

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, FEBRUARY 4, 2016

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JOURNAL OF THE SENATE

TWENTY-FIFTH CALENDAR DAY
SIXTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 4, 2016

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Stan Johnson of the Evangelical Free Church in Britt, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Hannah Dettmann.

The Journal of Wednesday, February 3, 2016, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:14 a.m. until 1:00 p.m., Monday, February 8, 2016.

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:

AUDITOR OF STATE

Report of Recommendations to the Iowa Department of Human Services, pursuant to Iowa Code section 11.4. Report received on February 4, 2016.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, February 3, 2016, 4:10 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, and Wilhelm.

Members Absent: Zumbach (excused).

Committee Business: Approved [SSB 3074](#).

Adjourned: 4:30 p.m.

JUDICIARY

Convened: Thursday, February 4, 2016, 11:30 a.m.

Recessed: 11:35 a.m.

Reconvened: 11:45 a.m.

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

Members Absent: Zaun (excused).

Committee Business: Approved SSBs 3007, 3009, 3025, and 3035.

Adjourned: 11:55 a.m.

STATE GOVERNMENT

Convened: Wednesday, February 3, 2016, 2:05 p.m.

Recessed: 2:10 pm.

Reconvened: 2:35 p.m.

Recessed: 3:05 pm.

Reconvened: 4:35 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: None.

Committee Business: Passed [SF 508](#).

Adjourned: 4:50 pm.

**ADMINISTRATION AND REGULATION APPROPRIATIONS
SUBCOMMITTEE**

Convened: Thursday, February 4, 2016, 10:05 a.m.

Members Present: Brase, Chair; Danielson, Vice Chair; Zumbach, Ranking Member; Allen, and Guth.

Members Absent: None.

Committee Business: Iowa Lottery and Iowa Secretary of State presentations.

Adjourned: 11:25 a.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, February 4, 2016, 10:10 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Schneider, Ranking Member; and Smith.

Members Absent: Bisignano (excused).

Committee Business: University of Northern Iowa presentation.

Adjourned: 11:20 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, February 4, 2016, 10:10 a.m.

Members Present: Schoenjahn, Chair; Quirnbach, Vice Chair; Kraayenbrink, Ranking Member; Horn, and Sinclair.

Members Absent: None.

Committee Business: Presentation on Iowa College Student Aid Commission by Karen Misjak, Executive Director; and Julie Leeper, Executive Officer.

Adjourned: 10:30 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, February 4, 2016, 10:00 a.m.

Members Present: Ragan, Chair; Bolcom, Vice Chair; Segebart, Ranking Member; Dvorsky, and Johnson.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:30 a.m.

INTRODUCTION OF BILLS

[Senate File 2094](#), by Jochum, a bill for an act relating to topsoil preservation requirements for certain residential construction sites, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

[Senate File 2095](#), by Petersen, a bill for an act relating to a teacher licensing requirement involving training to recognize and report incidents of human trafficking.

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

[Senate File 2096](#), by Wilhelm, a bill for an act including emergency medicine as an eligible practice specialty under the rural Iowa primary care loan repayment program.

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

[Senate File 2097](#), by Petersen, a bill for an act providing for employment leave for prenatal appointments and providing penalties.

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

[Senate File 2098](#), by Petersen and Brase, a bill for an act requiring employers to provide reasonable accommodations to employees based on pregnancy, childbirth, and related medical conditions and making penalties applicable.

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

[Senate File 2099](#), by Petersen, a bill for an act relating to voter registration by providing for the registration of eligible electors upon review of electronic records received from driver's license and nonoperator's identification card applications, and including effective date provisions.

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

[Senate File 2100](#), by Petersen, a bill for an act providing for participation in the Iowa educational savings plan trust by nonprofit organizations.

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

[Senate File 2101](#), by committee on Human Resources, a bill for an act appropriating funds for a supported employment provider rate increase, and including effective date and retroactive applicability provisions.

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

[Senate File 2102](#), by committee on Human Resources, a bill for an act relating to access to the information program for drug prescribing and dispensing administered by the board of pharmacy.

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

[Senate File 2103](#), by Sinclair, a bill for an act providing for alternative teacher licensure of individuals with relevant professional employment experience.

