

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, APRIL 12, 2016

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JOURNAL OF THE SENATE

NINETY-THIRD CALENDAR DAY
FIFTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 12, 2016

The Senate met in regular session at 9:06 a.m., President Jochum presiding.

Prayer was offered by the Ottumwa High School Meistersingers accompanied by their conductor, Dennis Vasconez. They were the guests of Senators Chelgren and Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lindsay Larkin.

The Journal of Monday, April 11, 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 April 11, 2016, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 2446](#), a bill for an act relating to county medical examiner fees.

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

[House File 2451](#), a bill for an act relating to water quality by modifying the wastewater treatment financial assistance program, providing for appropriations from the rebuild Iowa infrastructure fund, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, making appropriations, and including effective date provisions.

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

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:45 a.m. until 2:30 p.m.

RECONVENED

The Senate reconvened at 3:02 p.m., President Jochum presiding.

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 April 12, 2016, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 2306](#), a bill for an act establishing the facilitating business rapid response to state-declared disasters Act, and including effective date and retroactive applicability provisions.

ALSO: That the House has on April 12, 2016, **concurred** in the Senate amendment to the House amendment, **and passed** the following bill in which the concurrence of the House was asked:

[Senate File 453](#), a bill for an act relating to the board of pharmacy, including nonresident pharmacy and outsourcing facility licensure, pharmacist supervision of pharmacy technicians, alternate board members, and enforcement authority.

ALSO: That the House has on April 12, 2016, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 2373, a bill for an act relating to the organization and administration of limited partnerships and limited liability companies doing business in Iowa.

The Senate stood at ease at 3:04 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:39 p.m., President Jochum presiding.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2150 and 2291; and House Files 2064 and 2274.

Senate File 2150

On motion of Senator Hogg, **Senate File 2150**, a bill for an act relating to forcible entry and detainer actions, including granting concurrent jurisdiction to small claims courts over preliminary hearings for certain forcible entry and detainer actions, placed on the Unfinished Business Calendar on March 10, 2016, was taken up for consideration.

Senator Hogg asked and received unanimous consent that **House File 2326** be **substituted** for **Senate File 2150**.

House File 2326

On motion of Senator Hogg, **House File 2326**, a bill for an act relating to forcible entry and detainer actions, including granting concurrent jurisdiction to small claims courts over preliminary hearings for certain forcible entry and detainer actions, was taken up for consideration.

Senator Hogg asked and received unanimous consent that action on [House File 2326](#) be **deferred**.

[Senate File 2291](#)

The Senate resumed consideration of [Senate File 2291](#), a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce, and including penalties and applicability dates, deferred April 6, 2016.

Senator Allen offered amendment [S-5109](#), filed by him on April 4, 2016, to pages 1, 2, and 11 and amending the title page of the bill, and moved its adoption.

Amendment [S-5109](#) was adopted by a voice vote.

Senator Allen asked and received unanimous consent that [House File 2394](#) be **substituted** for [Senate File 2291](#).

[House File 2394](#)

On motion of Senator Allen, [House File 2394](#), a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce, and including penalties and applicability dates, was taken up for consideration.

Senator Allen offered amendment [S-5119](#), filed by him from the floor to pages 2 and 10 and amending the title page of the bill, and moved its adoption.

Amendment [S-5119](#) was adopted by a voice vote.

Senator Allen 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. 2394](#)), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley

Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

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.

WITHDRAWN

Senator Allen asked and received unanimous consent that [Senate File 2291](#) be **withdrawn** from further consideration of the Senate.

[House File 2064](#)

On motion of Senator Sodders, [House File 2064](#), a bill for an act relating to the criminal offense of child endangerment resulting in the death of a child or minor, and providing penalties, placed on the Unfinished Business Calendar on March 17, 2016, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Sodders offered amendment [S-5082](#), filed by the committee on Judiciary on March 14, 2016, to page 2 and amending the title page of the bill.

Senator Sodders offered amendment [S-5118](#), filed by him on April 11, 2016, to page 1 and amending the title provisions of amendment [S-5082](#), and moved its adoption.

Amendment [S-5118](#) to amendment [S-5082](#) was adopted by a voice vote.

With the adoption of amendment [S-5118](#) (to amendment [S-5082](#)), the Chair ruled amendment [S-5086](#), filed by Senator Kinney on March 14, 2016, to page 1 and amending the title provisions of amendment [S-5082](#), out of order.

Senator Sodders moved the adoption of amendment [S-5082](#), as amended.

Amendment [S-5082](#), as amended, 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?" ([H.F. 2064](#)), the vote was:

Yeas, 49:

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

Nays, 1:

Costello

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

[House File 2274](#)

On motion of Senator Bisignano, [House File 2274](#), a bill for an act concerning documentation of age for purposes of obtaining a child labor permit, placed on the Unfinished Business Calendar on March 17, 2016, with report of committee recommending passage, was taken up for consideration.

Senator Bisignano 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. 2274](#)), the vote was:

Yeas, 50:

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

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 Gronstal asked and received unanimous consent that **House Files 2064, 2274, and 2394** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:57 p.m. until 9:00 a.m., Wednesday, April 13, 2016.

APPENDIX**REPORTS OF COMMITTEE MEETINGS****WAYS AND MEANS**

Convened: Tuesday, April 12, 2016, 2:00 p.m.

Members Present: Bolkom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith.

Members Absent: None.

Committee Business: Passed [SF 2212](#), [HF 2436](#), and [SSB 3178](#).

Adjourned: 3:00 p.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, April 12, 2016, 10:00 a.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 1:35 p.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, April 12, 2016, 10:05 a.m.

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

Members Absent: None.

Committee Business: Budget discussion.

Adjourned: 10:55 am.

Adjourned:

STUDY BILL RECEIVED**[SSB 3182](#) Appropriations**

Relating to the collection of delinquent court debt and associated installment agreements.

SUBCOMMITTEE ASSIGNMENTS

[House File 2439](#)

APPROPRIATIONS: Danielson, Chair; Chapman and Dvorsky

[SSB 3182](#)

APPROPRIATIONS: Courtney, Chair; Dvorsky and Schneider

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: [HOUSE FILE 2436](#), a bill for an act relating to real estate appraisal, including by requiring the superintendent of banking to regulate appraisal management companies and supervise the Iowa real estate appraiser board, making penalties applicable, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

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 his approval on this 12th day of April, 2016.

Senate Files 503, 2116, 2185, 2219, 2228, 2233, 2260, and 2273.

MICHAEL E. MARSHALL
Secretary of the Senate

AMENDMENTS FILED

S-5119	H.F. 2394	Chaz Allen
S-5120	H.F. 2414	Rich Taylor
S-5121	H.F. 2414	Tod R. Bowman