act.

33 DIVISION X

34 EDUCATION SAVINGS ACCOUNTS — CORRECTIONS

35 Sec. 23. Section 257.11B, subsection 2, paragraph a,

Page 34

1 subparagraph (1), subparagraph division (c), as enacted by 2023
2 Iowa Acts, House File 68, section 7, is amended to read as
3 follows:

4 (c) A resident pupil who is eligible to enroll in grades one
5 through twelve and was enrolled in a nonpublic school for the
6 school year immediately preceding the school year for which the
7 education savings account payment is requested if the pupil's
8 household has an annual income less than or equal to three
9 hundred percent of the most recently revised poverty income
10 guidelines published by the United States department of health
11 and human services.

12 Sec. 24. Section 257.46, subsection 3, Code 2023, as amended
13 by 2023 Iowa Acts, House File 68, section 16, is amended to
14 read as follows:

15 3. If any portion of the gifted and talented program budget
16 remains unexpended at the end of the budget year, the remainder
17 shall be carried over to the subsequent budget year and added
18 to the gifted and talented program budget for that year. At
19 the end of a fiscal year beginning on or after July 1, 2022,
20 the school district may use all or a portion of funds for
21 the purposes authorized under section 257.10, subsection 9,
22 paragraph "d".

23 Sec. 25. EFFECTIVE DATE. This division of this Act, being
24 deemed of immediate importance, takes effect upon enactment.

25 Sec. 26. RETROACTIVE APPLICABILITY. This division of this
26 Act applies retroactively to January 24, 2023.

27 DIVISION XI

28 EDUCATION SAVINGS ACCOUNTS — DEPOSIT OF MONEYS

29 Sec. 27. EDUCATION SAVINGS ACCOUNTS — DEPOSIT OF
30 MONEYS. Notwithstanding any other provision of law to the
31 contrary, for the fiscal year beginning July 1, 2023, and
32 ending June 30, 2024, moneys in the education savings account
33 fund established in section 257.11B, as enacted by 2023 Iowa
34 Acts, House File 68, may be deposited into an account at any
35 financial institution, including but not limited to financial

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1 institutions outside the state of Iowa, if such deposits
2 are adequately protected and necessary for the effective
3 administration of the education savings account program. All
4 liability protections of sections 12C.8 and 12C.24 apply in
5 connection with any such deposits as if the deposits were made
6 in compliance with chapter 12C.

7 DIVISION XII

8 GAP TUITION ASSISTANCE

9 Sec. 28. Section 260I.3, subsections 2 and 5, Code 2023, are
10 amended by striking the subsections.

11 Sec. 29. Section 260I.4, subsections 1, 5, 6, and 7, Code
12 2023, are amended by striking the subsections.

13 Sec. 30. Section 260I.5, subsection 2, Code 2023, is amended
14 to read as follows:

15 2. Direct training costs and support services.
16 Sec. 31. Section 260I.6, subsection 1, unnumbered paragraph
17 1, Code 2023, is amended to read as follows:
18 The program is ~~not offered for credit, but is~~ aligned with
19 a certificate, diploma, or degree for credit, is either not
20 offered for credit or is offered for short-term credit that is
21 not eligible under the federal Pell grant program, and does any
22 of the following:

23 DIVISION XIII

24 STATE GOVERNMENT REALIGNMENT — MODIFICATIONS

25 Sec. 32. Section 256.103, as enacted by 2023 Iowa Acts,
26 Senate File 514, section 2480, is amended to read as follows:
27 **256.103 Employees — contracts — termination and discharge**
28 **procedures.**

29 Sections 279.12 through 279.19 and section 279.27 apply to
30 employees of the Iowa educational services for the blind and
31 visually impaired program and employees of the Iowa school for
32 the deaf, who are licensed pursuant to subchapter VII, part 3.
33 In following those sections in chapter 279, the references to
34 boards of directors of school districts shall be interpreted to
35 apply to the department.

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1 Sec. 33. Section 258.6, subsection 1, Code 2023, as amended
2 by 2023 Iowa Acts, Senate File 514, section 2529, is amended
3 to read as follows:

4 1. *“Approved career and technical education program”* means
5 a career and technical education program offered by a school
6 district or community college and approved by the ~~bureau~~
7 department which meets the standards for career and technical
8 education programs adopted by the state board under this part.

9 Sec. 34. 2023 Iowa Acts, Senate File 514, section 2514,
10 subsection 1, is amended to read as follows:

11 1. The property and records in the custody of the state
12 board of regents relating to the Iowa braille and sight saving
13 school, the Iowa school for the deaf, the Iowa educational
14 services for the blind and visually impaired program, the hall
15 of fame for distinguished graduates at the Iowa braille and
16 sight saving school, and the hall of fame for distinguished
17 graduates at the Iowa school for the deaf shall be transferred
18 to the department of education.

19 DIVISION XIV

20 STATE PROGRAM ALLOCATION — FINE ARTS BEGINNING TEACHER 21 MENTORING PROGRAM

22 Sec. 35. Section 256.34, subsection 2, Code 2023, is amended
23 to read as follows:

24 2. Program criteria shall include a required match of one
25 dollar provided by the organization contracting to deliver
26 services under subsection 1 for each dollar provided to the

27 organization by the department. Moneys in the fund established
28 under subsection 6 shall not be disbursed until the department
29 receives evidence that the organization meets or will meet
30 the match requirement. The department may consider in-kind
31 contributions received by the organization for matching
32 purposes.
33 Sec. 36. Section 284.13, subsection 1, paragraphs a, b, c,
34 e, f, and g, Code 2023, are amended to read as follows:
35 a. For the fiscal year beginning July 1, ~~2022~~ 2023, and

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1 ending June 30, ~~2023~~ 2024, to the department, the amount of
2 five hundred eight thousand two hundred fifty dollars for the
3 issuance of national board certification awards in accordance
4 with section 256.44. Of the amount allocated under this
5 paragraph, not less than eighty-five thousand dollars shall
6 be used to administer the ambassador to education position in
7 accordance with section 256.45.
8 b. For the fiscal year beginning July 1, ~~2022~~ 2023, and
9 ending June 30, ~~2023~~ 2024, up to seven hundred twenty-eight
10 thousand two hundred sixteen dollars to the department for
11 purposes of implementing the professional development program
12 requirements of section 284.6, assistance in developing model
13 evidence for teacher quality committees established pursuant to
14 section 284.4, subsection 1, paragraph "b", and the evaluator
15 training program in section 284.10. A portion of the funds
16 allocated to the department for purposes of this paragraph may
17 be used by the department for administrative purposes and for
18 not more than four full-time equivalent positions.
19 c. For the fiscal year beginning July 1, ~~2022~~ 2023,
20 and ending June 30, ~~2023~~ 2024, an amount up to one million
21 seventy-seven thousand eight hundred ten dollars to the
22 department for the establishment of teacher development
23 academies in accordance with section 284.6, subsection 10. A
24 portion of the funds allocated to the department for purposes
25 of this paragraph may be used for administrative purposes.
26 e. For the fiscal year beginning July 1, ~~2022~~ 2023, and
27 ending June 30, ~~2023~~ 2024, to the department an amount up to
28 ~~twenty-five~~ fifty thousand dollars for purposes of the fine
29 arts beginning teacher mentoring program established under
30 section 256.34.
31 f. For the fiscal year beginning July 1, ~~2022~~ 2023, and
32 ending June 30, ~~2023~~ 2024, to the department an amount up
33 to six hundred twenty-six thousand one hundred ninety-one
34 dollars shall be used by the department for a delivery system,
35 in collaboration with area education agencies, to assist in

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1 implementing the career paths and leadership roles considered
2 pursuant to sections 284.15, 284.16, and 284.17, including but
3 not limited to planning grants to school districts and area
4 education agencies, technical assistance for the department,
5 technical assistance for districts and area education agencies,
6 training and staff development, and the contracting of external
7 expertise and services. In using moneys allocated for purposes
8 of this paragraph, the department shall give priority to school
9 districts with certified enrollments of fewer than six hundred
10 students. A portion of the moneys allocated annually to the
11 department for purposes of this paragraph may be used by the
12 department for administrative purposes and for not more than
13 five full-time equivalent positions.

14 g. For the fiscal year beginning July 1, ~~2023~~ 2024, and
15 for each subsequent fiscal year, to the department, ten
16 million dollars for purposes of implementing the supplemental
17 assistance for high-need schools provisions of section 284.11.
18 Annually, of the moneys allocated to the department for
19 purposes of this paragraph, up to one hundred thousand dollars
20 may be used by the department for administrative purposes and
21 for not more than one full-time equivalent position.

DIVISION XV

23 EQUIPMENT REPLACEMENT AND PROGRAM-SHARING PROPERTY TAX LEVY

24 Sec. 37. Section 260C.28, subsection 2, Code 2023, is
25 amended to read as follows:

26 2. However, the board of directors may annually certify
27 for levy a tax on taxable property in the merged area at a
28 rate in excess of the three cents per thousand dollars of
29 assessed valuation specified under subsection 1 if the excess
30 tax levied does not cause the total rate certified to exceed a
31 rate of nine cents per thousand dollars of assessed valuation,
32 and the excess revenue generated is used for purposes of
33 program sharing between community colleges or for the purchase
34 of ~~instructional~~ equipment. Programs that are shared shall
35 be designed to increase student access to community college

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1 programs and to achieve efficiencies in program delivery at the
2 community colleges, including, but not limited to, the programs
3 described under section 260C.46. Prior to expenditure of the
4 excess revenues generated under this subsection, the board of
5 directors shall obtain the approval of the director of the
6 department of education.

7 Sec. 38. EFFECTIVE DATE. This division of this Act, being
8 deemed of immediate importance, takes effect upon enactment.

DIVISION XVI

10 ONLINE STATE JOB POSTING SYSTEM — REPEAL

11 Sec. 39. Section 84A.6, Code 2023, is amended by adding the
12 following new subsection:

13 NEW SUBSECTION. 4. *a.* The department of workforce
14 development, in consultation with the department of education,
15 shall establish a system that allows the department of
16 education, school districts, charter schools, area education
17 agencies, and accredited nonpublic schools to post job openings
18 on an internet site. The system must include a mechanism for
19 the electronic submission of job openings for posting on the
20 internet site. The system and each job posting on the internet
21 site must include a statement that an employer submitting a job
22 opening for posting on the internet site will not discriminate
23 in hiring on the basis of race, ethnicity, national origin,
24 gender, age, physical disability, sexual orientation, gender
25 identity, religion, marital status, or status as a veteran.
26 *b.* The department of education, school districts, charter
27 schools, and area education agencies shall submit all job
28 openings to the department of workforce development for posting
29 on the internet site. An accredited nonpublic school may
30 submit job openings to the department of workforce development
31 for posting on the internet site.
32 *c.* This subsection shall not be construed to do any of the
33 following:
34 (1) Prohibit any employer from advertising job openings and
35 recruiting employees independently of the internet site.

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1 (2) Prohibit any employer from using another method of
2 advertising job openings or another applicant tracking system
3 in addition to the system.
4 (3) Provide the department of workforce development with
5 any regulatory authority in the hiring process or hiring
6 decisions of any employer.
7 Sec. 40. REPEAL. Section 256.27, Code 2023, is repealed.>
8 2. Title page, by striking lines 1 through 4 and inserting
9 <An Act relating to and making appropriations to the education
10 system, including the funding and operation of the department
11 for the blind, the department of education, and the state board
12 of regents; requiring the state board of regents to conduct a
13 study and prepare a report related to diversity, equity, and
14 inclusion programs and efforts; providing for responsibilities
15 of the workforce development board; establishing the Iowa
16 workforce grant and incentive program; requiring the department
17 of education to convene a task force to study issues related to
18 programs for at-risk students and dropout prevention programs;
19 modifying provisions related to the future ready Iowa skilled
20 workforce grant program, the all Iowa opportunity scholarship
21 program, the education savings account program, the gap tuition
22 assistance program, the Iowa educational services for the
23 blind and visually impaired program, career and technical
24 education programs, the fine arts beginning teacher mentoring

25 program, the equipment replacement and program-sharing property
26 tax levy, and the posting of education-related job openings;
27 and including effective date, applicability, and retroactive
28 applicability provisions.>

JEFF TAYLOR

S-3223

1 Amend Senate File 577 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 REBUILD IOWA INFRASTRUCTURE FUND

6 Section 1. REBUILD IOWA INFRASTRUCTURE FUND —
7 APPROPRIATIONS. There is appropriated from the rebuild Iowa
8 infrastructure fund to the following departments and agencies
9 for the following fiscal years, the following amounts, or so
10 much thereof as is necessary, to be used for the purposes
11 designated:

12 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

13 For safety and security on the state capitol complex,
14 notwithstanding section 8.57, subsection 5, paragraph “c”:
15 FY 2023–2024:

16 \$ 200,000

17 2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

18 a. (1) For deposit in the water quality initiative fund
19 created in section 466B.45 for purposes of supporting the
20 water quality initiative administered by the division of soil
21 conservation and water quality as provided in section 466B.42,
22 including salaries, support, maintenance, and miscellaneous
23 purposes, notwithstanding section 8.57, subsection 5, paragraph
24 “c”:

25 FY 2023–2024:

26 \$ 8,200,000

27 (2) (a) The moneys appropriated in this lettered
28 paragraph shall be used to support demonstration projects in
29 subwatersheds as designated by the department that are part
30 of high-priority watersheds identified by the water resources
31 coordinating council.

32 (b) The moneys appropriated in this lettered paragraph
33 shall be used to support demonstration projects in watersheds
34 generally, including regional watersheds, as designated by the
35 division and high-priority watersheds identified by the water

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1 resources coordinating council.

2 (3) In supporting projects in watersheds and subwatersheds
3 as provided in subparagraph (2), all of the following shall
4 apply:

5 (a) The demonstration projects shall utilize water quality
6 practices as described in the latest revision of the document
7 entitled "Iowa Nutrient Reduction Strategy" initially presented
8 in November 2012 by the department of agriculture and land
9 stewardship, the department of natural resources, and Iowa
10 state university of science and technology.

11 (b) The division shall implement demonstration projects
12 as provided in subparagraph division (a) by providing
13 for participation by persons who hold a legal interest in
14 agricultural land used in farming. To every extent practical,
15 the division shall provide for collaborative participation by
16 such persons who hold a legal interest in agricultural land
17 located within the same subwatershed.

18 (c) The division shall implement demonstration projects on
19 a cost-share basis as determined by the division. Except for
20 edge-of-field practices, the state's share of the amount shall
21 not exceed 50 percent of the estimated cost of establishing the
22 practice as determined by the division or 50 percent of the
23 actual cost of establishing the practice, whichever is less.

24 (d) The demonstration projects shall be used to educate
25 other persons about the feasibility and value of establishing
26 similar water quality practices. The division shall promote
27 field day events for purposes of allowing interested persons to
28 establish water quality practices on their agricultural land.

29 (e) The division shall conduct water quality evaluations
30 within supported subwatersheds. Within a reasonable period
31 after accumulating information from such evaluations, the
32 division shall create an aggregated database of water quality
33 practices. Any information identifying a person holding a
34 legal interest in agricultural land or specific agricultural
35 land shall be a confidential record.

Page 3

1 (4) The moneys appropriated in this lettered paragraph
2 shall be used to support education and outreach in a manner
3 that encourages persons who hold a legal interest in
4 agricultural land used for farming to implement water quality
5 practices, including the establishment of such practices in
6 watersheds generally, and not limited to subwatersheds or
7 high-priority watersheds.

8 (5) The moneys appropriated in this lettered paragraph
9 may be used to contract with persons to coordinate the
10 implementation of efforts provided in this paragraph.

11 (6) The moneys appropriated in this lettered paragraph
12 may be used by the department to support urban soil and water

13 conservation efforts, which may include but are not limited
 14 to management practices related to bioretention, landscaping,
 15 the use of permeable or pervious pavement, and soil quality
 16 restoration. The moneys shall be allocated on a cost-share
 17 basis as provided in chapter 161A.

18 (7) Notwithstanding any other provision of law to the
 19 contrary, the department may use moneys appropriated in
 20 this lettered paragraph to carry out the provisions of this
 21 paragraph on a cost-share basis in combination with other
 22 moneys available to the department from a state or federal
 23 source.

24 (8) Not more than 10 percent of the moneys appropriated in
 25 this lettered paragraph may be used for costs of administration
 26 and implementation of the water quality initiative administered
 27 by the soil conservation division.

28 b. For deposit in the renewable fuels infrastructure fund
 29 created in section 159A.16 for renewable fuel infrastructure
 30 programs:

31 FY 2023–2024:
 32 \$ 10,000,000

33 c. For deposit in the renewable fuels infrastructure fund
 34 created in section 159A.16 for renewable fuel infrastructure
 35 programs:

Page 4

1 FY 2023–2024:
 2 \$ 5,000,000

3 The appropriation made in this paragraph shall be in lieu of
 4 the standing appropriation in section 159A.17 for the fiscal
 5 year beginning July 1, 2023, and ending June 30, 2024.