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

[Senate File 2104](#), by Sinclair, Schultz, Segebart, Costello, Johnson, Behn, Kraayenbrink, Shipley, Dix, Guth, Kapucian, Breitbach, Rozenboom, Smith, Zumbach, Garrett, Anderson, and Chelgren, a bill for an act relating to school district finance by modifying provisions relating to the calculation of the regular program state cost per pupil and the regular program district cost per pupil, and by establishing a supplementary weighting plan for certain mandatory school district transportation costs.

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

[Senate File 2105](#), by Feenstra, a bill for an act requiring certain city utility boards to submit specified advance payment requests for city council approval.

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

[Senate File 2106](#), by Chelgren, a bill for an act requiring notice of topsoil removal in real estate disclosure statements and making penalties applicable.

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

[Senate File 2107](#), by Ragan, Mathis, and Bolkcom, a bill for an act relating to Medicaid program improvement, and including effective date and retroactive applicability provisions.

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

[Senate File 2108](#), by Smith, a bill for an act relating to registration fees established and collected by the county treasurer at a tax sale and including effective date and applicability provisions.

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

[Senate File 2109](#), by committee on Appropriations, a bill for an act relating to financial and regulatory matters by supplementing appropriations for the fiscal year beginning July 1, 2015, making standing appropriations, and including effective date provisions.

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

[Senate File 2110](#), by committee on Judiciary, a bill for an act relating to persons examining and obtaining their own criminal history data.

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

[Senate File 2111](#), by committee on Judiciary, a bill for an act providing that certain peace officers and law enforcement officials are not required to use a notarial stamp when administering oaths or acknowledging signatures.

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

STUDY BILLS RECEIVED

[SSB 3092](#) **Education**

Establishing a state seal of biliteracy program to be administered by the department of education.

[SSB 3093](#) **Commerce**

Relating to the right of a health care provider to choose whether to participate in a health insurance plan or a provider network arrangement, and including penalties and effective date and applicability date provisions.

[SSB 3094](#) **Economic Growth**

Relating to economic development by establishing an enhance Iowa board to assume the powers and duties of the vision Iowa board and additional powers and duties, establishing an enhance Iowa fund, establishing a sports tourism program and fund, making appropriations, and including transition provisions.

[SSB 3095](#) **Economic Growth**

Related to the high quality jobs program by allowing additional tax incentives for businesses that use contractors and subcontractors operating or participating in an apprenticeship program and including applicability provisions.

[SSB 3096](#) **Education**

Relating to the duties and authority of the state board of education, the department of education, and local school districts and to the programs and activities under the purview of the state board and the department.

SSB 3097 **Education**

Providing for computer programming and applications and coding instruction in the minimum state education curriculum and providing for a related computer programming and applications advisory council to be convened by the director of the department of education and including applicability provisions.

SSB 3098 **Commerce**

Relating to transparency in health insurer payment transactions with health care providers and including applicability provisions.

SSB 3099 **Commerce**

Including certain sanitary sewage or storm water drainage disposal system providers under public utility regulation.

SSB 3100 **Judiciary**

Relating to clerks of court, including the collection of court debt, the filing of medical reports, and the indexing of notices of lis pendens by county recorders, out-of-state-witness mileage expenses, and including effective date and applicability provisions.

SSB 3101 **Judiciary**

Providing for the restoration of the right to register to vote and to vote and hold elective office for certain persons and including effective date provisions.

SSB 3102 **Judiciary**

Relating to the standard for judicial review of agency action in a contested case and including applicability provisions.

SSB 3103 **Judiciary**

Relating to guardians ad litem, attorneys for minor children, child custody investigators, and child and family reporters involved in child custody and visitation proceedings.

SSB 3104 Judiciary

Establishing a criminal penalty for violent repeat offenders and reducing earned time for offenders required to participate in batterers' education under certain circumstances.

SSB 3105 Human Resources

Relating to a patient's designation and authorization of a person to whom the patient's health care information may be disclosed.

SSB 3106 Appropriations

Creating a statewide land mobile radio communications system fund, making an appropriation, and including effective date provisions.

SSB 3107 Ways and Means

Relating to administration of the tax and related laws by the department of revenue, including updating Code references to the Internal Revenue Code, decoupling from certain federal bonus depreciation provisions and the expensing of certain depreciable business assets, requiring background checks for job applicants and persons performing work for the department of revenue, and including effective date and retroactive applicability provisions.

SSB 3108 Human Resources

Providing for the licensure of clinical art therapists, making penalties applicable, providing for fees, and including effective date and implementation provisions.

SSB 3109 Human Resources

Relating to children's mental health and well-being and making an appropriation.

