

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, MARCH 5, 2015

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JOURNAL OF THE SENATE

FIFTY-THIRD CALENDAR DAY
THIRTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 5, 2015

The Senate met in regular session at 9:00 a.m., President Jochum presiding.

Prayer was offered by Pastor Eric Weaver of the First Baptist Church in Forest City, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sally Ropes.

The Journal of Wednesday, March 4, 2015, was approved.

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate Files 347, 348, 382, and 396** be referred from the Regular Calendar to the committee on **Ways and Means**; and **Senate Files 295 and 393** be referred from the Regular Calendar to the committee on **Appropriations**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:46 a.m. until 1:00 p.m., Monday, March 9, 2015.

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 COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

Annual Report, pursuant to Iowa Code section 312.3B. Report received on March 5, 2015.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

Annual Report, pursuant to Iowa Code section 411.5. Report received on March 5, 2015.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD

Progress and Activities Report, pursuant to Iowa Code section 455G.4(6). Report received on March 5, 2015.

IOWA SCHOOLS JOINT INVESTMENT TRUST

Annual Financial Report, pursuant to Iowa Code section 12B.10A. Report received on March 5, 2015.

REPORTS OF COMMITTEE MEETINGS**EDUCATION**

Convened: Wednesday, March 4, 2015, 4:00 p.m.

Recessed: 4:05 p.m.

Reconvened: 4:10 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Passed SFs 255, 281, and 356; and SSBs 1053, 1234, and 1239.

Adjourned: 5:00 p.m.

HUMAN RESOURCES

Convened: Thursday, March 5, 2015, 12:10 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Passed [SF 302](#) and SSBs 1021, 1136, 1181, 1182, 1208, and 1253, all as amended; and passed [SSB 1210](#).

Adjourned: 1:30 p.m.

JUDICIARY

Convened: Wednesday, March 4, 2015, 3:05 p.m.

Members Present: Sodders, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed SFs 107, 152, and 296; and SSBs 1176 and 1196.

Adjourned: 3:55 p.m.

ALSO:

Convened: Thursday, March 5, 2015, 10:35 a.m.

Members Present: Sodders, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed [SF 312](#); and SSBs 1026, 1185, 1230, 1247, 1261, and 1263.

Adjourned: 12:10 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, March 5, 2015, 1:30 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Passed [SSB 1258](#).

Adjourned: 1:35 p.m.

VETERANS AFFAIRS

Convened: Thursday, March 5, 2015, 11:40 a.m.

Members Present: Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Chelgren, Costello, Danielson, Hart, Ragan, Rozenboom, Sodders.

Members Absent: None.

Committee Business: Passed [SF 288](#), as amended.

Adjourned: 11:45 a.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 14](#), by Chelgren, a resolution urging the Congress of the United States to enact legislation allocating transportation infrastructure funds as a block grant for states to spend without being subject to burdensome federal regulations.

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

INTRODUCTION OF BILLS

[Senate File 397](#), by committee on Transportation, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 398](#), by Bertrand, Anderson, Shipley, Feenstra, Breitbach, Sinclair, Rozenboom, Chapman, Smith, Kapucian, Johnson, Segebart, Garrett, Behn, Zumbach, and Whitver, a bill for an act relating to the state wage payment collection law and making an appropriation.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

[Senate File 399](#), by committee on State Government, a bill for an act relating to radon control and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 400](#), by Bertrand, Anderson, Shipley, Chelgren, Whitver, Johnson, Guth, Kapucian, Rozenboom, Segebart, Schultz, Zumbach, Breitbach, Behn, Sinclair, Costello, and Dix, a bill for an act relating to the carrying and possession of weapons and providing penalties.

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

[Senate File 401](#), by committee on Human Resources, a bill for an act relating to the placement in a subacute care facility of a respondent pursuant to an application for involuntary commitment and after a hospitalization hearing.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 402](#), by committee on Human Resources, a bill for an act relating to the state mental health institutes at Clarinda and Mount Pleasant.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 403](#), by committee on State Government, a bill for an act relating to expenditures of moneys from the E911 emergency communications fund.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 404](#), by committee on Judiciary, a bill for an act relating to the certification and regulation of shorthand reporters.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 405](#), by committee on Judiciary, a bill for an act relating to the issuance of temporary restricted licenses for employment purposes.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 406](#), by committee on Labor and Business Relations, a bill for an act requiring that disconnection devices be installed for certain distributed electric generation facilities, providing penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 407](#), by committee on Local Government, a bill for an act relating to employee residency qualifications in cities with a civil service commission.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 408](#), by committee on Education, a bill for an act relating to the development and administration of Iowa innovation learning spaces by the science, technology, engineering, and mathematics collaborative initiative at the university of northern Iowa.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 409](#), by committee on Education, a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 410](#), by committee on Human Resources, a bill for an act relating to drug overdose prevention, including by limiting criminal and civil liability, and modifying penalties.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 411](#), by committee on Human Resources, a bill for an act creating a disaster case management grant fund and program.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 412](#), by committee on Human Resources, a bill for an act relating to child welfare, including provisions relating to child in need of assistance and delinquency cases.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 413](#), by committee on State Government, a bill for an act relating to allowable disclosures of radon testing results.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 414](#), by committee on State Government, a bill for an act providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 415](#), by committee on State Government, a bill for an act related to elections administration and election officials.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 416](#), by committee on Judiciary, a bill for an act relating to the unauthorized placement of a global positioning device, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 417](#), by Bertrand, a bill for an act relating to the definition of person from the moment of conception until natural death under the criminal code.