6 d. For updating the maximum return to nitrogen modeling
 7 system for fertilizer management, notwithstanding section 8.57,
 8 subsection 5, paragraph “c”:

9 FY 2023–2024:
 10 \$ 1,000,000

11 Any information received, collected, or held for purposes
 12 of this paragraph is a confidential record exempt from public
 13 release if the information identifies a person who holds a
 14 legal interest in agricultural land or who has previously
 15 held a legal interest in agricultural land, a person who is
 16 involved or who has previously been involved in managing
 17 the agricultural land or producing crops or livestock on
 18 the agricultural land, or the identifiable location of the
 19 agricultural land.

20 3. DEPARTMENT FOR THE BLIND

21 For building repairs for the building located at 524 Fourth
 22 Street, Des Moines, Iowa:

23 FY 2023–2024:
 24 \$ 232,000

25 4. DEPARTMENT OF CORRECTIONS

26 a. For the purchase of prison body scanners at corrections

27	facilities, notwithstanding section 8.57, subsection 5,		
28	paragraph “c”:		
29	FY 2023–2024:		
30	.....	\$	865,000
31	b. For construction of an apprenticeship building at the		
32	Mount Pleasant correctional facility:		
33	FY 2023–2024:		
34	.....	\$	1,200,000
35	c. For electrical service upgrades at the Iowa medical and		

Page 5

1	classification center:		
2	FY 2023–2024:		
3	.....	\$	2,800,000
4	5. ECONOMIC DEVELOPMENT AUTHORITY		
5	a. For deposit in the community attraction and tourism fund		
6	created in section 15F.204:		
7	FY 2023–2024:		
8	.....	\$	10,000,000
9	b. For deposit in the destination Iowa fund created in		
10	section 15.281, notwithstanding section 8.57, subsection 5,		
11	paragraph “c”:		
12	FY 2023–2024:		
13	.....	\$	6,500,000
14	c. For equal distribution to regional sports authority		
15	districts certified by the department pursuant to section		
16	15E.321, notwithstanding section 8.57, subsection 5, paragraph		
17	“c”:		
18	FY 2023–2024:		
19	.....	\$	700,000
20	d. For grants to nonprofit organizations committed to		
21	strengthening communities through youth development, healthy		
22	living, and social responsibility for costs associated with		
23	the renovation and maintenance of facility infrastructure at		
24	facilities located in cities with a population of less than		
25	28,000 as determined by the 2020 federal decennial census:		
26	FY 2023–2024:		
27	.....	\$	250,000
28	6. DEPARTMENT OF EDUCATION		
29	For heating, cooling, electrical, lighting, and fire		
30	detection system upgrades and exterior building repairs at the		
31	girls’ dormitory at the Iowa school for the deaf:		
32	FY 2023–2024:		
33	.....	\$	5,700,000
34	7. DEPARTMENT OF HEALTH AND HUMAN SERVICES		
35	a. For tunnel decentralization for the state resource		

Page 6

1	center at Woodward:		
2	FY 2023–2024:		
3	.....	\$	5,572,736
4	b. For costs associated with the newborn safe haven Act,		
5	chapter 233, notwithstanding section 8.57, subsection 5,		
6	paragraph “c”:		
7	.....	\$	15,000
8	c. For a grant to a nonprofit organization specializing in		
9	brain injury rehabilitation by providing post-acute inpatient		
10	and outpatient rehabilitation, as well as long-term skilled,		
11	supported, and independent living services for people who have		
12	sustained a traumatic brain injury due to a stroke, tumor,		
13	aneurysm, or other brain injury, headquartered in a city with		
14	a population between 67,500 and 68,500 as determined by the		
15	2020 federal decennial census, for renovation of a facility		
16	to accommodate individuals served by the organization who are		
17	being relocated from the organization’s site on the Glenwood		
18	state resource center campus.		
19	.....	\$	750,000
20	8. DEPARTMENT OF NATURAL RESOURCES		
21	a. For implementation of lake projects that have		
22	established watershed improvement initiatives and community		
23	support in accordance with the department’s annual lake		
24	restoration plan and report, notwithstanding section 8.57,		
25	subsection 5, paragraph “c”:		
26	FY 2023–2024:		
27	.....	\$	9,600,000
28	b. For state park infrastructure improvements:		
29	FY 2023–2024:		
30	.....	\$	5,000,000
31	c. For water trails and low head dam safety grants,		
32	including grants for projects relating to eligible water		
33	bodies, as defined in section 456A.33C:		
34	FY 2023–2024:		
35	\$	1,500,000

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1	d. For grants to communities or organizations for tree		
2	planting projects through the community forestry grant program,		
3	notwithstanding section 8.57, subsection 5, paragraph “c”:		
4	FY 2023–2024:		
5	.....	\$	250,000
6	e. For costs associated with infrastructure improvements on		
7	the state fairgrounds:		
8	FY 2023–2024:		
9	.....	\$	500,000
10	f. For deferred maintenance costs at the honey creek resort		
11	state park required to be completed pursuant to a contract:		
12	FY 2023–2024:		

13	.....	\$	6,000,000
14	9. DEPARTMENT OF PUBLIC DEFENSE		
15	a. For major maintenance projects at national guard		
16	armories and facilities:		
17	FY 2023–2024:		
18	.....	\$	2,100,000
19	b. For improvement projects for Iowa national guard		
20	installations and readiness centers to support operations and		
21	training requirements:		
22	FY 2023–2024:		
23	.....	\$	2,100,000
24	c. For construction improvement projects at the Camp Dodge		
25	facility:		
26	FY 2023–2024:		
27	.....	\$	550,000
28	d. For replacement of the heating and cooling system at the		
29	joint force headquarters at Camp Dodge:		
30	FY 2023–2024:		
31	.....	\$	2,442,000
32	e. For costs associated with the construction of a readiness		
33	center in West Des Moines:		
34	FY 2023–2024:		
35	\$	1,000,000

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1	f. The department of public defense shall report to the		
2	general assembly by December 15, 2023, regarding the projects		
3	the department has funded or intends to fund from moneys		
4	appropriated to the department pursuant to this subsection.		
5	10. DEPARTMENT OF PUBLIC SAFETY		
6	a. For payments and other costs due under a financing		
7	agreement entered into by the treasurer of state for building		
8	the statewide interoperable communications system pursuant to		
9	section 29C.23, subsection 2, notwithstanding section 8.57,		
10	subsection 5, paragraph “c”:		
11	FY 2023–2024:		
12	.....	\$	6,754,358
13	b. For deposit in the public safety equipment fund created		
14	in section 80.48, notwithstanding section 8.57, subsection 5,		
15	paragraph “c”:		
16	FY 2023–2024:		
17	.....	\$	2,500,000
18	11. BOARD OF REGENTS		
19	a. For allocation by the state board of regents to the		
20	state university of Iowa, Iowa state university of science		
21	and technology, and the university of northern Iowa to		
22	reimburse the institutions for deficiencies in the operating		
23	funds resulting from the pledging of tuition, student fees		
24	and charges, and institutional income to finance the cost of		
25	providing academic and administrative buildings and facilities		
26	and utility services at the institutions:		

27 FY 2023–2024:
 28 \$ 27,900,000
 29 b. For an addition to the veterinary diagnostic laboratory
 30 at Iowa state university of science and technology:
 31 FY 2023–2024:
 32 \$ 18,000,000
 33 12. DEPARTMENT OF TRANSPORTATION
 34 a. For acquiring, constructing, and improving recreational
 35 trails within the state:

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1 FY 2023–2024:
 2 \$ 2,500,000
 3 b. For deposit in the public transit infrastructure grant
 4 fund created in section 324A.6A, for projects that meet
 5 the definition of vertical infrastructure in section 8.57,
 6 subsection 5, paragraph “c”:
 7 FY 2023–2024:
 8 \$ 1,000,000
 9 c. For deposit in the railroad revolving loan and grant
 10 fund created in section 327H.20A, notwithstanding section 8.57,
 11 subsection 5, paragraph “c”:
 12 FY 2023–2024:
 13 \$ 500,000
 14 d. For vertical infrastructure improvements at the
 15 commercial service airports within the state:
 16 FY 2023–2024:
 17 \$ 1,900,000
 18 e. For vertical infrastructure improvements at general
 19 aviation airports within the state:
 20 FY 2023–2024:
 21 \$ 1,000,000
 22 f. For vertical infrastructure improvements at commercial
 23 service airports within the state:
 24 FY 2023–2024:
 25 \$ 10,000,000
 26 Moneys appropriated in this paragraph shall be awarded as
 27 grants to commercial service airports within the state for
 28 airport terminal improvements. Commercial service airports
 29 shall provide a ninety percent match for grants awarded
 30 pursuant to this paragraph and shall not utilize federal funds
 31 to provide the required match.
 32 13. TREASURER OF STATE
 33 For distribution in accordance with chapter 174 to qualified
 34 fairs that belong to the association of Iowa fairs for county
 35 fair vertical infrastructure improvements:

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1	FY 2023–2024:	
2	\$ 1,060,000
3	14. ETHICS AND CAMPAIGN DISCLOSURE BOARD	
4	For office space improvements and security upgrades:	
5	FY 2023–2024:	
6	.....	\$ 66,000
7	15. IOWA COMMUNICATIONS NETWORK	
8	For heating and cooling replacement in the Lucas building	
9	switch room:	
10	FY 2023–2024:	
11	.....	\$ 578,412
12	16. JUDICIAL BRANCH	
13	For construction projects at the Woodbury county law	
14	enforcement center:	
15	FY 2023–2024:	
16	.....	\$ 100,000
17	Sec. 2. REVERSION. For purposes of section 8.33, unless	
18	specifically provided otherwise, unencumbered or unobligated	
19	moneys from an appropriation made in this division of this Act	
20	shall not revert but shall remain available for expenditure for	
21	the purposes designated until the close of the fiscal year that	
22	ends two years after the end of the fiscal year for which the	
23	appropriation is made. However, if the project or projects for	
24	which such appropriation was made are completed in an earlier	
25	fiscal year, unencumbered or unobligated moneys shall revert at	
26	the close of that same fiscal year.	
27	DIVISION II	
28	TECHNOLOGY REINVESTMENT FUND	
29	Sec. 3. TECHNOLOGY REINVESTMENT FUND. There is	
30	appropriated from the technology reinvestment fund created in	
31	section 8.57C to the following departments and agencies for the	
32	fiscal year beginning July 1, 2023, and ending June 30, 2024,	
33	the following amounts, or so much thereof as is necessary, to	
34	be used for the purposes designated:	
35	1. DEPARTMENT OF JUSTICE	

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1	For cybersecurity and technology projects:	
2	\$ 278,503
3	2. AUDITOR OF STATE	
4	For the upgrade and relocation of servers and server	
5	hardware:	
6	.....	\$ 292,500
7	3. DEPARTMENT OF CORRECTIONS	
8	a. For camera system upgrades at corrections institutions:	
9	.....	\$ 1,879,936
10	b. For body cameras at corrections institutions:	
11	.....	\$ 325,000
12	4. DEPARTMENT OF EDUCATION	

13	a. For the continued development and implementation of an	
14	educational data warehouse that will be utilized by teachers,	
15	parents, school district administrators, area education agency	
16	staff, department of education staff, and policymakers:	
17	.....	\$ 600,000
18	Of the moneys appropriated in this lettered paragraph, the	
19	department may use a portion for an e-transcript data system	
20	capable of tracking students throughout their education via	
21	interconnectivity with multiple schools.	
22	b. For maintenance and lease costs associated with	
23	connections for part III of the Iowa communications network:	
24	.....	\$ 2,727,000
25	c. To the public broadcasting division for costs associated	
26	with a searchable digital asset management system:	
27	.....	\$ 343,808
28	5. DEPARTMENT OF HEALTH AND HUMAN SERVICES	
29	a. For the cost of equipment and computer software for the	
30	continued development and implementation of Iowa's criminal	
31	justice information system:	
32	.....	\$ 1,400,000
33	b. For the costs associated with the justice enterprise data	
34	warehouse:	
35	\$ 282,664

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1	c. For technology costs associated with the state poison	
2	control center:	
3	.....	\$ 34,000
4	6. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT	
5	For the continuing implementation of a statewide mass	
6	notification and emergency messaging system:	
7	.....	\$ 400,000
8	7. IOWA LAW ENFORCEMENT ACADEMY	
9	For replacement of a simulator:	
10	.....	\$ 100,000
11	8. DEPARTMENT OF MANAGEMENT	
12	a. For the continued development and implementation of	
13	a searchable database that can be placed on the internet for	
14	budget and financial information:	
15	.....	\$ 45,000
16	b. For the continued development and implementation of the	
17	comprehensive electronic grant management system:	
18	.....	\$ 50,000
19	c. For the upgrade of the local government budget and	
20	property tax system:	
21	.....	\$ 120,000
22	d. For the annual licensing of a searchable database that is	
23	placed on the internet for budget and financial information:	
24	.....	\$ 382,131
25	e. For the installation of specified applications on state	
26	of Iowa mobile devices and installation of other computer	

27 programming to restrict state employees from accessing
 28 specified internet sites, to include accessing specified
 29 internet sites from an internet browser:
 30 \$ 3,180,000
 31 f. For technology costs associated with implementing the
 32 requirements of 2023 Iowa Acts, House File 718, if enacted:
 33 \$ 100,000
 34 9. BOARD OF PAROLE
 35 For programming enhancements to the Iowa corrections

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1 offender network (ICON) data system:
 2 \$ 20,000
 3 10. DEPARTMENT OF REVENUE
 4 For tax system modernization:
 5 \$ 4,070,460
 6 11. JUDICIAL BRANCH
 7 a. For technology projects at the Woodbury county law
 8 enforcement center:
 9 \$ 125,290
 10 b. For audio and visual systems in courtrooms across the
 11 state:
 12 \$ 565,000
 13 Sec. 4. REVERSION. For purposes of section 8.33, unless
 14 specifically provided otherwise, unencumbered or unobligated
 15 moneys from an appropriation made in this division of this Act
 16 shall not revert but shall remain available for expenditure for
 17 the purposes designated until the close of the fiscal year that
 18 ends two years after the end of the fiscal year for which the
 19 appropriation is made. However, if the project or projects for
 20 which such appropriation was made are completed in an earlier
 21 fiscal year, unencumbered or unobligated moneys shall revert at
 22 the close of that same fiscal year.
 23 DIVISION III
 24 CHANGES TO PRIOR APPROPRIATIONS
 25 Sec. 5. 2020 Iowa Acts, chapter 1120, section 1, subsection
 26 10, paragraph b, as amended by 2022 Iowa Acts, chapter 1150,
 27 section 9, is amended to read as follows:
 28 b. For the renovation and construction of an industrial
 29 technology center at the university of northern Iowa to
 30 include reimbursement of infrastructure costs incurred by the
 31 university for construction of the facility in the prior fiscal
 32 year:
 33 (1) FY 2021–2022:
 34 \$ 13,000,000
 35 (2) FY 2022–2023:

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1 \$ 26,500,000

2 Of the money appropriated in this subparagraph, the
3 board of regents is authorized to expend such amount as the
4 board determines for purposes of steam tunnel repairs at the
5 university of northern Iowa.

6 Sec. 6. 2021 Iowa Acts, chapter 167, section 2, is amended
7 to read as follows:

8 SEC. 2. REVERSION. ~~For~~ Except as provided in subsection
9 2, for purposes of section 8.33, unless specifically provided
10 otherwise, unencumbered or unobligated moneys from an
11 appropriation made in this division of this Act shall not
12 revert but shall remain available for expenditure for the
13 purposes designated until the close of the fiscal year that
14 ends two years after the end of the fiscal year for which the
15 appropriation is made. However, if the project or projects for
16 which such appropriation was made are completed in an earlier
17 fiscal year, unencumbered or unobligated moneys shall revert at
18 the close of that same fiscal year.

19 2. For purposes of section 8.33, unless specifically
20 provided otherwise, unencumbered or unobligated moneys from
21 an appropriation made in section 1, subsection 10, paragraph
22 “d”, of this division of this 2021 Iowa Act, as amended by 2022
23 Iowa Acts, chapter 1150, section 11, shall not revert but shall
24 remain available for expenditure for the purposes designated
25 until the project for which the appropriation was made is
26 completed.

27 Sec. 7. EFFECTIVE DATE. This division of this Act, being
28 deemed of immediate importance, takes effect upon enactment.

29 DIVISION IV

30 MISCELLANEOUS PROVISIONS

31 Sec. 8. Section 8.57C, subsection 3, paragraph a,
32 subparagraph (3), Code 2023, is amended to read as follows:

33 (3) For the fiscal year beginning July 1, ~~2023~~ 2024, and for
34 each subsequent fiscal year thereafter, the sum of seventeen
35 million five hundred thousand dollars.

