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**STATE OF IOWA**

**Senate Journal**

**TUESDAY, MARCH 8, 2016**

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# JOURNAL OF THE SENATE

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FIFTY-EIGHTH CALENDAR DAY  
THIRTY-FOURTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Tuesday, March 8, 2016

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by the Brown Family Singers, who sang the National Anthem. They were the guests of Senator Anderson.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Cade Olmstead.

The Journal of Monday, March 7, 2016, 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 7, 2016, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 2148](#), a bill for an act relating to the display of one registration plate on antique motor vehicles and sports cars.

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

[House File 2353](#), a bill for an act removing prohibitions on emergency management organization employees from holding elective office.

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

[House File 2386](#), a bill for an act relating to grounds for termination of parental rights of an individual relative to sexual abuse.

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

[House File 2390](#), a bill for an act concerning the contract bidding process for public improvement projects conducted by the state board of regents.

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

[House File 2413](#), a bill for an act relating to reading proficiency assessments and intensive summer reading programs administered and provided by school districts.

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

#### RECESS

On motion of Senator Gronstal, the Senate recessed at 9:16 a.m. until 1:15 p.m.

#### RECONVENED

The Senate reconvened at 1:27 p.m., President Jochum presiding.

#### LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand and Zaun, until they arrive, on request of Senator Dix.

#### UNFINISHED BUSINESS (Deferred February 25, 2016)

#### [Senate File 2284](#)

The Senate resumed consideration of [Senate File 2284](#), a bill for an act modifying the elements defining hate crimes, and providing penalties, deferred February 25, 2016.

Senator Chelgren offered amendment [S-5036](#), filed by him on February 25, 2016, to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5036](#) be adopted?” ([S.F. 2284](#)), the vote was:

Yeas, 18:

Anderson	Feenstra	Kraayenbrink	Sinclair
Behn	Garrett	Rozenboom	Smith
Chapman	Guth	Schultz	Zumbach
Chelgren	Johnson	Segebart	
Costello	Kapucian	Shipley	

Nays, 30:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dix	Kinney	Seng
Bolkcom	Dotzler	Mathis	Sodders
Bowman	Dvorsky	McCoy	Taylor
Brase	Gronstal	Petersen	Whitver
Breitbach	Hart	Quirnbach	Wilhelm
Courtney	Hogg	Ragan	
Danielson	Horn	Schneider	

Absent, 2:

Bertrand	Zaun
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Amendment [S-5036](#) lost.

Senator Chelgren withdrew amendment [S-5031](#), filed by him on February 25, 2016, to page 1 of the bill.

Senator Chapman offered amendment [S-5035](#), filed by him on February 25, 2016, to page 1 of the bill.

Senator McCoy raised the point of order that amendment [S-5035](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-5035](#) out of order.

Senator McCoy 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. 2284](#)), the vote was:

Yeas, 27:

Allen	Dearden	Jochum	Schneider
Bisignano	Dotzler	Kinney	Schoenjahn
Bolkcom	Dvorsky	Mathis	Seng
Bowman	Gronstal	McCoy	Sodders
Brase	Hart	Petersen	Taylor
Courtney	Hogg	Quirnbach	Wilhelm
Danielson	Horn	Ragan	

Nays, 21:

Anderson	Dix	Kraayenbrink	Smith
Behn	Feenstra	Rozenboom	Whitver
Breitbach	Garrett	Schultz	Zumbach
Chapman	Guth	Segebart	
Chelgren	Johnson	Shipley	
Costello	Kapucian	Sinclair	

Absent, 2:

Bertrand	Zaun
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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 Gronstal asked and received unanimous consent to take up for consideration [Senate File 2101](#).

#### [Senate File 2101](#)

On motion of Senator Ragan, [Senate File 2101](#), a bill for an act appropriating funds for a supported employment provider rate increase, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Ragan 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. 2101](#)), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shiple
Bowman	Feenstra	Mathis	Sinclair
Brase	Garrett	McCoy	Smith
Breitbach	Gronstal	Petersen	Sodders
Chapman	Guth	Quirnbach	Taylor
Chelgren	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Bertrand	Zaun
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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 Gronstal asked and received unanimous consent that **Senate Files 2101** and **2284** be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2204 and 2190.

#### [Senate File 2204](#)

On motion of Senator McCoy, [Senate File 2204](#), a bill for an act relating to insurance coverage for the assessment and treatment of eating disorders and including applicability date provisions, was taken up for consideration.

Senator McCoy offered amendment [S-5061](#), filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment [S-5061](#) was adopted by a voice vote.

Senator McCoy 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. 2204](#)), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 22:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zumbach
Chelgren	Johnson	Segebart	
Costello	Kapucian	Shipley	

Absent, 2:

Bertrand	Zaun
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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 2190](#)

On motion of Senator Sodders, [Senate File 2190](#), a bill for an act establishing a statewide chemical substance abuse monitoring pilot program, was taken up for consideration.

Senator Sodders offered amendment [S-5065](#), 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-5065](#) was adopted by a voice vote.

Senator Sodders 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. 2190](#)), the vote was:

Yeas, 36:

Allen	Courtney	Hogg	Quirnbach
Anderson	Danielson	Horn	Ragan
Bisignano	Dearden	Jochum	Schoenjahn
Bolkcom	Dotzler	Kapucian	Seng
Bowman	Dvorsky	Kinney	Shipley
Brase	Garrett	Kraayenbrink	Sodders
Breitbach	Gronstal	Mathis	Taylor
Chelgren	Guth	McCoy	Whitver
Costello	Hart	Petersen	Wilhelm

Nays, 12:

Behn	Feenstra	Schneider	Sinclair
Chapman	Johnson	Schultz	Smith
Dix	Rozenboom	Segebart	Zumbach

Absent, 2:

Bertrand	Zaun
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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 Gronstal asked and received unanimous consent that **Senate Files 2190** and **2204** be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2218 and 2248.