SSB 3110 **Transportation**

Relating to matters under the purview of the department of transportation, and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**Senate File 314**

LABOR AND BUSINESS RELATIONS: Bisignano, Chair; Dearden and Shipley

Senate File 398

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

Senate File 2054
(Reassigned)

WAYS AND MEANS: Bolkcom, Chair; Breitbach and Dotzler

Senate File 2063

JUDICIARY: Hogg, Chair; Garrett and Soddors

Senate File 2067
(Reassigned)

WAYS AND MEANS: Bolkcom, Chair; Breitbach and Dotzler

Senate File 2070

JUDICIARY: Petersen, Chair; Kinney and Schneider

Senate File 2071

JUDICIARY: Kinney, Chair; Hogg and Zaun

Senate File 2079

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Johnson

Senate File 2091

HUMAN RESOURCES: Taylor, Chair; Ragan and Segebart

Senate File 2094

NATURAL RESOURCES AND ENVIRONMENT: Kinney, Chair; Schoenjahn and Zumbach

[Senate File 2095](#)

EDUCATION: Hart, Chair; Johnson and Kinney

[Senate File 2096](#)

HUMAN RESOURCES: Wilhelm, Chair; Costello and Dotzler

[Senate File 2097](#)

LABOR AND BUSINESS RELATIONS: Bisignano, Chair; Bertrand and Brase

[Senate File 2107](#)

HUMAN RESOURCES: Ragan, Chair; Bolkcom, Johnson, Mathis and Segebart

[SSB 3092](#)

EDUCATION: Kinney, Chair; Hogg and Johnson

[SSB 3093](#)

COMMERCE: Bolkcom, Chair; Schoenjahn and Sinclair

[SSB 3094](#)

ECONOMIC GROWTH: Dotzler, Chair; Anderson and Bowman

[SSB 3095](#)

ECONOMIC GROWTH: Taylor, Chair; Bisignano and Guth

[SSB 3096](#)

EDUCATION: Wilhelm, Chair; Behn and Hogg

[SSB 3097](#)

EDUCATION: Quirnbach, Chair; Hogg and Schultz

[SSB 3098](#)

COMMERCE: Schoenjahn, Chair; Allen and Smith

[SSB 3099](#)

COMMERCE: Courtney, Chair; Anderson and McCoy

[SSB 3100](#)

JUDICIARY: Sadders, Chair; Bisignano and Whitver

[SSB 3101](#)

JUDICIARY: Bisignano, Chair; Quirnbach and Schneider

[SSB 3102](#)

JUDICIARY: Hogg, Chair; Bisignano and Whitver

[SSB 3103](#)

JUDICIARY: Petersen, Chair; Garrett and Horn

[SSB 3104](#)

JUDICIARY: Sodders, Chair; Petersen and Schneider

[SSB 3105](#)

HUMAN RESOURCES: Taylor, Chair; Allen and Garrett

[SSB 3106](#)

APPROPRIATIONS: Danielson, Chair; Chapman and Dvorsky

[SSB 3107](#)

WAYS AND MEANS: Jochum, Chair; Bolcom and Feenstra

[SSB 3108](#)

HUMAN RESOURCES: Dotzler, Chair; Chelgren and Taylor

[SSB 3109](#)

HUMAN RESOURCES: Mathis, Chair; Ragan and Segebart

[SSB 3110](#)

TRANSPORTATION: Bowman, Chair; Danielson and Kapucian

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *[SENATE FILE 2109 \(SSB 3074\)](#), a bill for an act relating to financial and regulatory matters by supplementing appropriations for the fiscal year beginning July 1, 2015, making standing appropriations, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 7: Chapman, Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, and Segebart. Absent, 1: Zumbach.

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 2109](#), and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: [SENATE FILE 2101](#) (formerly [SF 2046](#)), a bill for an act appropriating funds for a supported employment provider rate increase, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2102 \(SSB 3003\)](#), a bill for an act relating to access to the information program for drug prescribing and dispensing administered by the board of pharmacy.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: [SENATE FILE 2110 \(SSB 3025\)](#), a bill for an act relating to persons examining and obtaining their own criminal history data.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Shipley, Taylor, and Whitver. Nays, 1: Quirnbach. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2111 \(SSB 3009\)](#), a bill for an act providing that certain peace officers and law enforcement officials are not required to use a notarial stamp when administering oaths or acknowledging signatures.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, and Whitver. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.