Page 15

1 Sec. 9. Section 8.57C, subsection 3, Code 2023, is amended
2 by adding the following new paragraph:
3 NEW PARAGRAPH. k. There is appropriated from the rebuild
4 Iowa infrastructure fund for the fiscal year beginning July 1,
5 2023, and ending June 30, 2024, the sum of eighteen million
6 three hundred ninety thousand two hundred ninety dollars to the
7 technology reinvestment fund, notwithstanding section 8.57,
8 subsection 5, paragraph “c”.

9 DIVISION V

10 DESTINATION IOWA FUND

11 Sec. 10. NEW SECTION. 15.281 Destination Iowa fund.

12 1. For purposes of this section:

- 13 a. *“Eligible applicant”* means a city, county, or
14 not-for-profit organization.
- 15 b. *“Rural community”* means a community that has a population
16 of fewer than twenty thousand persons as determined by the most
17 recent population estimate produced by the United States bureau
18 of census or the most recent decennial census released by the
19 United States bureau of census.
- 20 c. *“Vertical infrastructure”* means land acquisition
21 and construction, major renovation and major repair of
22 buildings, all appurtenant structures, utilities, site
23 development, recreational trails, and water trails. *“Vertical*
24 *infrastructure”* does not include routine, recurring maintenance
25 or operational expenses or leasing of a building, appurtenant
26 structure, or utility without a lease-purchase agreement.
- 27 2. A destination Iowa fund is created in the state treasury
28 under the control of the authority. The fund shall consist of
29 all moneys appropriated to the fund. The board will oversee
30 and administer the destination Iowa fund.
- 31 3. Moneys in the destination Iowa fund are appropriated
32 to the authority for purposes of providing grants to eligible
33 applicants for any of the following types of projects:
- 34 a. Economically significant projects that increase tourism
35 opportunities.

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- 1 b. Development and enhancement of outdoor recreational
2 opportunities.
- 3 c. Projects that contribute to quality of life in rural
4 communities.
- 5 4. Projects must meet all of the following criteria to be
6 eligible for a grant to an eligible applicant from the fund:
- 7 a. The project must be primarily vertical infrastructure.
8 b. The project must be available for year-round use by the
9 public.
- 10 c. An eligible applicant must intend to own the property
11 that is the subject of the project upon completion.
- 12 5. The board shall prioritize making awards to applicants
13 that have not been awarded money from the destination Iowa fund
14 or other programs intended to support community attraction
15 and tourism projects after July 1, 2018. The board shall
16 prioritize awarding grants to projects that include primarily
17 new construction over projects that primarily renovate or
18 replace existing facilities. The board shall not award a grant
19 in an amount exceeding fifty percent of the total cost of the
20 project.
- 21 6. At the beginning of each fiscal year, the authority
22 shall allocate fifty percent of the moneys available in the
23 destination Iowa fund to projects in rural communities. If
24 any portion of the moneys allocated under this subsection has
25 not been awarded by April 1 of the fiscal year for which the
26 allocation is made, the portion which has not been awarded may

27 be awarded to any eligible project in the state. If a county
28 is the applicant, a project will be deemed to be located in a
29 rural community if the geographic location of the project is in
30 or near a city that is a rural community.

31 7. Applications for grants from the destination Iowa fund
32 shall be submitted to the authority. For those applications
33 that meet the eligibility criteria described in subsection
34 4, the authority shall forward the applications and provide
35 a staff evaluation to the board. Work completed and costs

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1 incurred prior to the date of board approval of a grant are
2 ineligible for reimbursement, except the acquisition of real
3 estate.

4 8. The board shall make final funding decisions on
5 each application and may approve, deny, defer, or modify
6 applications for grants under the program. The board and the
7 authority may negotiate with applicants regarding the details
8 of projects and the amount and terms of any award. In making
9 final funding decisions pursuant to this subsection, the board
10 and the authority are exempt from chapter 17A.

11 9. If an application is approved, the authority shall enter
12 into an agreement with the applicant to provide a grant awarded
13 from the fund.

14 10. Notwithstanding section 12C.7, subsection 2,
15 interest or earnings on moneys deposited in the destination
16 Iowa fund shall be credited to the destination Iowa fund.
17 Notwithstanding section 8.33, moneys credited to the
18 destination Iowa fund shall not revert at the close of a fiscal
19 year. The authority shall not use more than five percent of
20 the moneys in the fund at the beginning of each fiscal year for
21 purposes of administrative costs and program support.

22 DIVISION VI

23 ON-STREAM IMPOUNDMENT RESTORATION

24 Sec. 11. Section 456A.33C, subsections 2, 3, and 4, Code
25 2023, are amended by striking the subsections and inserting in
26 lieu thereof the following:

27 2. The department shall establish an on-stream impoundment
28 restoration program for purposes of funding projects for the
29 maintenance, restoration, and sustainability of eligible water
30 bodies and their related watersheds from moneys appropriated to
31 the department for this purpose.

32 3. a. The department shall fund projects for eligible water
33 bodies that are designed to achieve the following goals:

34 (1) Ensure a cost-effective, positive return on investment
35 for the citizens of Iowa.

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- 1 (2) Ensure local community commitment to watershed
- 2 protection.
- 3 (3) Ensure significant improvement in water clarity,
- 4 safety, and quality.
- 5 (4) Provide for sustainable, healthy, and functioning
- 6 bodies of water.
- 7 (5) Contribute to the department's fish and wildlife
- 8 conservation plans.
- 9 b. The process and criteria the department shall utilize
- 10 to fund projects under this section shall favor proposals
- 11 which include nonstate matching funds of at least one dollar
- 12 for every dollar of state funding, and funding for watershed
- 13 improvement practices and participation of corresponding
- 14 watershed management authority.>
- 15 2. Title page, by striking lines 1 through 5 and inserting
- 16 <An Act relating to and making appropriations from the rebuild
- 17 Iowa infrastructure fund and technology reinvestment fund,
- 18 establishing a destination Iowa fund, providing for related
- 19 matters, and including effective date provisions.>

CARRIE KOELKER

S-3224

- 1 Amend the amendment, S-3222, to Senate File 560, as follows:
- 2 1. Page 35, after line 22 by inserting:
- 3 <Sec. ____ REPEAL. Section 260I.7, Code 2023, is repealed.>
- 4 2. By renumbering as necessary.

JEFF TAYLOR

S-3225

- 1 Amend the amendment, S-3223, to Senate File 577, as follows:
- 2 1. Page 6, after line 7 by inserting:
- 3 <Moneys appropriated in this paragraph shall be used for a
- 4 one-time grant for the installation of a newborn safety device
- 5 at a location authorized by and in accordance with chapter
- 6 233.>
- 7 2. Page 9, line 27, after <state for> by inserting
- 8 <commercial service>

CARRIE KOELKER

S-3226

- 1 Amend the amendment, S-3223, to Senate File 577, as follows:
- 2 1. Page 6, line 18, by striking <campus.> and inserting
- 3 <campus:>
- 4 2. Page 14, line 8, before <For> by inserting <1.>
- 5 3. By renumbering as necessary.

CARRIE KOELKER

S-3227

- 1 Amend House File 660, as passed by the House, as follows:
- 2 1. By striking page 1, line 27, through page 2, line 7.
- 3 2. By renumbering as necessary.

COMMITTEE ON WAYS AND MEANS
DAN DAWSON, Chair

S-3228

- 1 Amend House File 660, as passed by the House, as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 <Section 1. Section 331.423, subsection 2, paragraph b,
- 4 subparagraph (3), subparagraph division (a) , subparagraph
- 5 subdivision (i), if enacted by 2023 Iowa Acts, House File 718,
- 6 section 2, is amended to read as follows:
- 7 (i) In addition to the limitation under subparagraph (2),
- 8 if the county's actual levy rate imposed under this paragraph
- 9 for the current fiscal year is three dollars and ninety-five
- 10 cents or less per thousand dollars of assessed value and the
- 11 total assessed value used to calculate taxes for rural county
- 12 services under this paragraph for the budget year exceeds
- 13 one hundred three percent, but is less than one hundred six
- 14 percent, of the total assessed value used to calculate taxes
- 15 for rural county services for the current fiscal year, the levy
- 16 rate imposed under this subsection 2 for the budget year shall
- 17 not exceed a rate per thousand dollars of assessed value that
- 18 is equal to one thousand multiplied by the quotient of the
- 19 current fiscal year's actual property tax dollars certified for
- 20 levy under this subsection 2 divided by one hundred two percent
- 21 of the total assessed value used to calculate taxes for rural
- 22 county services for the current fiscal year.
- 23 Sec. _____. Section 331.423, subsection 2, paragraph b,
- 24 subparagraph (3), subparagraph division (b), subparagraph
- 25 subdivision (i), if enacted by 2023 Iowa Acts, House File 718,
- 26 section 2, is amended to read as follows:
- 27 (i) In addition to the limitation under subparagraph (2),
- 28 if the county's actual levy rate imposed under this subsection
- 29 2 for the current fiscal year is three dollars and ninety-five
- 30 cents or less per thousand dollars of assessed value and the
- 31 total assessed value used to calculate taxes for rural county

32 services under this paragraph for the budget year is equal
33 to or exceeds one hundred six percent of the total assessed
34 value used to calculate taxes for rural county services for
35 the current fiscal year, the levy rate imposed under this

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1 subsection 2 for the budget year shall not exceed a rate
2 per thousand dollars of assessed value that is equal to one
3 thousand multiplied by the quotient of the current fiscal
4 year's actual property tax dollars certified for levy under
5 this subsection 2 divided by one hundred three percent of the
6 total assessed value used to calculate taxes for rural county
7 services for the current fiscal year.>
8 2. Title page, line 1, after <facility> by inserting <and
9 making tax provision corrections>
10 3. By renumbering as necessary.

DAN DAWSON

S-3229

1 Amend Senate Resolution 12 as follows:
2 1. Page 2, line 12, after <40> by inserting <unnumbered
3 paragraph 2>

JACK WHITVER

S-3230

1 Amend Senate File 579 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 FAMILY PLANNING
6 Section 1. IOWA FAMILY PLANNING NETWORK — MEDICAID STATE
7 PLAN AMENDMENT. The department of health and human services
8 shall submit a Medicaid state plan amendment to the centers for
9 Medicare and Medicaid services of the United States department
10 of health and human services for approval to establish the Iowa
11 family planning network with the same benefits, eligibility
12 requirements, and other provisions included in the Medicaid
13 Iowa family planning network waiver as approved by the centers
14 for Medicare and Medicaid services of the United States
15 department of health and human services in effect on June 30,
16 2017.
17 Sec. 2. REPEAL. Section 217.41B, Code 2023, is repealed.
18 Sec. 3. CONTINGENT EFFECTIVE DATE. The following takes
19 effect upon receipt of approval by the department of health
20 and human services from the centers for Medicare and Medicaid
21 services of the United States department of health and human
22 services of the Medicaid state plan amendment submitted

23 pursuant to this division of this Act to establish the Iowa
24 family planning network:

25 The section of this division of this Act repealing section
26 217.41B, Code 2023.

27 Sec. 4. EFFECTIVE DATE. This division of this Act, being
28 deemed of immediate importance, takes effect upon enactment.

29 DIVISION II

30 MEDICAID — EXTENDED POSTPARTUM COVERAGE

31 Sec. 5. MEDICAID EXTENDED POSTPARTUM COVERAGE OPTION. The
32 department of health and human services shall submit a Medicaid
33 state plan amendment to the centers for Medicare and Medicaid
34 services of the United States department of health and human
35 services for approval of the option to provide twelve months of

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1 continuous postpartum coverage under the Medicaid program to
2 pregnant women enrolled in the Medicaid program in accordance
3 with sections 9812 and 9822 of the federal American Rescue Plan
4 Act of 2021, Pub. L. No. 117-2, as amended by section 5113 of
5 the federal Consolidated Appropriations Act of 2023.

6 Sec. 6. MEDICAID EXTENDED POSTPARTUM COVERAGE —
7 APPROPRIATION. For the fiscal years beginning on or after
8 July 1, 2023, there is appropriated from the general fund
9 of the state to the department of health and human services
10 a sufficient amount to fund extended postpartum coverage to
11 pregnant women enrolled in the Medicaid program in accordance
12 with this division of this Act.

13 Sec. 7. EFFECTIVE DATE. This division of this Act, being
14 deemed of immediate importance, takes effect upon enactment.

15 DIVISION III

16 IOWA FAMILY AND MEDICAL LEAVE ACT

17 Sec. 8. Section 7E.5, subsection 1, paragraph h, Code 2023,
18 is amended to read as follows:

19 *h.* The department of workforce development, created
20 in section 84A.1, which has primary responsibility for
21 administering the laws relating to unemployment compensation
22 insurance, job placement and training, the family leave and
23 medical insurance program, and related matters.

24 Sec. 9. Section 84A.1, subsection 1, Code 2023, is amended
25 to read as follows:

26 1. The department of workforce development is created to
27 administer the laws of this state relating to unemployment
28 compensation insurance, job placement and training, employment
29 safety, labor standards, ~~and~~ workers' compensation, and the
30 family leave and medical leave insurance program.

31 Sec. 10. NEW SECTION. 96A.1 Short title.

32 This chapter may be cited as the *“Iowa Family and Medical*
33 *Leave Act”*.

34 Sec. 11. NEW SECTION. 96A.2 Definitions.

35 As used in this chapter, unless the context otherwise

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1 requires:

2 1. "*Child*" means a biological, adopted, or foster child,
3 a stepchild, a legal ward, or a child of a person standing in
4 loco parentis, regardless of the child's age or dependency
5 status.

6 2. "*Covered employer*" means a private sector employer who
7 has ten or more employees for each working day during each of
8 twenty or more calendar workweeks in the current or previous
9 calendar year, and a public employer without regard to the
10 number of employees employed.

11 3. "*Department*" means the department of workforce
12 development.

13 4. "*Director*" means the director of the department of
14 workforce development.

15 5. "*Employee*" means a natural person who is employed in
16 this state for wages by an employer. "*Employee*" also includes
17 a commission salesperson who takes orders or performs services
18 on behalf of a principal and who is paid on the basis of
19 commissions but does not include persons who purchase for
20 their own account for resale. "*Employee*" shall not include an
21 independent contractor, a self-employed person, or a patient or
22 inmate employed by a state or local institution to which the
23 patient or inmate has been sentenced or committed, or any of
24 the following persons engaged in agriculture:

25 a. The spouse of the employer and a relative of either the
26 employer or the employer's spouse who resides on the premises
27 of the employer.

28 b. A person engaged in agriculture as an owner-operator
29 or tenant-operator, and the spouse or a relative of either
30 an owner-operator or a tenant-operator who resides on the
31 premises while exchanging labor with the owner-operator or the
32 tenant-operator for mutual benefit.

33 c. A neighboring person engaged in agriculture who is
34 exchanging labor or other services.

35 6. "*Employer*" means the same as defined in section 91A.2.

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1 "*Employer*" includes a temporary staffing agency or employment
2 agency.

3 7. "*Employment benefits*" means all benefits provided or
4 made available to an employee by an employer, including group
5 life insurance, health insurance, disability insurance, sick
6 leave, annual leave, educational benefits, and pensions except
7 benefits that are provided by a practice or written policy of
8 an employer or through an employee benefit plan as defined in
9 29 U.S.C. §1002(3).

10 8. "*Family leave*" means a leave taken from work by an
11 employee for any of the following reasons:

12 a. To participate in providing care, including physical or

13 psychological care, for a family member of the employee made
14 necessary by a serious health condition of the family member.

15 **b.** To bond with the employee's child after the child's
16 birth, or with a child under the age of eighteen placed with
17 the employee for adoption or foster care.

18 **c.** Because of a qualifying exigency for a family member as
19 permitted under the federal Family and Medical Leave Act of
20 1993, as amended, and federal regulations as provided in 29
21 C.F.R. §825.126.

22 9. "*Family member*" means a child, parent, or spouse of an
23 employee.

24 10. "*Gross earnings*" means the same as defined in section
25 85.61.

26 11. "*Health care provider*" means a physician or other
27 health care practitioner licensed, accredited, registered, or
28 certified to perform specified health care services consistent
29 with state law.

30 12. "*In loco parentis*" means an individual who has
31 day-to-day responsibilities to care for or financially support
32 a child.

33 13. "*Inpatient care*" means an overnight stay in a hospital,
34 hospice, or residential medical care facility, including any
35 period of incapacity, or any subsequent treatment in connection

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1 with such inpatient care.

2 14. "*Medical leave*" means a leave from work taken by an
3 employee made necessary by the employee's own serious health
4 condition.