### Senate File 2218

On motion of Senator Bolkcom, [Senate File 2218](#), a bill for an act relating to the possession and administration of emergency drugs by first responders and other persons in a position to assist for purposes of treating drug overdose victims and including contingent implementation provisions, was taken up for consideration.

Senator Bolkcom offered amendment [S-5023](#), filed by him on February 23, 2016, to page 1 of the bill, and moved its adoption.

Amendment [S-5023](#) was adopted by a voice vote.

Senator Bolkcom 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. 2218](#)), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shiple
Bowman	Feenstra	Mathis	Sinclair
Brase	Garrett	McCoy	Smith
Breitbach	Gronstal	Petersen	Sodders
Chapman	Guth	Quirnbach	Taylor
Chelgren	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Bertrand	Zaun
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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 2248](#)

On motion of Senator Bowman, [Senate File 2248](#), a bill for an act relating to matters under the purview of the department of transportation, providing fees, and making penalties applicable, was taken up for consideration.

Senator Bowman offered amendment [S-5060](#), filed by him from the floor to pages 1–6 and 8 of the bill.

Senator Kapucian asked and received unanimous consent that action on amendment [S-5060](#) and [Senate File 2248](#) be **deferred**.

#### IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 2218](#) be **immediately messaged** to the House.

#### ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:36 p.m. until 9:00 a.m., Wednesday, March 9, 2016.

#### APPENDIX

##### CERTIFICATES OF RECOGNITION

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

Macy Gudenkauf, Manchester—For achieving the Prudential Spirit of Community Award. Senator Zumbach.

Pat Harney, Iowa City—For his 16 years of dedicated public service to Johnson County. Senator Dvorsky.

##### REPORT OF COMMITTEE MEETING

###### VETERANS AFFAIRS

**Convened:** Tuesday, March 08, 2016, 1:00 p.m.

**Members Present:** Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Costello, Danielson, Hart, Ragan, and Soddors.

**Members Absent:** Chelgren and Rozenboom (both excused).

**Committee Business:** Passed [HF 2266](#), as amended.

**Adjourned:** 1:05 p.m.

## INTRODUCTION OF BILL

[Senate File 2302](#), by Hogg, a bill for an act relating to the funding of the water quality initiative, by supporting selected watersheds, making appropriations to a water quality initiative fund for agriculture and a water quality initiative fund for communities, and including effective date provisions.

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

## SUBCOMMITTEE ASSIGNMENTS

### [Senate File 2280](#)

APPROPRIATIONS: Dotzler, Chair; Chapman and Dvorsky

### [House File 2353](#)

STATE GOVERNMENT: Bowman, Chair; Chapman and Schoenjahn

### [House File 2363](#)

STATE GOVERNMENT: Dvorsky, Chair; Bowman and Johnson

### [House File 2364](#)

STATE GOVERNMENT: Courtney, Chair; Dearden and Johnson

### [House File 2372](#)

JUDICIARY: Sadders, Chair; Taylor and Zaun

### [House File 2390](#)

STATE GOVERNMENT: Danielson, Chair; Feenstra and Horn

### [House File 2401](#)

COMMERCE: Courtney, Chair; Anderson and Schoenjahn

[House File 2406](#)

STATE GOVERNMENT: Danielson, Chair; Chapman and Horn

[House File 2413](#)

EDUCATION: Quirnbach, Chair; Bowman and Sinclair

## FINAL COMMITTEE REPORT OF BILL ACTION

## VETERANS AFFAIRS

**Bill Title:** [HOUSE FILE 2266](#), a bill for an act concerning unclaimed cremated remains.

**Recommendation:** AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5068](#).

**Final Vote:** Ayes, 9: Horn, Mathis, Segebart, Allen, Costello, Danielson, Hart, Ragan, and Sodders. Nays, none. Absent, 2: Chelgren and Rozenboom.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

## 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 bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 8th day of March, 2016.

[Senate File 2288](#).

MICHAEL E. MARSHALL  
Secretary of the Senate

## AMENDMENTS FILED

<a href="#">S-5060</a>	<a href="#">S.F. 2248</a>	Tod R. Bowman
<a href="#">S-5061</a>	<a href="#">S.F. 2204</a>	Matt McCoy
<a href="#">S-5062</a>	<a href="#">S.F. 2267</a>	Janet Petersen
<a href="#">S-5063</a>	<a href="#">S.F. 2272</a>	Steven J. Sodders
<a href="#">S-5064</a>	<a href="#">S.F. 2248</a>	Randy Feenstra
<a href="#">S-5065</a>	<a href="#">S.F. 2190</a>	Steven J. Sodders
<a href="#">S-5066</a>	<a href="#">S.F. 2267</a>	Janet Petersen
<a href="#">S-5067</a>	<a href="#">S.F. 2301</a>	Janet Petersen
<a href="#">S-5068</a>	<a href="#">H.F. 2266</a>	Veterans Affairs

<u>S-5069</u>	<u>S.F. 2113</u>	Jeff Danielson Thomas G. Courtney Jake Chapman William A. Dotzler, Jr. Rick Bertrand Brian Schoenjahn Rich Taylor Wally E. Horn Michael Breitbach Jack Whitver Tim Kraayenbrink Bill Anderson
<u>S-5070</u>	<u>S.F. 2278</u>	Chris Brase