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

[Senate File 418](#), by Chelgren, a bill for an act relating to carrying weapons in or on the grounds of a school or courthouse by employees, and the payment of fees.

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

[Senate File 419](#), by Chelgren, a bill for an act relating to strikes and disputes arising in public employment, making penalties applicable, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

[Senate File 420](#), by Chelgren, a bill for an act relating to the school start date and providing for a school foundation aid reduction for early school starts based upon the number of students excused to attend the Iowa state fair.

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

[Senate File 421](#), by Chelgren, a bill for an act relating to contract payments made by the state or an agency of the state to Iowa residents and businesses.

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

STUDY BILL RECEIVED

[SSB 1263](#) **Judiciary**

Relating to the making, transferring, and possession of firearms and suppressors, and providing penalties.

SUBCOMMITTEE ASSIGNMENTS

[Senate Joint Resolution 10](#)

STATE GOVERNMENT: Danielson, Chair; Dvorsky and Whitver

[Senate File 374](#)

EDUCATION: Schoenjahn, Chair; Dvorsky and Kraayenbrink

[Senate File 380](#)

EDUCATION: Schoenjahn, Chair; Behn and Dvorsky

[Senate File 387](#)

STATE GOVERNMENT: Danielson, Chair; Dvorsky and Schultz

[Senate File 389](#)

HUMAN RESOURCES: Bolkcom, Chair; Chelgren and Dotzler

[Senate File 398](#)

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bertrand and Courtney

SSB 1263

JUDICIARY: Sodders, Chair; Bisignano and Schneider

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: [SENATE FILE 408](#) (formerly [SF 356](#)), a bill for an act relating to the development and administration of Iowa innovation learning spaces by the science, technology, engineering, and mathematics collaborative initiative at the university of northern Iowa.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 409](#) (formerly [SF 255](#)), a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Quirnbach, Schoenjahn, Sinclair, Bowman, Dvorsky, Hart, Hogg, Kinney, Kraayenbrink, Mathis, and Wilhelm. Nays, 4: Behn, Johnson, Schultz, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: [SENATE FILE 401 \(SSB 1240\)](#), a bill for an act relating to the placement in a subacute care facility of a respondent pursuant to an application for involuntary commitment and after a hospitalization hearing.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolckom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 402](#) (formerly [SF 308](#)), a bill for an act relating to the state mental health institutes at Clarinda and Mount Pleasant.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolkcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 410](#) ([SSB 1209](#)), a bill for an act relating to drug overdose prevention, including by limiting criminal and civil liability, and modifying penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolkcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 411](#) (formerly [SF 307](#)), a bill for an act creating a disaster case management grant fund and program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolkcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 412](#) ([SSB 1180](#)), a bill for an act relating to child welfare, including provisions relating to child in need of assistance and delinquency cases.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolkcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on [Senate File 412](#), and they were attached to the committee report.

JUDICIARY

Bill Title: *[SENATE FILE 404 \(SSB 1089\)](#), a bill for an act relating to the certification and regulation of shorthand reporters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, 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 404](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 405 \(SSB 1196\)](#), a bill for an act relating to the issuance of temporary restricted licenses for employment purposes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 416](#) (formerly [SF 296](#)), a bill for an act relating to the unauthorized placement of a global positioning device, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: [SENATE FILE 406 \(SSB 1237\)](#), a bill for an act requiring that disconnection devices be installed for certain distributed electric generation facilities, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bisignano, Shipley, Bertrand, Brase, Costello, Courtney, Dearden, Dotzler, Soddors, and Whitver. Nays, none. Absent, 1: Seng.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: *[SENATE FILE 407](#) (formerly [SF 355](#)), a bill for an act relating to employee residency qualifications in cities with a civil service commission.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Taylor, Wilhelm, Smith, Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirnbach, and Sinclair. Nays, none. Absent, 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 407](#), and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *[SENATE FILE 399](#) ([SSB 1122](#)), a bill for an act relating to radon control and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Danielson, Courtney, Bowman, Dearden, Dvorsky, Horn, McCoy, Petersen, and Schoenjahn. Nays, 6: Bertrand, Chapman, Feenstra, Johnson, Schultz, and Whitver. Absent, 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 399](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 403](#) ([SSB 1131](#)), a bill for an act relating to expenditures of moneys from the E911 emergency communications fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Danielson, Bertrand, Bowman, Dearden, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, and Schultz. Nays, 3: Courtney, Chapman, and Whitver. Present, 1: Dvorsky. Absent, 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 403](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 413 \(SSB 1155\)](#), a bill for an act relating to allowable disclosures of radon testing results.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Present, 1: Chapman. Absent, 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 413](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 414 \(SSB 1170\)](#), a bill for an act providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 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 414](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 415 \(SSB 1215\)](#), a bill for an act related to elections administration and election officials.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 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 415](#), and they were attached to the committee report.

TRANSPORTATION

Bill Title: *[SENATE FILE 397 \(SSB 1069\)](#), a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirnbach, and Smith. Nays, none. Absent, 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 397](#), and they were attached to the committee report.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 5, 2015, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 173](#) – Relating to school district property tax replacement payments and including effective date provisions.