5 15. "*Parent*" means a biological, adoptive, step, or foster
6 father or mother, or any other individual who stands in
7 loco parentis to an employee or who stood in loco parentis
8 when the employee was a child. "*Parent*" does not include a
9 parent-in-law.

10 16. "*Period of incapacity*" means an inability to work,
11 attend school, or perform other regular daily activities due
12 to a serious health condition, treatment of a serious health
13 condition, or recovery from a serious health condition.

14 17. "*Premium*" or "*premiums*" means the payments required by
15 section 96A.12 and paid to the department for deposit in the
16 family and medical leave insurance account pursuant to section
17 96A.22.

18 18. "*Public employer*" means the state of Iowa, its
19 boards, commissions, agencies, departments, and its political
20 subdivisions including school districts and other special
21 purpose districts.

22 19. "*Serious health condition*" means an illness, injury,
23 impairment, physical condition, or mental condition that
24 involves inpatient care in a hospital, hospice, medical care
25 facility, or continued treatment or continuing supervision by
26 a health care provider.

27 20. "*Spendable weekly earnings*" means the amount remaining
28 after payroll taxes are deducted from an employee's gross
29 weekly earnings.

30 21. "*Spouse*" means the person with whom an individual has
31 entered into marriage as defined or recognized under state law
32 for purposes of marriage in the state in which the marriage
33 was entered into or, in the case of a marriage entered into
34 outside of any state, if the marriage is valid in the place
35 where the marriage was entered into and the marriage could have

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1 been entered into in at least one state, including a common law
2 marriage.

3 22. "*Wages*" means the same as defined in section 91A.2.

4 Sec. 12. NEW SECTION. **96A.3 Benefit eligibility.**

5 An employee is eligible for family leave and medical leave
6 as provided in this chapter after working for a covered
7 employer for both a minimum of twelve consecutive months
8 immediately preceding the employee's request for leave and a
9 minimum of one thousand two hundred fifty hours during that
10 twelve-consecutive-month period.

11 Sec. 13. NEW SECTION. **96A.4 Leave entitlement for a defined**
12 **twelve-month period.**

13 1. An employee is entitled to a maximum of twelve weeks
14 of family leave during a defined period of twelve consecutive
15 months.

16 2. An employee is entitled to a maximum of twelve weeks of
17 medical leave during a defined period of twelve consecutive
18 months unless the employee experiences a serious health
19 condition, which is pregnancy-related, that results in a longer
20 period of incapacity in which case any extended medical leave
21 beyond twelve weeks shall conform with section 216.6.

22 3. An employee is entitled to a maximum combined total of
23 paid family leave and medical leave of sixteen weeks during a
24 defined period of twelve consecutive months.

25 4. An employee is not entitled to family leave or medical
26 leave of less than eight consecutive hours.

27 Sec. 14. NEW SECTION. **96A.5 Calculating the defined**
28 **twelve-month period.**

29 The defined period of twelve consecutive months for
30 calculation of an eligible employee's family leave or medical
31 leave entitlement begins on any of the following:

32 1. The date of birth of the employee's child, or the date
33 of placement of a child for adoption or foster care with the
34 employee.

35 2. The first day of family leave that the employee takes for

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1 a family member's serious health condition or a family member's
2 qualifying exigency.

3 3. The first day of the employee's medical leave.

4 Sec. 15. NEW SECTION. 96A.6 Disqualification from leave
5 **entitlement.**

6 An eligible employee is disqualified for family leave or
7 medical leave benefits under this chapter for any of the
8 following reasons:

9 1. An absence due to the employee's willful intention to
10 injure or cause a sickness to the employee or to the employee's
11 family member.

12 2. An injury or sickness caused by the employee engaging in
13 an illegal act.

14 3. The employee's absence due to an employer taking any
15 disciplinary action against the employee.

16 Sec. 16. NEW SECTION. 96A.7 Employee notice to employer
17 **of intent to take leave.**

18 1. If leave for the birth of a child or placement of a child
19 for adoption or foster care with an employee is foreseeable,
20 the employee shall provide written notice to the employer not
21 less than thirty calendar days before the date the leave is to
22 begin.

23 2. If the birth of a child or placement of a child for
24 adoption or foster care with an employee requires leave to
25 begin in less than thirty calendar days, the employee shall
26 provide written notice to the employer as far in advance as is
27 practicable.

28 3. If leave for a family member's serious health condition
29 or an employee's serious health condition is foreseeable based
30 on planned medical treatment, the employee shall do all of the
31 following:

32 a. Make a reasonable effort to schedule such medical
33 treatment, subject to the recommendation of the employee's or
34 family member's health care provider as appropriate, to not
35 unduly disrupt the operations of the employer.

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1 b. Provide the employer with not less than thirty calendar
2 days prior written notice of the employee's intention to take
3 leave for a family member's serious health condition or the
4 employee's serious health condition.

5 4. If leave for a family member's serious health condition
6 or an employee's serious health condition is not foreseeable,
7 the employee shall provide written notice to the employer as
8 far in advance as is practicable.

9 Sec. 17. NEW SECTION. 96A.8 Weekly claim, certification,
10 **and verification.**

11 Beginning January 1, 2028, family leave or medical leave
12 insurance benefits are payable to an employee during a period

13 in which the employee is unable to perform the employee's
14 regular or customary work because the employee is on family
15 leave or medical leave if the employee meets all of the
16 following requirements:

- 17 1. The employee files a weekly claim for benefits with the
18 department as required per rules adopted by the director.
- 19 2. The employee meets the eligibility requirements pursuant
20 to section 96A.3 or the elective coverage requirements pursuant
21 to section 96A.14.
- 22 3. The employee consents to the disclosure of information or
23 records that may be deemed private or confidential under state
24 or federal law. Disclosure of such information and records by
25 another state agency or an employer to the department shall
26 be solely for purposes related to the administration of this
27 chapter. Information and records disclosed by an employee
28 under this chapter shall not be public records as defined in
29 section 22.1.
- 30 4. The employee authorizes the health care provider of the
31 employee's family member or of the employee, as applicable, to
32 complete a certification of a serious health condition in a
33 form as required by the director.
- 34 5. The employee attests that written notice has been
35 provided to the employee's employer per section 96A.7.

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1 6. The employee provides documentation of a family member's
2 qualifying exigency if requested by the employee's employer.

3 Sec. 18. NEW SECTION. 96A.9 Waiting period for leave
4 **benefits.**

5 Family leave or medical leave insurance benefits shall be
6 payable to an eligible employee following a waiting period
7 consisting of the first seven calendar days of the employee's
8 leave. However, no such waiting period applies to a leave for
9 the birth or placement of a child with an eligible employee.

10 Sec. 19. NEW SECTION. 96A.10 Weekly leave benefit amount.

- 11 1. The basis for the calculation of a leave benefit amount
12 shall be the weekly earnings of an eligible employee on the
13 day the leave is granted. "*Weekly earnings*" means the gross
14 earnings of an employee to which the employee would have been
15 entitled had the employee worked the employee's customary hours
16 for the full pay period in which the employee is on family
17 leave or medical leave. Weekly earnings shall be computed as
18 follows, rounded to the nearest dollar, for an employee who is
19 paid on the following basis:
- 20 a. On a weekly pay period basis, the weekly earnings are the
21 weekly gross earnings.
- 22 b. On a biweekly pay period basis, the weekly earnings are
23 one-half of the biweekly gross earnings.
- 24 c. On a semimonthly pay period basis, the weekly earnings
25 are the semimonthly gross earnings multiplied by twenty-four
26 and then divided by fifty-two.

27 *d.* On a monthly pay period basis, the weekly earnings
28 are the monthly gross earnings multiplied by twelve and then
29 divided by fifty-two.
30 *e.* On a yearly pay period basis, the weekly earnings shall
31 be the yearly earnings divided by fifty-two.
32 *f.* On a daily or hourly basis, or by the output of an
33 employee, the weekly earnings shall be computed by dividing by
34 thirteen the earnings, including shift differential pay but
35 not including overtime or premium pay, of the employee earned

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1 in the last completed period of thirteen consecutive calendar
2 weeks immediately preceding the start day of the leave. If
3 the employee was absent from employment for personal reasons
4 during part of the thirteen calendar weeks preceding the
5 leave, the employee's weekly earnings shall be the amount the
6 employee would have earned had the employee worked when work
7 was available to other employees of the employer in a similar
8 occupation. A week that does not fairly reflect the employee's
9 customary earnings shall be replaced by the closest previous
10 week with earnings that fairly represent the employee's
11 customary earnings.
12 2. If on the date that an employee's leave begins the
13 employee's hourly earnings cannot be ascertained, the earnings
14 for the purpose of calculating the benefit amount shall be the
15 usual earnings for similar services where such services are
16 rendered by paid employees.
17 3. If an employee earns either no wages, or less than the
18 usual weekly earnings of a regular full-time adult laborer
19 in the line of work in which the employee is working in
20 that locality, the weekly earnings shall be one-fiftieth of
21 the total earnings which the employee has earned from all
22 employment during the twelve consecutive calendar months
23 immediately preceding the date that the employee's leave
24 begins.
25 4. The weekly leave benefit amount payable to an employee
26 for any one week shall be eighty percent of the employee's
27 spendable weekly earnings, but shall not exceed an amount equal
28 to two hundred percent of the statewide average weekly wage
29 as calculated by the department pursuant to section 96.1A and
30 in effect on the date that the employee's leave commences.
31 However, the weekly leave benefit amount shall be a minimum
32 equal to the lesser of the weekly leave benefit amount of a
33 person whose gross weekly earnings are thirty-five percent of
34 the statewide average weekly wage, or to the spendable weekly
35 earnings of the employee.

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1 Sec. 20. NEW SECTION. 96A.11 Payment of benefits to an
2 **eligible employee.**

3 1. The department shall send the first benefit payment to
4 an employee within ten calendar days after the first properly
5 completed weekly claim from the employee is received by
6 the department. Subsequent payments shall be sent at least
7 biweekly to an eligible employee if a properly completed weekly
8 claim from the employee is received by the department.

9 2. If an employer contests an employee's initial claim
10 for family leave or medical leave benefits, the employer must
11 notify the employee and the department in the manner prescribed
12 by the director within ten calendar days of the employer's
13 receipt of notice from the department of the employee's filing
14 of a claim for benefits pursuant to section 96A.21, subsection

15 3. Failure to timely contest an initial application shall
16 constitute a waiver of objection to the family leave or medical
17 leave claim.

18 3. If the department or the employee's employer contests
19 an employee's eligibility for benefits after the employee
20 begins receiving benefits, the employee shall continue to
21 be paid benefits conditionally for any weeks for which the
22 employee files a claim for benefits. The employee's right to
23 retain such benefit payments shall be conditioned upon the
24 department's finding that the employee is eligible for such
25 benefit payments.

26 a. At an employee's request, the department shall hold
27 conditional benefit payments until the department resolves the
28 employee's eligibility status.

29 b. Payment shall be issued promptly for any withheld benefit
30 payments if the department determines that an employee is
31 eligible for benefits.

32 c. If the department determines that an employee is
33 ineligible for the conditionally paid benefits, the employee
34 shall repay the overpayment per rules adopted by the director.

35 Sec. 21. NEW SECTION. 96A.12 Funding the family leave and

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1 **medical leave insurance program.**

2 1. Beginning on January 1, 2027, and ending December
3 31, 2028, the department shall assess for each employee
4 in employment with a covered employer a premium rate of
5 four-tenths of one percent of the employee's wages based on the
6 amount of the wages, subject to subsection 6.

7 a. The premium rate for family leave benefits shall be equal
8 to one-third of the total premium rate.

9 b. The premium rate for medical leave benefits shall be
10 equal to two-thirds of the total premium rate.

11 2. For calendar year 2029 and subsequent calendar years the
12 director shall determine the percentage of paid claims related

13 to family leave benefits and the percentage of paid claims
14 related to medical leave benefits and adjust the premium rates
15 set in subsection 1 by the proportional share of claims paid
16 for both types of leave.

17 3. For family leave premiums a covered employer may deduct
18 up to forty-five percent of the full amount of the required
19 premiums from the wages of each employee. The remaining
20 fifty-five percent of the required premiums shall be paid by
21 the covered employer.

22 4. For medical leave premiums a covered employer may deduct
23 up to forty-five percent of the full amount of the required
24 premiums from the wages of each employee. The remaining
25 fifty-five percent of the required premiums shall be paid by
26 the covered employer.

27 5. A covered employer may elect to pay all or any portion of
28 its employees' share of the premiums for family leave benefits
29 or medical leave benefits or both.

30 6. The director shall annually set a maximum limit on the
31 amount of an employee's wages that are subject to a premium
32 assessment under this section that is equal to the contribution
33 and benefit base for the calendar year as determined by the
34 United States social security administration for purposes of
35 26 U.S.C. §3121(a).

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1 7. For calendar year 2029 and subsequent calendar years,
2 the total premium rate shall be based on the family leave and
3 medical leave insurance account balance ratio as of September
4 30 of the previous year. The director shall calculate the
5 account balance ratio by dividing the balance of the family
6 leave and medical leave insurance account by the total wages
7 paid by covered employers. The division shall be carried
8 to the fourth decimal place with the remaining fraction
9 disregarded unless it amounts to five hundred thousandths or
10 more in which case the fourth decimal place shall be rounded
11 to the next higher digit. If the family leave and medical
12 leave insurance account balance ratio is any of the following
13 percentages, the premium shall be the following percentage of
14 an employee's wages subject to a premium assessment:

15 a. If the ratio is zero to nine hundredths of one percent,
16 the premium shall be six-tenths of one percent.

17 b. If the ratio is one-tenth of one percent to nineteen
18 hundredths of one percent, the premium shall be five-tenths of
19 one percent.

20 c. If the ratio is two-tenths of one percent to twenty-nine
21 hundredths of one percent, the premium shall be four-tenths of
22 one percent.

23 d. If the ratio is three-tenths of one percent to
24 thirty-nine hundredths of one percent, the premium shall be
25 three-tenths of one percent.

26 e. If the ratio is four-tenths of one percent to forty-nine

27 hundredths of one percent, the premium shall be two-tenths of
28 one percent.

29 *f.* If the ratio is five-tenths of one percent or greater,
30 the premium shall be one-tenth of one percent.

31 8. Beginning January 1, 2029, if the account balance ratio
32 calculated in subsection 7 is below five hundredths of one
33 percent, the director shall assess a solvency surcharge at
34 the lowest rate necessary to provide revenue to pay for the
35 administrative and benefit costs of family leave and medical

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1 leave insurance for the calendar year. The solvency surcharge
2 shall be at least one-tenth of one percent and no more than
3 six-tenths of one percent and shall be added to the total
4 premium rate assessed to each employee of a covered employer
5 for family leave and medical leave benefits.

6 9. A covered employer shall collect all required premiums
7 and surcharges from the employer's employees through payroll
8 deductions and shall remit the amount collected and the amount
9 to be paid by the employer to the department as required by
10 rules adopted by the director.

11 10. On September 30 of each year the department shall
12 average the number of employees reported by an employer over
13 the last four completed calendar quarters to determine the
14 number of employees employed by the employer for the purpose
15 of determining if an employer shall be considered a covered
16 employer for the next calendar year.

17 Sec. 22. NEW SECTION. **96A.13 Conditional waiver of premium**
18 **for out-of-state employee.**

19 1. An employer may file an application with the department
20 for a conditional waiver of the payment of family leave and
21 medical leave premiums assessed under section 96A.12 for an
22 employee who meets all of the following requirements:

23 *a.* The employee is physically based outside of the state.

24 *b.* The employee physically works in the state on a limited
25 or temporary work schedule.

26 *c.* The employee is not expected to physically work in the
27 state for one thousand two hundred fifty hours or more during
28 any consecutive twelve-month period.

29 2. The department shall approve an application that is
30 signed by both the employee and the employee's employer
31 attesting to compliance with the requirements of subsection 1.

32 3. If the employee physically works in the state for one
33 thousand two hundred fifty hours or more in any consecutive
34 twelve-month period, the conditional waiver shall expire and
35 the employer and employee shall be responsible for all premiums

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1 pursuant to section 96A.12 for the consecutive twelve-month
2 period in which the employee worked one thousand two hundred
3 fifty hours or more. Upon submission of the premiums by the
4 employer to the department, the employee shall be credited for
5 the hours worked during that consecutive twelve-month period
6 and shall be eligible for benefits under this chapter.

7 Sec. 23. NEW SECTION. 96A.14 Self-employed persons elective
8 **participation in the family leave and medical leave insurance**
9 **program.**

10 1. A self-employed person electing to participate in the
11 family leave and medical leave insurance program shall be
12 considered either an employer or employee under this chapter
13 as the context dictates.

14 2. For benefits payable beginning January 1, 2029, a
15 self-employed person may elect to participate in the family
16 leave and medical leave insurance program under this chapter
17 if the self-employed person meets all of the following
18 requirements:

19 a. The initial participation period for the self-employed
20 person must be a minimum of three years.

