

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, APRIL 2, 2015

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JOURNAL OF THE SENATE

EIGHTY-FIRST CALENDAR DAY
FORTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 2, 2015

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

Prayer was offered by the Honorable Pam Jochum, president of the Senate from Dubuque County, Dubuque, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kenten Kingsbury.

The Journal of Wednesday, April 1, 2015, 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 1, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 488](#), a bill for an act relating to the programs of the Iowa commission on volunteer service by establishing an Iowa reading corps and specifying uses of funds.

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

[House File 588](#), a bill for an act relating to the issuance of persons with disabilities removable windshield parking placards, and including effective date and applicability provisions.

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

[House File 599](#), a bill for an act relating to the division of assets and liabilities of school districts involved in a reorganization or dissolution and including applicability provisions.

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

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Charles Palmer, the governor's appointee to be Director of the Department of Human Services. He was the guest of Senators Ragan and Segebart and the committee on Human Resources.

SPECIAL GUEST

Senator Hart introduced to the Senate chamber the former Prime Minister of Iceland, Johanna Sigurdardottir.

The Senate rose and expressed its welcome.

BILLS PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Gronstal asked and received unanimous consent that the following bills be placed on the Unfinished Business Calendar:

[S.F. 229](#) and attached [H.F. 381](#)

[S.F. 236](#)

[S.F. 337](#) and attached [H.F. 203](#)

[S.F. 383](#) and attached [H.F. 585](#)

[S.F. 406](#) and attached [H.F. 548](#)

[S.F. 422](#) and attached [H.F. 563](#)

[S.F. 443](#) and attached [H.F. 550](#)

[S.F. 472](#)

[S.F. 476](#)

[S.F. 482](#)

[S.F. 483](#)

[S.F. 484](#)

[S.F. 485](#)

[S.F. 486](#)

[S.F. 487](#)

[S.F. 488](#)

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that the following bills on the Senate Calendar be referred to committee:

[S.F. 180](#) to Judiciary
[S.F. 221](#) to Judiciary
[S.F. 291](#) to Transportation
[S.F. 293](#) to Education
[S.F. 313](#) to Labor and Business Relations
[S.F. 314](#) to Labor and Business Relations
[S.F. 322](#) to State Government
[S.F. 328](#) to State Government
[S.F. 372](#) to State Government
[S.F. 399](#) to State Government
[S.F. 405](#) to Judiciary
[S.F. 408](#) to Appropriations
[S.F. 429](#) to Education
[S.F. 432](#) to Education
[S.F. 444](#) to State Government
[S.F. 446](#) to Veterans Affairs
[S.F. 458](#) to State Government
[S.F. 465](#) to Human Resources

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:22 a.m. until 1:00 p.m., Monday, April 6, 2015.

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 REVENUE

Retailer Motor Fuel Gallons Annual Report, pursuant to Iowa Code section 452A.33. Report received on April 2, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Bonnie Tibbetts, Waterloo—For celebrating her 90th birthday. Senator Dotzler.

REPORTS OF COMMITTEE MEETINGS**EDUCATION**

Convened: Thursday, April 2, 2015, 10:05 a.m.

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

Members Absent: Kraayenbrink (excused).

Committee Business: Passed HF's 421, 488, 515, and 599.

Adjourned: 10:15 a.m.

HUMAN RESOURCES

Convened: Thursday, April 2, 2015, 11:05 a.m.

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

Members Absent: Chelgren (excused).

Committee Business: Discussed HF's 449, 510, 534, and 579.

Adjourned: 11:40 a.m.

JUDICIARY

Convened: Thursday, April 2, 2015, 12:35 p.m.

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

Members Absent: None.

Committee Business: Passed HF 6, as amended; and HF 172, 558, 567, and 569.

Adjourned: 1:05 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Thursday, April 2, 2015, 10:05 a.m.

Members Present: Bisignano, Chair; Seng, Vice Chair; Shipley, Ranking Member; Brase, Costello, Dearden, Dotzler, Soddors, and Whitver.

Members Absent: Bertrand and Courtney (both excused).

Committee Business: Passed [HF 259](#); and passed HF 286 and 397, as amended.

Adjourned: 10:30 a.m.

LOCAL GOVERNMENT

Convened: Thursday, April 2, 2015, 10:30 a.m.

Members Present: Taylor, Chair; Wilhelm, Vice Chair; Smith, Ranking Member; Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirnbach, and Sinclair.

Members Absent: None.