21 b. Any subsequent participation period by the self-employed
22 person must be for a minimum of one year.

23 c. The self-employed person must participate in both family
24 leave and medical leave.

25 d. One hundred percent of all premiums assessed by
26 the department under section 96A.12 shall be paid by the
27 self-employed person.

28 3. A self-employed person shall file a written notice of
29 election of elective coverage with the department in the manner
30 required by the director.

31 4. A self-employed person shall be eligible for
32 family leave and medical leave benefits after working one
33 thousand two hundred fifty hours in the state during the
34 twelve-consecutive-month period immediately following the date
35 of the written notice the self-employed person filed pursuant

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1 to subsection 3.

2 5. A self-employed person who has elected coverage may
3 withdraw from coverage within thirty calendar days after the
4 end of each participation period pursuant to subsection 2,
5 paragraph "a" or "b", by filing a written notice of withdrawal
6 as required pursuant to the rules adopted by the director. The
7 withdrawal shall take effect no sooner than thirty calendar
8 days after the self-employed person files the notice of
9 withdrawal.

10 6. If a self-employed person fails to submit the required
11 premium payments, the department may cancel the person's
12 elective coverage. The cancellation shall be effective no

13 sooner than thirty days from the date of a written notice
14 from the department to the self-employed person advising the
15 self-employed person of the impending cancellation of the
16 self-employed person's elective coverage. The department shall
17 collect all due and unpaid premiums from the self-employed
18 person for the remainder of the applicable participation period
19 pursuant to subsection 2, paragraph "a" or "b".
20 Sec. 24. NEW SECTION. **96A.15 Employment protection.**
21 1. An eligible employee who takes family leave or medical
22 leave under this chapter is entitled to either of the following
23 on the employee's return from leave:
24 a. To be restored to the same position held by the employee
25 when the employee's leave commenced.
26 b. To be restored to an equivalent position with equivalent
27 employment benefits, pay, and other terms and conditions of
28 employment.
29 2. As a condition of restoration under subsection 1 for an
30 employee who has taken medical leave, the employer may apply
31 a uniform policy to the employee that requires an employee to
32 provide certification from the employee's health care provider
33 that the employee is able to resume work.
34 3. Taking leave under this chapter shall not result in the
35 loss of any employment benefits accrued by an employee prior to

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1 the date on which the employee's leave commenced.
2 4. This section shall not be construed to entitle a restored
3 employee to any of the following:
4 a. The accrual of any seniority or employment benefits
5 during any period of leave.
6 b. Any right, benefit, or position of employment other than
7 any right, benefit, or position of employment to which the
8 employee would have been entitled had the employee not taken
9 leave.
10 5. This section shall not be construed to prohibit an
11 employer from requiring an employee on leave to report
12 periodically to the employer on the status and intention of the
13 employee to return to work.
14 6. An employer may deny restoration under this section to
15 a salaried employee who is among the ten percent highest-paid
16 employees employed by the employer within seventy-five miles
17 of the facility at which the employee is employed if all of the
18 following apply:
19 a. Denial of restoration is necessary to prevent substantial
20 and grievous economic injury to the operations of the employer.
21 b. The employer notifies the employee of the intent of the
22 employer to deny restoration on such basis at the time the
23 employer determines such basis exists.
24 c. The employee is on leave and elects not to return
25 to employment after receiving the employer's notice of the
26 employer's intent not to restore the employee.

27 7. This section shall not be construed as providing an
28 employee greater restoration rights than those required under
29 the federal Family and Medical Leave Act of 1993, as amended.
30 Sec. 25. NEW SECTION. **96A.16 Maintenance of existing health**
31 **benefits.**
32 If required by the federal Family and Medical Leave
33 Act of 1993, as amended, an employer shall maintain any
34 existing health benefits of an employee for the duration of
35 an employee's leave under this chapter. If the employer and

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1 the employee normally share the cost of such existing health
2 benefits, the employee shall remain responsible for the
3 employee's share of the cost of such.
4 Sec. 26. NEW SECTION. **96A.17 Employer submission of reports**
5 **and maintenance of records.**
6 1. Pursuant to rules adopted by the director, an employer
7 shall submit reports and furnish information related to
8 the family leave and medical leave insurance program to the
9 director.
10 2. An employer shall maintain at the employer's primary
11 place of business a record of employment for each employee from
12 which any information needed by the department for purposes of
13 this chapter may be obtained. Such record shall be maintained
14 for ten years from the date on which an eligible employee
15 applies for family leave or medical leave under this chapter.
16 The record shall be open for inspection by the director at all
17 times. All personnel records and employee medical records
18 shall be maintained by the employer in compliance with all
19 applicable federal and state laws.
20 Sec. 27. NEW SECTION. **96A.18 Coordination of family leave**
21 **and medical leave with other laws and with employer policies.**
22 1. Family leave or medical leave taken by an employee under
23 this chapter shall be in addition to any leave available to
24 an employee as required by applicable state or federal law
25 for sickness or temporary disability because of pregnancy or
26 childbirth.
27 2. Family leave or medical leave taken by an employee under
28 this chapter shall be taken concurrently with any leave taken
29 under the federal Family and Medical Leave Act of 1993, as
30 amended.
31 3. An employer may allow an employee who has accrued
32 vacation, sick, or other paid time off to choose to use either
33 such accrued time or to receive paid family leave or medical
34 leave insurance benefits under this chapter.
35 Sec. 28. NEW SECTION. **96A.19 Relationship to other state**

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1 **and federal benefits.**

2 In any week an employee is eligible to receive benefits under
3 chapter 85, 85A, 85B, or 96, or any other applicable state or
4 federal unemployment compensation, workers' compensation, or
5 disability insurance laws, the employee is disqualified from
6 receiving family leave or medical leave insurance benefits
7 under this chapter.

8 Sec. 29. NEW SECTION. **96A.20 Discrimination prohibited.**

9 This chapter shall not be construed to modify or affect any
10 federal, state, or local law prohibiting discrimination on the
11 basis of age, race, creed, color, sex, sexual orientation,
12 gender identity, national origin, religion, disability, or
13 other protected category.

14 Sec. 30. NEW SECTION. **96A.21 Department to administer**
15 **family leave and medical leave insurance program and conduct**
16 **outreach.**

17 1. The director shall establish and administer the family
18 leave and medical leave insurance program and disburse family
19 leave and medical leave benefits to an eligible employee as
20 specified in this chapter.

21 2. The director shall establish procedures and forms for
22 an employee to file an application for benefits under this
23 chapter.

24 3. The department shall notify an employer within five
25 business days of an employee filing a claim for family leave or
26 medical leave insurance benefits.

27 4. Information and records pertaining to an employee under
28 this chapter that are maintained by the department shall
29 be confidential and shall only be available to department
30 personnel in the performance of official duties.

31 5. The director shall develop and implement an outreach
32 program to ensure that employers and employees are aware of
33 the family leave and medical leave insurance program and are
34 aware of the leave benefits available to eligible employees.

35 Outreach information shall explain in an easy-to-understand

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1 format all of the following:

2 a. Eligibility requirements.

3 b. The application process.

4 c. How weekly benefits are calculated and the minimum and
5 maximum weekly benefit amount.

6 d. Restoration rights.

7 e. Nondiscrimination rights.

8 f. Confidentiality.

9 g. The relationship between employment protection, leave
10 from employment, wage replacement benefits under this chapter
11 and other laws, and employer policies.

12 6. The department shall be authorized to inspect and audit

13 an employer's files and records relating to the family leave
14 and medical leave insurance program under this chapter.

15 Sec. 31. NEW SECTION. **96A.22 Family leave and medical leave**
16 **insurance account.**

17 1. The family leave and medical leave insurance account
18 is created as a separate account in the state treasury in the
19 custody of the treasurer of state.

20 2. The director shall deposit all receipts from premiums
21 imposed pursuant to sections 96A.12, 96A.13, and 96A.14 into
22 the account. Expenditures from the account shall be used
23 only for the purposes of the family leave and medical leave
24 insurance program and only as authorized by the director.

25 3. All premiums deposited in the account shall remain in
26 the account until expended pursuant to the requirements of this
27 chapter.

28 Sec. 32. NEW SECTION. **96A.23 Rules.**

29 The director shall adopt rules pursuant to chapter 17A as
30 necessary to implement and administer this chapter.

31 Sec. 33. NEW SECTION. **96A.24 Enforcement.**

32 The director may take any action under the director's
33 authority to enforce compliance with this chapter.

34 Sec. 34. DIRECTOR ANALYSIS OF FUNDING THE FAMILY LEAVE
35 AND MEDICAL LEAVE INSURANCE PROGRAM AND REPORT TO THE GENERAL

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1 ASSEMBLY. The director of the department of workforce
2 development shall conduct an analysis of the family leave and
3 medical leave insurance program as funded pursuant to section
4 96A.12, as enacted in this division of this Act, and of the
5 benefits paid pursuant to section 96A.10, as enacted in this
6 division of this Act. The director shall determine if the
7 premium rates and benefit levels are appropriate to fully fund
8 and maintain the solvency of the family leave and medical leave
9 insurance account.

10 The director shall submit the director's findings to the
11 general assembly pursuant to section 7A.11 no later than
12 January 14, 2024.

13 DIVISION IV
14 CHILD CARE ASSISTANCE

15 Sec. 35. DEPARTMENT OF HEALTH AND HUMAN SERVICES — CHILD
16 CARE ASSISTANCE — FAMILY INCOME ELIGIBILITY REQUIREMENTS.

17 1. The department of health and human services shall amend
18 its administrative rules pursuant to chapter 17A to provide
19 income eligibility for state child care assistance, according
20 to family size for children needing basic care, to families
21 whose nonexempt gross monthly income does not exceed the
22 following amounts according to the following schedule:

23 a. One hundred seventy percent of the federal poverty level,
24 effective July 1, 2024.

25 b. One hundred eighty percent of the federal poverty level,
26 effective July 1, 2025.

- 27 c. One hundred ninety percent of the federal poverty level,
28 effective July 1, 2026.
29 d. Two hundred percent of the federal poverty level,
30 effective July 1, 2027.
31 2. For the fiscal year beginning July 1, 2024, and for each
32 fiscal year thereafter, for child care providers reimbursed
33 under the state child care assistance program, the department
34 of health and human services shall set provider reimbursement
35 rates based on the most recent market rate survey completed.

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- 1 DIVISION V
2 MATERNAL AND CHILD HEALTH-RELATED SERVICES
3 Sec. 36. MEDICAID REIMBURSEMENT FOR MATERNAL AND CHILD
4 HEALTH-RELATED SERVICES. Under both fee-for-service and
5 managed care administration of Medicaid, the department of
6 health and human services shall adopt rules pursuant to chapter
7 17A, amend any contract with a managed care organization, and
8 apply for any Medicaid state plan amendment or waiver as may be
9 necessary to provide for all of the following:
10 1. Reimbursement in an amount appropriate to cover the
11 entire standard of care costs for labor and delivery.
12 2. The same reimbursement for maternal-fetal medicine
13 services and comprehensive maternity care, including both
14 facility and professional fees, whether provided in person or
15 through the use of telehealth.
16 3. Comprehensive maternity care, to include the basic
17 number of prenatal and postpartum visits recommended by the
18 American college of obstetricians and gynecologists; additional
19 prenatal and postpartum visits that are medically necessary;
20 necessary laboratory, nutritional assessment and counseling,
21 health education, personal counseling, managed care, outreach,
22 and follow-up services; and treatment of conditions which may
23 complicate pregnancy.
24 4. Reimbursement for breast-feeding supports, counseling,
25 and supplies including the standard cost of breast pumps
26 including electric breast pumps and associated breast pump
27 supplies.
28 5. Reimbursement for transportation to all prenatal and
29 postpartum care appointments including transportation to a
30 hospital with the appropriate level of care for a pregnant
31 person and for a baby when transfer is necessary.
32 6. Reimbursement for all postpartum care products such as
33 breast pads, period pads, comfort products, pain relievers, and
34 other similar products.
35 7. Maternity care including doula care. For the purposes

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1 of this subsection, “doula” means a trained professional who
2 provides continuous physical, emotional, and informational
3 support to a pregnant person before, during, and after
4 childbirth to improve birth outcomes, prevent stillbirths and
5 infant deaths, and reduce maternal morbidity and mortality.>
6 2. Title page, by striking line 2 and inserting <the health
7 and well-being of children and families in the state, and>

SARAH TRONE GARRIOTT
LIZ BENNETT
TONY BISIGNANO
NATE BOULTON
CLAIRE A. CELSI
MOLLY DONAHUE
WILLIAM A. DOTZLER, JR.
ERIC GIDDENS
PAM JOCHUM
IZAAH KNOX
JANET PETERSEN
HERMAN C. QUIRMBACH
TODD TAYLOR
ZACH WAHLS
JANICE WEINER
CINDY WINCKLER

S-3231

1 Amend Senate File 579 as follows:
2 1. Page 1, by striking lines 11 through 18 and inserting:
3 <a. The pregnancy is the result of a rape. For the purposes
4 of this paragraph, “*rape*” means sexual abuse as defined in
5 section 709.1.
6 b. The pregnancy is the result of incest as described in
7 section 726.2.>

LIZ BENNETT

S-3232

1 Amend Senate File 579 as follows:
2 1. Page 1, after line 24 by inserting:
3 <c. The pregnant person is twelve years of age or under.>

MOLLY DONAHUE

S-3233

- 1 Amend Senate File 579 as follows:
- 2 1. Page 1, after line 24 by inserting:
- 3 <e. The attending physician certifies that, due to the
- 4 pregnant woman's mental illness as defined in section 135C.1,
- 5 continuation of the pregnancy endangers the life or health of
- 6 the pregnant woman.>

JANICE WEINER

S-3234

- 1 Amend Senate File 579 as follows:
- 2 1. Page 3, by striking lines 15 and 16.
- 3 2. Title page, lines 2 and 3, by striking <heartbeat, and
- 4 including effective date provisions> and inserting <heartbeat>

JANICE WEINER

S-3235

- 1 Amend Senate File 579 as follows:
- 2 1. Page 3, after line 14 by inserting:
- 3 <Sec. ____ **NEW SECTION. 146E.3 Limitations of chapter —**
- 4 **multiple pregnancy.**
- 5 In addition to the exception for an abortion necessary to
- 6 preserve the life of an unborn child when the postfertilization
- 7 age of an unborn child is twenty or more weeks as provided
- 8 under section 146E.2, subsection 2, paragraph "b", this chapter
- 9 shall not be construed to prevent an abortion involving a
- 10 multiple pregnancy at any time during the multiple pregnancy
- 11 if the abortion is necessary to preserve the health or life of
- 12 an unborn child.>
- 13 2. By renumbering as necessary.

JANICE WEINER

S-3236

- 1 Amend Senate File 579 as follows:
- 2 1. Page 3, after line 14 by inserting:
- 3 <Sec. ____ **NEW SECTION. 146E.3 Limitations of chapter.**
- 4 This chapter shall not be construed to prohibit the sale,
- 5 use, prescription, delivery, or administration of a means,
- 6 measure, device, drug, or chemical designed for the purpose of
- 7 contraception.>
- 8 2. By renumbering as necessary.

CINDY WINCKLER

S-3237

- 1 Amend Senate File 579 as follows:
- 2 1. Page 1, after line 24 by inserting:
- 3 <e. The attending physician certifies that the pregnant
- 4 woman has a developmental disability.>

PAM JOCHUM

S-3238

- 1 Amend Senate File 579 as follows:
- 2 1. Page 3, after line 14 by inserting:
- 3 <Sec. ____ CHILD SUPPORT ESTABLISHMENT AND ENFORCEMENT —
- 4 UNBORN CHILD.
- 5 1. The department of health and human services shall
- 6 request a state plan amendment from the office of child support
- 7 enforcement of the administration for children and families
- 8 of the United States department of health and human services
- 9 to allow the state to establish and enforce the child support
- 10 obligation of the biological father of an unborn child as
- 11 defined in this Act, and subsequent to the birth of the child
- 12 to the mother of such child, provided all of the following
- 13 criteria are met:
- 14 a. The pregnant woman has requested the establishment of
- 15 such child support obligation.
- 16 b. The obligation shall be applicable to the first month
- 17 in which the unborn child was conceived, as determined by a
- 18 physician, if the pregnant woman so requests.
- 19 c. Payment of the obligation may be retroactively collected
- 20 or awarded if paternity has not been established but is
- 21 established subsequent to the birth of the child.
- 22 d. The amount of the obligation shall be determined by a
- 23 court, in consultation with the pregnant woman, taking into
- 24 account the best interests of the pregnant woman and the child.
- 25 e. Any measure to establish the paternity of an unborn child
- 26 prior to birth or a child after birth shall not be required
- 27 without the consent of the pregnant woman.
- 28 f. Any measure to establish the paternity of an unborn child
- 29 prior to birth shall not be taken if the measure poses any risk
- 30 of harm to the unborn child.
- 31 2. The department of health and human services shall
- 32 implement the provisions of this section only upon receipt of
- 33 federal approval as provided in this Act.>
- 34 2. Title page, line 2, after <heartbeat,> by inserting
- 35 <providing for support of an unborn child,>

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- 1 3. By renumbering as necessary.

CLAIRE A. CELSI

S-3239

- 1 Amend Senate File 579 as follows:
- 2 1. Page 1, lines 25 and 26, by striking <section 146A.1>
- 3 and inserting <section 146A.1; and includes a situation in
- 4 which a physician certifies by attestation that an abortion may
- 5 be necessary to preserve a pregnant woman's uterus or other
- 6 reproductive organs, in which case the board of medicine shall
- 7 accept the physician's certification by attestation as final
- 8 and conclusive>

JANET PETERSEN

S-3240

- 1 Amend Senate File 579 as follows:
- 2 1. Page 1, after line 24 by inserting:
- 3 <e. The pregnant woman attests to being at imminent risk of
- 4 domestic abuse, domestic abuse assault, sexual abuse, stalking,
- 5 or human trafficking as those terms are defined in section
- 6 9E.2.>

LIZ BENNETT

S-3241

- 1 Amend Senate File 579 as follows:
- 2 1. Page 1, after line 24 by inserting:
- 3 <e. The pregnant person is under sixteen years of age.>

CLAIRE A. CELSI

S-3242

- 1 Amend Senate File 579 as follows:
- 2 1. Page 3, after line 14 by inserting:
- 3 <Sec. ____ **NEW SECTION. 146E.3 Limitations of chapter.**
- 4 This chapter shall not be construed to regulate or prevent in
- 5 vitro fertilization in this state.>
- 6 2. By renumbering as necessary.

SARAH TRONE GARRIOTT

RESOLUTIONS ADOPTED

NINETIETH GENERAL ASSEMBLY 2023 REGULAR SESSION

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution 3: filed January 26, 2023; adopted by the Senate on February 1, 2023; printed on Senate Journal page 226; adopted by the House on February 15, 2023; printed on House Journal page 345.

Senate Concurrent Resolution 4: filed February 23, 2023; adopted by the Senate on February 28, 2023; printed on Senate Journal page 431; adopted by the House on March 1, 2023; printed on House Journal page 469.

Senate Concurrent Resolution 7: filed May 4, 2023; adopted by the Senate on May 4, 2023; printed on Senate Journal page 1078; adopted by the House on May 4, 2023; printed on House Journal page 1035.

SENATE JOINT RESOLUTION

Senate Joint Resolution 9: filed February 16, 2023; adopted by the Senate on March 7, 2023; printed on Senate Journal page 521; adopted by the House on April 4, 2023; printed on House Journal page 769.

SENATE RESOLUTIONS

Senate Resolution 1: filed January 26, 2023; adopted by the Senate on February 1, 2023.

SENATE RESOLUTION 1 By Committee on Ethics

- 1 A resolution relating to the Senate Code of Ethics
- 2 governing the conduct of members of the Senate in
- 3 relation to their senatorial duties during the
- 4 Ninetieth General Assembly.
- 5 BE IT RESOLVED BY THE SENATE, That the Senate Code
- 6 of Ethics for the ~~Eighty-ninth~~ Ninetieth General

7 Assembly shall be amended to read as follows:
8 SENATE CODE OF ETHICS
9 PREAMBLE. Every legislator owes a duty to uphold
10 the integrity and honor of the general assembly, to
11 encourage respect for the law and for the general
12 assembly and the members thereof, and to observe the
13 legislative code of ethics.
14 In doing so, members of the senate have a duty to
15 conduct themselves so as to reflect credit on the
16 general assembly, and to inspire the confidence,
17 respect, and trust of the public, and to strive to
18 avoid both unethical and illegal conduct and the
19 appearance of unethical and illegal conduct.
20 Recognizing that service in the Iowa general
21 assembly is a part-time endeavor and that members of
22 the general assembly are honorable individuals who
23 are active in the affairs of their localities and
24 elsewhere and that it is necessary that they maintain
25 a livelihood and source of income apart from their
26 legislative compensation, the following rules are
27 adopted pursuant to section 68B.31, to assist the

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1 members in the conduct of their legislative affairs.
2 1. ECONOMIC INTEREST OF SENATOR. Taking into
3 account that legislative service is part-time, a
4 senator shall not accept economic or investment
5 opportunity, under circumstances where the senator
6 knows, or should know, that there is a reasonable
7 possibility that the opportunity is being afforded the
8 senator with intent to influence the senator's conduct
9 in the performance of official duties.
10 2. DIVESTITURE. Where a senator learns that
11 an economic or investment opportunity previously
12 accepted was offered with the intent of influencing
13 the senator's conduct in the performance of official
14 duties, the senator shall take steps to divest that
15 senator of that investment or economic opportunity, and
16 shall report the facts of the situation to the senate
17 ethics committee.
18 3. CHARGES FOR SERVICES. A senator shall not
19 charge to or accept from a person, corporation,
20 partnership, or association known to have a legislative
21 interest a price, fee, compensation, or other
22 consideration for the sale or lease of any property or
23 the furnishing of services which is in excess of that
24 which the senator would charge another.
25 4. USE OF CONFIDENTIAL INFORMATION. A senator in
26 order to further the senator's own economic or other

RESOLUTIONS ADOPTED

27 interests, or those of any other person, shall not
28 disclose or use confidential information acquired in
29 the course of official duties.

30 5. HONORARIA. A senator shall not accept an

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1 honorarium from a restricted donor for a speech,
2 writing for publication, or other similar activity,
3 except as otherwise provided in section 68B.23.
4 6. EMPLOYMENT. A senator shall not accept
5 employment, either directly or indirectly, from a
6 political action committee or from an organization
7 exempt from taxation under section 501(c)(4),
8 501(c)(6), or 527 of the Internal Revenue Code that
9 engages in activities related to the nomination,
10 election, or defeat of a candidate for public office.
11 A senator may accept employment from a political
12 party, but shall disclose the employment relationship
13 in writing to the secretary of the senate within ten
14 days after the beginning of each legislative session.
15 If a senator accepts employment from a political
16 party during a legislative session, the senator shall
17 disclose the employment relationship within ten days
18 after acceptance of the employment.
19 For the purpose of this rule, a political action
20 committee means a committee, but not a candidate's
21 committee, which accepts contributions, makes
22 expenditures, or incurs indebtedness in the aggregate
23 of more than one thousand dollars in any one calendar
24 year to expressly advocate the nomination, election, or
25 defeat of a candidate for public office or to expressly
26 advocate the passage or defeat of a ballot issue or
27 influencing legislative action, or an association,
28 lodge, society, cooperative, union, fraternity,
29 sorority, educational institution, civic organization,
30 labor organization, religious organization, or

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1 professional organization which makes contributions in
2 the aggregate of more than one thousand dollars in any
3 one calendar year to expressly advocate the nomination,
4 election, or defeat of a candidate for public office or
5 ballot issue or influencing legislative action.
6 7. ECONOMIC INTERESTS OF LOBBYIST. With the
7 exception of exercising unfettered discretion in
8 supporting or refusing to support proposed legislation,
9 a senator shall not take action intended to affect the
10 economic interests of a lobbyist or citizen supporting
11 or opposing proposed legislation.
12 8. APPEARANCE BEFORE GOVERNMENTAL AGENCY. A

13 senator may appear before a governmental agency or
14 board in any representation case, except that the
15 senator shall not act as a lobbyist. Whenever a
16 senator appears before a governmental agency or board,
17 the senator shall carefully avoid all conduct which
18 might in any way lead members of the general public
19 to conclude that the senator is using the senator's
20 official position to further the senator's professional
21 success or personal financial interest.

22 9. CONFLICTS OF INTERESTS. In order to permit the
23 general assembly to function effectively, a senator
24 will sometimes be required to vote on bills and
25 participate in committee work which will affect the
26 senator's employment and other monetary interests. In
27 making a decision relative to the senator's activity on
28 given bills or committee work which are subject to the
29 code, the following factors shall be considered:

30 a. Whether a substantial threat to the senator's

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1 independence of judgment has been created by the
2 conflict situation.

3 b. The effect of the senator's participation on
4 public confidence in the integrity of the legislature.

5 c. The need for the senator's particular
6 contribution, such as special knowledge of the
7 subject matter, to the effective functioning of the
8 legislature.

9 10. GIFTS. Except as otherwise provided in section
10 68B.22, a senator, or that person's immediate family
11 member, shall not, directly or indirectly, accept or
12 receive any gift or series of gifts from a restricted
13 donor.

14 11. DISCLOSURE REQUIRED BY SENATORS. Each senator
15 shall file with the secretary of the senate within ten
16 days after the adoption of the code of ethics by the
17 senate, and within ten days after the convening of the
18 second session of the general assembly, a financial
19 statement under section 68B.35 on forms provided by
20 the secretary of the senate setting forth the following
21 information:

22 The nature of each business in which the senator
23 is engaged and the nature of the business of each
24 company in which the senator has a financial interest.
25 A senator shall not be required to file a financial
26 statement or be assumed to have a financial interest
27 if the annual income derived from the investment
28 in stocks, bonds, bills, notes, mortgages, or other
29 securities offered for sale through recognized
30 financial brokers is less than one thousand dollars.

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1 Disclosures required under this rule shall be as
2 of the date filed unless provided to the contrary,
3 and shall be amended to include interests and changes
4 encompassed by this rule that occur while the general
5 assembly is in session. All filings under this rule
6 shall be open to public inspection in the office of the
7 secretary of the senate at all reasonable times.
8 The secretary of the senate shall inform the ethics
9 committee of the financial statements which are filed
10 and shall report to the ethics committee the names
11 of any senators who appear not to have filed complete
12 financial statements. The chairperson of the ethics
13 committee shall request in writing that a senator
14 who has failed to complete the financial statement or
15 appears to have filed an incomplete financial statement
16 do so within five days, and, upon the failure of the
17 senator to comply, the ethics committee shall require
18 the senator to appear before the committee.
19 11A. DISCLOSURE REQUIRED BY CANDIDATES FOR SENATE.
20 Each candidate for senate shall file with the secretary
21 of the senate within fourteen days after the deadline
22 for the filing of nomination papers or fourteen days
23 after the nominating convention, as applicable, a
24 financial statement under section 68B.35 on forms
25 provided by the secretary of the senate setting forth
26 the following information:
27 The nature of each business in which the candidate
28 for senate is engaged and the nature of the business
29 of each company in which the candidate for senate has a
30 financial interest. A candidate for senate shall not

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1 be required to file a financial statement or be assumed
2 to have a financial interest if the annual income
3 derived from the investment in stocks, bonds, bills,
4 notes, mortgages, or other securities offered for sale
5 through recognized financial brokers is less than one
6 thousand dollars.
7 Disclosures required under this rule shall be for
8 the year preceding the year in which the election is to
9 be held. All filings under this rule shall be open to
10 public inspection in the office of the secretary of the
11 senate at all reasonable times.
12 The secretary of the senate shall provide
13 information to persons interested in becoming
14 candidates for senate of the duty to file financial
15 statements under this rule and the applicable
16 deadlines.
17 The secretary of the senate shall inform the ethics

18 committee of the financial statements that are filed
19 and shall report to the ethics committee the names
20 of any candidates for senate who appear not to have
21 filed complete financial statements. The secretary of
22 the senate shall request that a candidate for senate
23 who has failed to complete the financial statement
24 or appears to have filed an incomplete financial
25 report to do so within five days. If a candidate for
26 senate does not file a complete financial statement
27 within five days, the candidate shall be fined fifty
28 dollars, payable to the Iowa senate for deposit in the
29 general fund, and the ethics committee may require the
30 candidate to appear before the committee.

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1 12. STATUTORY VIOLATIONS. Members of the general
2 assembly are urged to familiarize themselves with
3 chapters 68B, 721, and 722.
4 12A. HARASSMENT — RETALIATION. Senators,
5 lobbyists, and clients of lobbyists shall not engage
6 in conduct that constitutes harassment or retaliation
7 as provided in the personnel guidelines for the Iowa
8 Senate.
9 12B. DISCRIMINATION — HARASSMENT — ABUSE. As
10 provided and defined in the personnel guidelines of the
11 Iowa Senate, a senator shall not engage in any act of
12 discrimination, harassment, or abuse of any person.
13 13. CHARGE ACCOUNTS. Senators shall not charge any
14 amount or item to any charge account to be paid for by
15 any lobbyist or any client the lobbyist represents.
16 14. TRAVEL EXPENSES. A senator shall not charge
17 to the state of Iowa amounts for travel and expenses
18 unless the senator actually has incurred those mileage
19 and expense costs. Senators shall not file the
20 vouchers for weekly mileage reimbursement required
21 by section 2.10, subsection 1, unless the travel
22 was actually incurred at commensurate expense to the
23 senator.
24 15. COMPLAINTS. Complaints or charges against any
25 senator, candidate for senate, lobbyist, or client of
26 a lobbyist shall be in writing, made under penalty of
27 perjury, and filed with the secretary of the senate.
28 When filed with the secretary of the senate, the
29 secretary shall immediately advise the chairperson of
30 the ethics committee of the receipt of the complaint.

RESOLUTIONS ADOPTED

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1 Complaint forms shall be available from the
2 secretary of the senate, or the chairperson of the
3 ethics committee, but a complaint shall not be rejected
4 for failure to use an approved form if the complaint
5 substantially complies with senate requirements.

6 A complainant may submit exhibits and affidavits
7 attached to the complaint.

8 16. FILING OF COMPLAINTS.

9 a. *Persons entitled.* Complaints may be filed by
10 any person believing that a senator, candidate for
11 senate, lobbyist, or client of a lobbyist has violated
12 the senate ethics code, the joint rules governing
13 lobbyists, or chapter 68B, as applicable. A violation
14 of the criminal law may be considered to be a violation
15 of this code of ethics if the violation constitutes a
16 serious misdemeanor or greater, or a repetitive and
17 flagrant violation of the law.

18 b. *Committee complaint.* The ethics committee
19 may, upon its own motion, initiate a complaint,
20 investigation, or disciplinary action.

21 17. PERMANENT RECORD. The secretary of the senate
22 shall maintain a permanent record of all complaints
23 filed, evidence received by the committee, and any
24 transcripts or other recordings made of committee
25 proceedings, including a separate file containing
26 the date filed, name and address of the complainant,
27 name and address of the respondent, a brief statement
28 of the charges made, and ultimate disposition of
29 the complaint. The secretary shall keep each such
30 complaint confidential until public disclosure is made

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1 by the ethics committee.

2 18. PREHEARING PROCEDURE.

3 a. *Defective complaint.* Upon receipt of a
4 complaint, the chairperson and ranking member of the
5 ethics committee shall determine whether the complaint
6 substantially complies with the requirements of this
7 code of ethics and section 68B.31, subsection 6. If
8 the complaint does not substantially comply with
9 the requirements for formal sufficiency under the
10 code of ethics, the complaint may be returned to the
11 complainant with a statement that the complaint is not
12 in compliance with the code and a copy of the code. If
13 the complainant fails to amend the complaint to comply
14 with the code within a reasonable time, the chairperson
15 and ranking member may dismiss the complaint with
16 prejudice for failure to prosecute.

17 b. *Service of complaint on respondent.* Upon

18 receipt of any complaint substantially complying
19 with the requirements of this code of ethics, the
20 chairperson of the ethics committee shall cause a copy
21 of the complaint and any supporting information to be
22 delivered promptly to the respondent, requesting a
23 written response to be filed within ten days. At the
24 time delivery is made to the respondent, delivery of
25 copies of the complaint and any supporting information
26 shall be made to legislative staff assigned to the
27 ethics committee. The response may do any of the
28 following:

- 29 (1) Admit or deny the allegation or allegations.
30 (2) Object that the allegation fails to allege a

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1 violation of chapter 68B, the joint rules governing
2 lobbyists, or the code of ethics.
3 (3) Object to the jurisdiction of the committee.
4 (4) Request a more specific statement of the
5 allegation or allegations.
6 c. *Objection to member.* In addition to the
7 items which may be included in a response pursuant
8 to paragraph "b", the response may also include an
9 objection to the participation of any member of the
10 committee in the consideration of the allegation or
11 allegations on the grounds that the member cannot
12 render an impartial and unbiased decision.

13 d. *Extension of time.* At the request of the
14 respondent and upon a showing of good cause, the
15 committee, or the chairperson and ranking member,
16 may extend the time for response, not to exceed ten
17 additional days.