Committee Business: Passed [HF 507](#), as amended; and [HF 529](#).

Adjourned: 11:00 a.m.

TRANSPORTATION

Convened: Thursday, April 2, 2015, 11:00 a.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Dearden, Horn, McCoy, Quirnbach, and Smith.

Members Absent: Feenstra and Kraayenbrink (both excused).

Committee Business: Discussed [HF 394](#); passed [HF 588](#) and [HF 597](#), as amended.

Adjourned: 12:00 p.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 25](#), by Danielson and Bertrand, a resolution honoring the University of Northern Iowa men's basketball team and program.

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

SUBCOMMITTEE ASSIGNMENTS

[Senate Resolution 23](#)

JUDICIARY: Horn, Chair; Quirnbach and Shipley

[House File 488](#)

EDUCATION: Quirnbach, Chair; Schoenjahn and Sinclair

[House File 599](#)

EDUCATION: Hogg, Chair; Kinney and Sinclair

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: [HOUSE FILE 421](#), a bill for an act relating to the qualifications for community college career and technical education instructors.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 488](#), a bill for an act relating to the programs of the Iowa commission on volunteer service by establishing an Iowa reading corps and specifying uses of funds.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 515](#), a bill for an act relating to the use of the district management levy and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 599](#), a bill for an act relating to the division of assets and liabilities of school districts involved in a reorganization or dissolution and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: [HOUSE FILE 579](#), a bill for an act relating to the regulation of health care facilities, elder group homes, assisted living programs, and adult day services programs.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: [HOUSE FILE 6](#), a bill for an act to expand the criminal offense of and applicability of related penalties for sexual exploitation by a school employee to include all school district employees.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3094](#).

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: [HOUSE FILE 172](#), a bill for an act relating to corporations' powers and duties, document filings, meetings, mergers, voting procedures, and the functions of directors and officers.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Sodders, 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: [HOUSE FILE 558](#), a bill for an act relating to disorderly conduct by persons at funeral or memorial services and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Sodders, 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: [HOUSE FILE 567](#), a bill for an act relating to controlled substances, including by enhancing the penalties for imitation controlled substances, modifying the controlled substances listed in schedules I, III, and IV, and temporarily designating substances as controlled substances, and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Sodders, 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: [HOUSE FILE 569](#), a bill for an act relating to notice of garnishment and levy to a judgment debtor.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Sodders, 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: [HOUSE FILE 259](#), a bill for an act relating to certain persons who are excluded from coverage under the workers' compensation law of this state.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Bisignano, Seng, Shipley, Brase, Costello, Dearden, Dotzler, Soddors, and Whitver. Nays, none. Absent, 2: Bertrand and Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 286](#), a bill for an act relating to the direct deposit of employee wages.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3092](#).

Final Vote: Ayes, 6: Bisignano, Seng, Brase, Dearden, Dotzler, and Soddors. Nays, 3: Shipley, Costello, and Whitver. Absent, 2: Bertrand and Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 397](#), a bill for an act defining occasional work for purposes of the state child labor law.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3091](#).

Final Vote: Ayes, 9: Bisignano, Seng, Shipley, Brase, Costello, Dearden, Dotzler, Soddors, and Whitver. Nays, none. Absent, 2: Bertrand and Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: [HOUSE FILE 507](#), a bill for an act relating to certain delinquent accounts for wastewater, sewer system, storm water drainage, and sewage treatment services.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3093](#).

Final Vote: Ayes, 6: Taylor, Wilhelm, Allen, Bisignano, Brase, and Quirnbach. Nays, 4: Smith, Breitbach, Guth, and Sinclair. Present, 1: Hart. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 529](#), a bill for an act relating to drainage and levee districts, by providing for mergers, repairs and improvements, and elections.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Taylor, Wilhelm, Smith, Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirmbach, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: [HOUSE FILE 506](#), a bill for an act related to absentee ballot deadlines.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3090](#).

Final Vote: Ayes, 9: Danielson, Courtney, Bowman, Dearden, Dvorsky, Horn, McCoy, Petersen, and Schoenjahn. Nays, 5: Chapman, Feenstra, Johnson, Schultz, and Whitver. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: [HOUSE FILE 588](#), a bill for an act relating to the issuance of persons with disabilities removable windshield parking placards, and including effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3090	H.F. 506	State Government
S-3091	H.F. 397	Labor and Business Relations
S-3092	H.F. 286	Labor and Business Relations
S-3093	H.F. 507	Local Government
S-3094	H.F. 6	Judiciary