18 e. *Confidentiality.* If a complaint is not
19 otherwise made public by the complainant, the members
20 of the committee and legislative staff assigned to
21 the ethics committee shall treat the complaint and
22 all supporting information as confidential until the
23 written response is received from the respondent.

24 f. *Communications with ethics committee.* After a
25 complaint has been filed or an investigation has been
26 initiated, a party to the complaint or investigation
27 shall not communicate, or cause another to communicate,
28 as to the merits of the complaint or investigation with
29 a member of the committee, except under the following
30 circumstances:

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- 1 (1) During the course of any meetings or other
2 official proceedings of the committee regarding the
3 complaint or investigation.
- 4 (2) In writing, if a copy of the writing is
5 delivered to the adverse party or the designated
6 representative for the adverse party.
- 7 (3) Orally, if adequate prior notice of the
8 communication is given to the adverse party or the
9 designated representative for the adverse party.
- 10 (4) As otherwise authorized by statute, the senate
11 code of ethics, the joint rules governing lobbyists, or
12 vote of the committee.
- 13 g. *Scheduling hearing.* Upon receipt of the
14 response, the committee shall schedule a public meeting
15 to review the complaint and available information, and
16 shall do one of the following:
- 17 (1) Notify the complainant that no further
18 action will be taken, unless further substantiating
19 information is produced.
- 20 (2) Dismiss the complaint for failure to meet the
21 statutory and code of ethics requirements for valid
22 complaints.
- 23 (3) Take action on the complaint without requesting
24 the appointment of an independent special counsel
25 if the committee determines the complaint is valid
26 and determines no dispute exists between the parties
27 regarding the material facts that establish a
28 violation. The committee may do any of the following:
- 29 (a) Issue an admonishment to advise against the
30 conduct that formed the basis for the complaint and to

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- 1 exercise care in the future.
- 2 (b) Issue an order to cease and desist the conduct
3 that formed the basis for the complaint.
- 4 (c) Make a recommendation to the senate that
5 the person subject to the complaint be censured or
6 reprimanded.
- 7 (4) Request that the chief justice of the supreme
8 court appoint an independent special counsel to conduct
9 an investigation of the complaint and supporting
10 information, to make a determination of probable cause,
11 and to report the findings to the committee, which
12 shall be received within a reasonable time.
- 13 h. *Public hearing.* If independent special counsel
14 is appointed, upon receipt of the report of independent
15 special counsel's findings, the committee shall
16 schedule a public meeting to review the report and
17 shall do either of the following:

18 (1) Cause the complaint to be scheduled for a
19 public hearing.
20 (2) Dismiss the complaint based upon a
21 determination by independent special counsel and the
22 committee that insufficient evidence exists to support
23 a finding of probable cause.
24 19. HEARING PROCEDURE.
25 a. *Notice of hearing.* If the committee causes a
26 complaint to be scheduled for a public hearing, notice
27 of the hearing date and time shall be given to the
28 complainant and respondent in writing, and of the
29 respondent's right to appear in person, be represented
30 by legal counsel, present statements and evidence, and

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1 examine and cross-examine witnesses. The committee
2 shall not be bound by formal rules of evidence, but
3 shall receive relevant evidence, subject to limitations
4 on repetitiveness. Any evidence taken shall be under
5 oath.
6 b. *Subpoena power.* The committee may require, by
7 subpoena or otherwise, the attendance and testimony of
8 witnesses and the production of such books, records,
9 correspondence, memoranda, papers, documents, and any
10 other things it deems necessary to the conduct of the
11 inquiry.
12 c. *Ex post facto.* An investigation shall not be
13 undertaken by the committee of a violation of a law,
14 rule, or standard of conduct that is not in effect at
15 the time of violation.
16 d. *Disqualification of member.* Members of the
17 committee may disqualify themselves from participating
18 in any investigation of the conduct of another person
19 upon submission of a written statement that the member
20 cannot render an impartial and unbiased decision
21 in a case. A member may also be disqualified by a
22 unanimous vote of the remaining eligible members of the
23 committee.
24 A member of the committee is ineligible to
25 participate in committee meetings, as a member of the
26 committee, in any proceeding relating to the member's
27 own official conduct.
28 If a member of the committee is disqualified or
29 ineligible to act, the majority or minority leader who
30 appointed the member shall appoint a replacement member

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1 to serve as a member of the committee during the period
2 of disqualification or ineligibility.

3 e. *Hearing.* At the hearing, the chairperson shall
4 open the hearing by stating the charges, the purpose of
5 the hearing, and its scope. The burden of proof rests
6 upon the complainant to establish the facts as alleged,
7 by clear and convincing evidence. However, questioning
8 of witnesses shall be conducted by the members of the
9 committee, by independent special counsel, or by a
10 senator. The chairperson shall also permit questioning
11 by legal counsel representing the complainant or
12 respondent.

13 The chairperson or other member of the committee
14 presiding at a hearing shall rule upon procedural
15 questions or any question of admissibility of evidence
16 presented to the committee. Rulings may be reversed by
17 a majority vote of the committee members present.

18 The committee may continue the hearing to a future
19 date if necessary for appropriate reasons or purposes.
20 f. *Committee action.* Upon receipt of all relevant
21 evidence and arguments, the committee shall consider
22 the same and recommend to the senate any of the
23 following:

24 (1) That the complaint be dismissed.

25 (2) That the senator, candidate for senate,
26 lobbyist, or client of a lobbyist be censured or
27 reprimanded, and recommend the appropriate form of
28 censure or reprimand.

29 (3) Any other appropriate sanction, including
30 suspension or expulsion from membership in the senate,

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1 or suspension of lobbying privileges.

2 g. *Disposition resolution.* By appropriate
3 resolution, the senate may amend, adopt, or reject
4 the report of the ethics committee, including the
5 committee's recommendations regarding disciplinary
6 action.

7 20. COMMITTEE AUTHORIZED TO MEET. The senate
8 ethics committee is authorized to meet at the
9 discretion of the chairperson to conduct hearings and
10 other business that properly may come before it. If
11 the committee submits a report seeking senate action
12 against a senator, candidate for senate, lobbyist, or
13 client of a lobbyist after the second regular session
14 of a general assembly has adjourned sine die, the
15 report shall be submitted to and considered by the
16 subsequent general assembly. However, the report
17 may be submitted to and considered during any special

18 session which may take place after the second regular
19 session of a general assembly has adjourned sine die,
20 but before the convening of the next general assembly.

21 21. ADVISORY OPINIONS.

22 a. *Requests for formal opinions.* A request for a
23 formal advisory opinion may be filed by any person who
24 is subject to the authority of the ethics committee.
25 The ethics committee may also issue a formal advisory
26 opinion on its own motion, without having previously
27 received a formal request for an opinion, on any issue
28 that is within the jurisdiction of the committee.
29 Requests shall be filed with either the secretary of
30 the senate or the chairperson of the ethics committee.

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1 b. *Form and contents of requests.* A request for
2 a formal advisory opinion shall be in writing and
3 may pertain to any subject matter that is related
4 to the application of the senate code of ethics, the
5 joint rules governing lobbyists, or chapter 68B to
6 any person who is subject to the authority of the
7 ethics committee. Requests shall contain one or
8 more specific questions and shall relate either to
9 future conduct or be stated in the hypothetical. A
10 request for an advisory opinion shall not specifically
11 name any individual or contain any other specific
12 identifying information, unless the request relates
13 to the requester's own conduct. However, any request
14 may contain information which identifies the kind
15 of individual who may be affected by the subject
16 matter of the request. Examples of this latter kind
17 of identifying information may include references
18 to conduct of a category of individuals, such as but
19 not limited to conduct of legislators, legislative
20 staff, candidates for senate, lobbyists, or clients of
21 lobbyists.

22 c. *Confidentiality of formal requests and opinions.*
23 Requests for formal opinions are not confidential and
24 any deliberations of the committee regarding a request
25 for a formal opinion shall be public. Opinions issued
26 in response to requests for formal opinions are not
27 confidential, shall be in writing, and shall be placed
28 on file in the office of the secretary of the senate.
29 Persons requesting formal opinions shall personally
30 receive a copy of the written formal opinion that is

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1 issued in response to the request.
 2 22. CALCULATION OF TIME — DAYS. For purposes of
 3 these rules, unless the context otherwise requires,
 4 the word “day” or “days” shall mean a calendar day
 5 except that if the day is the last day of a specific
 6 time period and falls upon a Saturday, Sunday, or legal
 7 holiday, the time prescribed shall be extended so as to
 8 include the whole of the next day in which the offices
 9 of the senate and the general assembly are open for
 10 official business.
 11 23. COMPLAINT FILING FORM. The following form
 12 shall be used to file a complaint under these rules:
 13 THE SENATE
 14 Ethics Complaint Form
 15 Re: _____ (Senator/Candidate
 16 for Senate/Lobbyist/Client of Lobbyist), of
 17 _____, Iowa.
 18 I, _____ (Complainant), residing
 19 at _____, in the City of _____,
 20 State of _____, hereby complain
 21 that _____ (Senator/Candidate
 22 for Senate/Lobbyist/Client of Lobbyist), whose address
 23 is _____, has
 24 violated the Senate Code of Ethics, chapter 68B, or
 25 Joint Rules Governing Lobbyists in that:
 26 (Explain the basis for the complaint here. Use
 27 additional pages, if necessary.)
 28 Under penalty of perjury, I certify that the above
 29 complaint is true and correct as I verily believe.
 30 _____

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1 Signature of Complainant
 2 SUBSCRIBED AND AFFIRMED to before me this _____
 3 day of _____, _____.
 4 _____
 5 Notary Public in and for the
 6 State of _____
 7 24. COMPLAINT NOTICE FORM. The following form
 8 shall be used for notice of a complaint under these
 9 rules:
 10 STATE OF IOWA
 11 THE SENATE
 12 COMMITTEE ON ETHICS)
 13 IOWA STATE SENATE)
 14)
 15 On The Complaint Of) NOTICE OF COMPLAINT
 16)
 17 _____)

18)
 19 And Involving)
 20)
 21 _____)
 22)
 23 TO _____,
 24 Senator or Candidate for Senate or Lobbyist or
 25 Client of Lobbyist named above:
 26 You are hereby notified that there is now on file
 27 with the Secretary of the Senate, State Capitol, Des
 28 Moines, Iowa, a complaint which alleges that you have
 29 committed a violation of the Senate's Code of Ethics,
 30 chapter 68B, or Joint Rules Governing Lobbyists.

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1 A copy of the complaint and the Senate rules for
 2 processing the same are attached hereto and made a part
 3 of this notice.
 4 You are further notified and requested to file your
 5 written answer to the complaint within ten days of the
 6 date upon which the notice was caused to be delivered
 7 to you, (date) _____, _____.
 8 Your answer is to be filed with the Secretary of the
 9 Senate, State Capitol, Des Moines, Iowa.
 10 Dated this _____ day of _____, _____.
 11 _____
 12 Chairperson, Senate Ethics
 13 Committee,
 14 or Secretary of the Senate
 15 25. HEARING NOTICE FORM. The following form shall
 16 be used for notice of a hearing under these rules:
 17 STATE OF IOWA
 18 THE SENATE
 19 COMMITTEE ON ETHICS)
 20 IOWA STATE SENATE)
 21)
 22 On The Complaint Of) NOTICE OF HEARING
 23)
 24 _____)
 25)
 26 And Involving)
 27)
 28 _____)
 29)
 30 TO _____,

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1 Senator or Candidate for Senate or Lobbyist or
 2 Client of Lobbyist named above:
 3 You are hereby notified that there is now on file
 4 with the Secretary of the Senate, State Capitol, Des
 5 Moines, Iowa, a complaint which alleges that you have
 6 committed a violation of the Senate's Code of Ethics,
 7 chapter 68B, or Joint Rules Governing Lobbyists.
 8 A copy of the complaint and the Senate rules for
 9 processing the same are attached hereto and made a part
 10 of this notice.
 11 You are further notified that, after preliminary
 12 review, the committee has caused a public hearing to be
 13 scheduled on (date)_____, _____, at
 14 (hour) _____ (a.m.) (p.m.), in Room _____, State
 15 Capitol, Des Moines, Iowa.
 16 At the hearing, you will have the right to appear
 17 in person, be represented by legal counsel at your own
 18 expense, present statements and evidence, and examine
 19 and cross-examine witnesses. The committee shall
 20 not be bound by formal rules of evidence, but shall
 21 receive relevant evidence, subject to limitations on
 22 repetitiveness. Any evidence taken shall be under
 23 oath.
 24 The committee may continue the hearing to a future
 25 date if necessary for appropriate reasons or purposes.
 26 You are further notified that the committee will
 27 receive such evidence and take such action as warranted
 28 by the evidence.
 29 Dated this _____ day of _____, _____.
 30 _____

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1 Chairperson, Senate Ethics
 2 Committee,
 3 or Secretary of the Senate
 4 26. PERSONAL FINANCIAL DISCLOSURE FORM. The
 5 following form shall be used for disclosure of economic
 6 interests under these rules and section 68B.35:
 7 STATEMENT OF ECONOMIC INTERESTS
 8 Name:_____
 9 (Last) (First) (Middle Initial)
 10 Address:_____
 11 (Street Address, Apt.#/P.O. Box)
 12 _____
 13 (City) (State) (Zip)
 14 Phone:(Home) ____/____-(Business) ____/____-_____
 15 *****
 16 a. Please list each business, occupation, or
 17 profession in which you are engaged. In listing

18 the business, occupation, or profession, it is
19 not necessary that your employer or the name of
20 the business be listed, although all businesses,
21 occupations, or professions must be listed, regardless
22 of the amount of income derived or time spent
23 participating in the activity. (Examples of types
24 of businesses, occupations, or professions that may
25 be listed: teacher, lawyer, legislator, real estate
26 agent, insurance adjuster, salesperson....)
27 (1) _____
28 (2) _____
29 (3) _____
30 (4) _____

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1 (5) _____
2 b. Please list the nature of each of the
3 businesses, occupations, or professions which you
4 listed in paragraph “a”, above, unless the nature of
5 the business, occupation, or profession is already
6 apparent from the information indicated above. The
7 descriptions in this paragraph should correspond by
8 number to the numbers for each of the businesses,
9 occupations, or professions listed in paragraph “a”.
10 (Examples: If you indicated, for example, that you
11 were a salesperson in subparagraph (1) of paragraph
12 “a”, you should list in subparagraph (1) of this
13 paragraph the types of goods or services sold in this
14 item. If you indicated that you were a teacher in
15 subparagraph (2) of paragraph “a”, you should indicate
16 in subparagraph (2) of this paragraph the type of
17 school or institution in which you provide instruction
18 or whether the instruction is provided on a private
19 basis. If you indicated that you were a lawyer in
20 subparagraph (3) of paragraph “a”, you should indicate
21 your areas of practice and whether you are in private,
22 corporate, or government practice in subparagraph (3)
23 of this paragraph. If you indicated in subparagraph
24 (4) of paragraph “a” that you were a consultant, in
25 subparagraph (4) of this paragraph you should indicate
26 the kind of services provided and types of clients
27 served.)
28 (1) _____
29 (2) _____
30 (3) _____

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1 (4) _____
2 (5) _____
3 c. Please list each source, by general description,
4 from which you receive, or which generates, more than
5 one thousand dollars in gross annual income in the
6 categories listed below. For purposes of this item,
7 a source produces gross annual income if the revenue
8 produced by the source is subject to federal or state
9 income taxes. In completing this item, it is not
10 necessary to list the name of the company, business,
11 financial institution, corporation, partnership, or
12 other entity which constitutes the source of the income
13 and the amount or value of the holding should not be
14 listed.
15 (1) Securities (Here for example, you need not
16 state that you own X number of shares of any specific
17 company by brand or corporate name, or that the stock
18 is of a certain value, but may instead state that you
19 possess stock in a company and indicate the nature of
20 the company's business.):
21 _____
22 _____
23 _____
24 _____
25 _____
26 (2) Instruments of Financial Institutions (You
27 need not indicate, for example, in which institutions
28 you hold certificates of deposit that produce annual
29 income over the one thousand dollar threshold, but
30 simply listing the nature of the institution will

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1 suffice, e.g., bank, credit union, or savings and loan
2 association.):
3 _____
4 _____
5 _____
6 _____
7 _____
8 (3) Trusts (The name of the particular trust need
9 not be listed. However, if the income is received
10 from a charitable trust/foundation, such as the Pugh
11 Charitable Trust, in the form of a grant, the fact that
12 the trust is a charitable trust should be noted here.):
13 _____
14 _____
15 _____
16 _____
17 _____

18 (4) Real Estate (When listing real estate, it is
19 not necessary to list the location of the property, but
20 the general nature of the real estate interest should
21 be indicated, e.g., residential leasehold interest or
22 farm leasehold interest.):
23 _____
24 _____
25 _____
26 _____
27 _____

28 (5) Retirement Systems (When listing retirement
29 benefits, it is not necessary to list the name of
30 the particular pension system or company, but rather

Page 26

1 the type of benefit should be listed, e.g., health
2 benefits, life insurance benefits, private pension, or
3 government pension.):
4 _____
5 _____
6 _____
7 _____
8 _____
9 (Signature of filer) (Date)

Senate Resolution 3: filed February 27, 2023; adopted by the Senate on February 28, 2023.

SENATE RESOLUTION 3
By Kraayenbrink

1 A resolution designating February 28, 2023, as
2 Community College Day.
3 WHEREAS, the first junior college in Iowa, a
4 two-year postsecondary educational institution, was
5 established in Mason City in 1918; and
6 WHEREAS, credit enrollment in community colleges in
7 Iowa has increased progressively since their inception,
8 with nearly 118,000 students taking over 1.5 million
9 credit hours in the last calendar year; and
10 WHEREAS, minority enrollment in community colleges
11 in Iowa continues to increase, with a record high of
12 24.3 percent recorded in the last academic year; and
13 WHEREAS, more than 17,000 credit awards were
14 successfully achieved by students in the last academic
15 year, and 15.7 percent of students continued their
16 education at a four-year school after receiving an
17 award; and
18 WHEREAS, in the last academic year, the Iowa Skilled
19 Worker and Job Creation Fund provided training and

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20 support to more than 1,000 Gap Tuition Assistance
 21 Program participants, 2,800 Pathways for Academic
 22 Career and Employment Program (PACE) participants,
 23 and 95,000 teachers and kindergarten through grade
 24 12 students who engaged in work-based learning
 25 opportunities; NOW THEREFORE,
 26 BE IT RESOLVED BY THE SENATE, That the Senate
 27 designates February 28, 2023, as Community College Day
 28 to educate others about the success that community

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- 1 colleges have had, continue to have, and will have in
- 2 the future for Iowa's students, workforce, and economy.

Senate Resolution 6: filed March 14, 2023; adopted by the Senate on March 22, 2023.

SENATE RESOLUTION 6

By Shipley

1 A resolution honoring and congratulating John D.
 2 Lawrence for his dedicated service to Iowa State
 3 University of Science and Technology, the State of
 4 Iowa, and all Iowans.
 5 WHEREAS, John D. Lawrence was raised on a crop and
 6 livestock farm in southwest Iowa; and
 7 WHEREAS, John graduated from Iowa State University
 8 of Science and Technology (Iowa State University),
 9 earning his bachelor's degree in animal science and his
 10 master's degree in economics; and
 11 WHEREAS, John served as a professor of economics and
 12 has served Iowa State University and the people of Iowa
 13 in leading roles since 1991, including Interim Chair
 14 of the Department of Animal Science, Associate Dean of
 15 Extension and Outreach in the College of Agriculture
 16 and Life Sciences, Director of Agriculture and Natural
 17 Resources Extension, Assistant Director of the Iowa
 18 Agriculture and Home Economics Experiment Station,
 19 Director of the Iowa Beef Center, Interim Director of
 20 the Center for Agricultural Law and Taxation, Interim
 21 Director of the Beginning Farmer Center, and Interim
 22 Director of the Iowa Nutrient Research Center; and
 23 WHEREAS, John, as Iowa State University's Vice
 24 President for Extension and Outreach, has led
 25 approximately 900 extension faculty and staff in
 26 engaging all Iowans in research, education, and
 27 extension experiences to address real-life challenges
 28 and prepare for a thriving future; and

Page 2

1 WHEREAS, John has ensured that extension educational
2 programs in agriculture and natural resources grow the
3 economic base of Iowa agriculture, that community and
4 economic development programs empower communities to
5 shape their own futures, that 4-H youth development
6 programs empower Iowa youth to reach their full
7 potential, and that human sciences programs empower
8 Iowans to live their best lives every day; and
9 WHEREAS, John has developed relationships with
10 partnering organizations throughout the state and
11 extension councils in every county who support what
12 Iowans value – a strong Iowa; and
13 WHEREAS, John has served as an example to, and
14 guided the development of, the next generation of
15 extension professionals – ensuring that extension and
16 outreach programs will continue to deliver on Iowa
17 State University's land-grant mission and engage Iowans
18 with the research, educational, and technological
19 resources of the university in partnership with
20 federal, state, and county governments; and
21 WHEREAS, John represented the College of Agriculture
22 and Life Sciences as a co-leader with Iowa Department
23 of Agriculture and Land Stewardship and Iowa Department
24 of Natural Resources in developing and implementing
25 Iowa's Nutrient Reduction Strategy, a science and
26 technology-based approach to assess and reduce
27 nutrients delivered to Iowa waterways and the Gulf of
28 Mexico; and
29 WHEREAS, John has received many awards throughout
30 his career, including the Iowa Secretary of Agriculture

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1 Leader Award in 2017 for his work as part of the Iowa
2 Nutrient Reduction Strategy Science Team, the 2009
3 Iowa State University Extension Meritorious Service
4 Award, and the 2004 Dean's Citation for Extraordinary
5 Contributions to the College of Agriculture and Life
6 Sciences, as well as being named by Iowa Farmer Today
7 as one of the 25 most influential people in Iowa
8 agriculture from 1984-2009, and receiving the 2022
9 Iowa Cattlemen's Association Hall of Fame award; NOW
10 THEREFORE,
11 BE IT RESOLVED BY THE SENATE, That John D. Lawrence
12 be publicly recognized for his years of dedicated
13 service to Iowa State University, the state of Iowa,
14 and all Iowans; and
15 BE IT FURTHER RESOLVED, That a formal copy of this
16 resolution be presented to John D. Lawrence, with the
17 sincere appreciation and best wishes of the Senate.

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Senate Resolution 10: filed April 5, 2023; adopted by the Senate on April 12, 2023.

SENATE RESOLUTION 10

By Whitver

- 1 A resolution deferring action on the confirmation of
- 2 certain appointments.
- 3 BE IT RESOLVED BY THE SENATE, That the Senate, under
- 4 the provisions of section 2.32, subsections 5 and 7,
- 5 defers the consideration of the confirmation of all
- 6 appointments that have been or are submitted by the
- 7 Governor or by an appointing authority other than the
- 8 Governor by, on, or after April 15, 2023, and that have
- 9 not yet been confirmed by the Senate by April 15, 2023.

Senate Resolution 12: filed July 11, 2023; adopted by the Senate on July 11, 2023.

SENATE RESOLUTION 12

By Committee on Rules and Administration

- 1 A resolution amending Senate Rules for the Ninetieth
- 2 General Assembly.
- 3 BE IT RESOLVED BY THE SENATE, That the Senate Rules
- 4 for the Ninetieth General Assembly, as adopted by
- 5 motion during the 2023 Regular Session of the Ninetieth
- 6 General Assembly, are amended as follows:
- 7 Rule 7
- 8 Order and Time of Business — First Extraordinary
- 9 Session, July 2023
- 10 1. On or before 9:15 a.m. on July 11, 2023, the
- 11 senate shall conclude debate and vote on the adoption
- 12 of Senate Concurrent Resolution 8 or House Concurrent
- 13 Resolution 10 to provide for the business of the 2023
- 14 First Extraordinary Session of the Ninetieth General
- 15 Assembly pursuant to joint rule 3.
- 16 2. Both parties may utilize the time after the
- 17 morning recess of the senate and prior to the 11:00
- 18 a.m. convening of the senate state government committee
- 19 on July 11, 2023, for party caucuses.
- 20 3. The senate state government committee shall meet
- 21 at 11:00 a.m. on July 11, 2023. The order of business
- 22 of the committee shall be as follows:
- 23 a. Call to order.
- 24 b. Roll call.
- 25 c. Approval of the minutes from the previous
- 26 meeting.
- 27 d. Consideration of Senate Study Bill 1223 by a
- 28 subcommittee of the whole.

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1 e. Consideration of Senate Study Bill 1223 by the
2 senate state government committee.
3 f. For purposes of the senate state government
4 committee meeting, all proposed committee amendments
5 shall be prepared and distributed to the committee no
6 later than 11:00 a.m. on July 11, 2023.
7 g. On or before 2:00 p.m. on July 11, 2023, all
8 debate shall cease and the senate state government
9 committee shall vote on all amendments, motions, and
10 final action on Senate Study Bill 1223.
11 h. For purposes of Senate Study Bill 1223 and any
12 successor, rule 40, unnumbered paragraph 2, is not
13 applicable.
14 4. Both parties may utilize the time after the
15 conclusion of the senate state government committee and
16 prior to the senate reconvening at 4:00 p.m. on July
17 11, 2023, for party caucuses.
18 5. Any bill approved by the senate state government
19 committee on July 11, 2023, shall be eligible for
20 immediate consideration by the senate.
21 6. The senate shall reconvene at 4:00 p.m. on July
22 11, 2023, for the consideration of Senate File 579 or
23 House File 732. All proposed amendments to Senate File
24 579 or House File 732 shall be filed and made available
25 electronically to the senate no later than 4:00 p.m.
26 on July 11, 2023.
27 7. On or before 11:00 p.m. on July 11, 2023, all
28 debate shall cease and the senate shall vote on all
29 amendments, motions, and final passage of Senate File
30 579 or House File 732.

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1 8. For any other senate rule not addressed in this
2 rule 7, the senate rules as previously adopted shall
3 remain in effect.

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ROZENBOOM, KEN – Senator, Marion County; Republican

Amendments filed – 325, 330, 670, 671, 738, 861

Amendments offered – 330, 670, 671, 822, 861

Amendments withdrawn – 330

Bills and resolutions introduced – 139, 157, 305, 893

Bill subcommittee assignments – 83, 102, 119, 143, 151, 152, 178, 196, 257,
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SALMON, SANDY – Senator, Bremer County; Republican

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Bill subcommittee assignments – 82, 83, 119, 120, 143, 152, 153, 177, 178, 185, 196, 217, 231, 256, 267, 322, 361, 362, 372, 393, 394, 425, 570, 646, 703, 1120

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SCHULTZ, JASON – Senator, Crawford County; Republican

Amendments filed – 282, 522, 980

Amendments offered – 282, 522, 980, 1069

Bills and resolutions introduced – 157, 184, 191, 206, 295, 305, 893

Bill subcommittee assignments – 81, 82, 119, 120, 144, 151, 152, 169, 178, 185, 209, 216–218, 257, 276, 298, 299, 315, 316, 323, 324, 341, 361, 362, 372, 373, 394, 438, 439, 450, 543, 569, 591, 633, 697, 724, 734, 735, 757, 917, 918, 1032, 1120

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SHIPLEY, TOM – Senator, Adams County; Republican

Amendments filed – 541, 549, 592, 637, 810, 967

Amendments offered – 563, 637, 643, 810, 967

Amendments withdrawn – 967

Bills and resolutions introduced – 157, 174, 229, 272, 273, 295, 305, 314, 359, 367, 406, 408, 569, 893

Bill subcommittee assignments – 81, 82, 102, 103, 120, 145, 158, 159, 169, 170, 178, 196, 197, 219, 231, 275, 298, 299, 307, 308, 316, 341, 342, 370, 372, 373, 394, 409, 410, 425, 426, 439, 440, 645, 646, 697

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SINCLAIR, AMY – Senator, Wayne County; President of the Senate, Republican

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Amendments filed – 162

Amendments offered – 162

Bills and resolutions introduced – 97, 184, 191, 194, 305, 312, 893

Bill subcommittee assignments – 83, 102, 196, 231, 308, 342, 393, 591, 704, 1120

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Committee meeting reports – 113, 181, 228, 334, 386, 446, 644, 711, 755, 894, 1119

Committee reports on bills – 188, 233, 234, 258, 259, 344, 352, 353, 398, 413, 414, 429, 453, 454, 469–471, 647, 648, 717, 718, 726, 727, 1120

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SWEENEY, ANNETTE – Senator, Hardin County; Republican

Amendments filed – 567, 592, 635, 980
 Amendments offered – 567, 952, 980
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TAYLOR, JEFF – Senator, Sioux County; Republican

Amendments filed – 209, 701, 989, 1049, 1050
 Amendments offered – 989, 1041, 1049, 1050
 Bills and resolutions introduced – 75, 77, 78, 99, 139, 156, 157, 167, 194, 305, 336, 678, 893, 1062
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TAYLOR, TODD E. – Senator, Linn County; Democrat

Amendments filed – 224, 246–248, 283, 284, 522, 913, 1016, 1017, 1104
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- Appointees, investigation of – 611, 690, 762
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- Bills and resolutions introduced – 192, 193, 195, 265, 387, 388, 391, 458, 460–464, 494
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- Committee meeting reports – 95, 190, 251, 387, 457, 677, 756
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TRONE GARRIOTT, SARAH – Senator, Dallas County; Democratic Whip

- Amendments filed – 224, 246–248, 524, 666, 857, 1104, 1110
- Amendments offered – 524, 666, 1104, 1110
- Bills and resolutions introduced – 98–100, 114–116, 150, 174, 175, 212, 213, 254, 305, 306, 321, 335, 336, 338, 339, 351, 405, 407, 420, 422, 433, 436, 447, 448
- Bill subcommittee assignments – 82, 83, 102, 142, 144, 153, 178, 185, 196, 209, 216–219, 231, 256, 267, 276, 323, 324, 351, 362, 371, 393–395, 409, 425, 438, 450, 464, 465, 497, 570, 645, 646, 703
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Appointments to – 51

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Bills referred to – 45, 47, 76, 99, 117, 139, 149, 157, 173, 294, 304, 349, 357, 447, 1091, 1092

Committee meeting reports – 74, 138, 264, 311, 403, 433, 742, 841

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WAHLS, ZACH – Senator, Johnson County; Minority Leader, Democrat

Addresses to Senate – 6, 1080

Amendments filed – 224, 246–248, 283, 284, 380, 524, 526, 535, 1104

Amendments offered – 283, 380, 524, 526, 535

Bills and resolutions introduced – 98–100, 114–116, 150, 175, 254, 305, 306, 321, 335, 336, 338, 339, 351, 405, 420, 422, 436, 447, 893

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Amendments filed – 597, 1002, 1003, 1063

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WEBSTER, SCOTT – Senator, Scott County; Republican

Amendments filed – 541, 556, 571, 629, 769, 867, 1033

Amendments offered – 585, 635, 867, 883, 1042

Amendments withdrawn – 1056

Bills and resolutions introduced – 44, 77, 96, 97, 99, 183, 229, 305, 313, 357, 358, 389, 423, 893

Bill subcommittee assignments – 81–83, 102, 119, 142, 144, 145, 158, 159, 170, 178, 196, 197, 208, 209, 232, 256, 257, 275, 298, 315, 323, 324, 341, 342, 361, 370–373, 393–395, 425, 426, 439, 440, 465, 569, 570, 591, 645, 646, 679, 697, 704, 707

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WEINER, JANICE – Senator, Johnson County; Democrat

Amendments filed – 224, 246–248, 283, 284, 525, 585, 994, 1104, 1105, 1108, 1110

Amendments offered – 246, 525, 585, 1105, 1108, 1110

Bills and resolutions introduced – 98–100, 114–117, 139, 150, 174, 175, 254, 305, 306, 321, 335, 336, 338, 339, 351, 390, 405, 408, 420, 422, 436, 449, 893

Bill subcommittee assignments – 82, 102, 119, 120, 142, 145, 151, 152, 170, 179, 196, 218, 219, 232, 256, 257, 276, 298, 307, 315, 316, 322, 324, 342, 343, 361, 362, 370, 371, 373, 394, 410, 426, 439, 440, 450, 465, 569, 645, 646, 697, 703, 1120

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WESTRICH, CHERIELYNN – Senator, Wapello County; Republican

Amendments filed – 209, 541

Bills and resolutions introduced – 139, 157, 167, 193, 194, 205, 206, 229, 272, 273, 305, 335, 337, 338, 358, 678, 893, 1062

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WHITVER, JACK – Senator, Polk County; Majority Leader, Republican

Addresses to Senate – 9, 1082

Amendments filed – 1099

Amendments offered – 1099

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WINCKLER, CINDY – Senator, Scott County; Democrat

Amendments filed – 224, 246–248, 529, 1104, 1109

Amendments offered – 529, 1109

Bills and resolutions introduced – 98–100, 114–116, 139, 150, 174, 175, 254, 305, 338, 339, 351, 405, 436, 459, 893
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ZAUN, BRAD – Senator, Polk County; President Pro Tempore, Republican

Amendments filed – 588, 926, 996
Amendments offered – 588, 877, 926, 996
Bills and resolutions introduced – 42–47, 97, 115, 139, 157, 194, 229, 272, 273, 295, 305, 312, 313, 359, 389, 423, 678
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ZUMBACH, DAN – Senator, Delaware County; Republican

Amendments filed – 897, 957
Amendments offered – 869, 928, 957, 1013
Bills and resolutions introduced – 294, 305
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