

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, APRIL 21, 2016

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JOURNAL OF THE SENATE

ONE HUNDRED SECOND CALENDAR DAY
SIXTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 21, 2016

The Senate met in regular session at 11:37 a.m., President Jochum presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County, Nodaway, Iowa.

PLEDGE OF ALLEGIANCE

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

The Journal of Wednesday, April 20, 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 20, 2016, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 2314](#), a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority and other properly related matters, and including effective date and retroactive applicability provisions.

ALSO: That the House has on April 20, 2016, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

[House File 2273](#), a bill for an act relating to elections administration with respect to the address confidentiality program, the printing of ballots, satellite absentee voting, and the conduct of school district elections.

[House File 2392](#), a bill for an act providing for academic and career guidance and career and technical education programs and requirements and workplace learning programs, and including effective date provisions.

[House File 2454](#), a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions.

ALSO: That the House has on April 20, 2016, **insisted** on its amendment to [Senate File 2304](#), a bill for an act relating to standards for and certification and inspection of children's residential facilities, and the Conference Committee members on the part of the House are: the representative from Cedar, Representative Kaufmann, Chair; the representative from Johnson, Representative Lensing; the representative from Polk, Representative Highfill; the representative from Polk; Representative Gaines; and the representative from Marion, Representative Heartsill.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on [Senate File 2304](#) on the part of the Senate: Senators Hogg, Chair; Bolkcom, Kraayenbrink, Quirmbach, and Sinclair.

IMMEDIATELY MESSAGED

[Senate File 2304](#) was **immediately messaged** to the House.

The Senate stood at ease at 11:52 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:37 p.m., President Jochum presiding.

MOTION TO RECONSIDER WITHDRAWN

[House File 2457](#)

Senator Gronstal withdrew the motion to reconsider [House File 2457](#), a bill for an act relating to appropriations to the judicial branch, filed by him on April 20, 2016, found on page 753 of the Senate Journal.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 2457](#) be **immediately messaged** to the House.

WITHDRAWN

Senator Courtney asked and received unanimous consent that [Senate File 2321](#) be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 2322](#).

[Senate File 2322](#)

On motion of Senator Courtney, [Senate File 2322](#), a bill for an act relating to appropriations to the justice system, was taken up for consideration.

Senator Courtney offered amendment [S-5153](#), filed by him on April 20, 2016, to pages 8, 9, 14, and 22 of the bill, and moved its adoption.

Amendment [S-5153](#) was adopted by a voice vote.

Senator Courtney asked and received unanimous consent that [House File 2458](#) be **substituted** for [Senate File 2322](#).

[House File 2458](#)

On motion of Senator Courtney, [House File 2458](#), a bill for an act relating to appropriations to the justice system, was taken up for consideration.

Senator Courtney offered amendment [S-5154](#), filed by him from the floor to pages 3, 8-10, and 18 of the bill.

Senator Courtney asked and received unanimous consent that action on amendment [S-5154](#) and [House File 2458](#) be **deferred**.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2449](#).

[House File 2449](#)

On motion of Senator Hogg, [House File 2449](#), a bill for an act concerning the implementation and administration of Acts of the general assembly through administrative rulemakings and including effective date and applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Hogg offered amendment [S-5152](#), filed by the committee on Government Oversight on April 20, 2016, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment [S-5152](#) was adopted by a voice vote.

Senator Hogg 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. 2449](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Bertrand Guth

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 [House File 2449](#) be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:51 p.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 2:29 p.m., President Jochum presiding.

The Senate stood at ease at 2:30 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:43 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 21, 2016, **amended** the Senate amendment, **concurred** in the Senate amendment **as amended, and passed** the following bill in which the concurrence of the Senate is asked:

[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. ([S-5155](#))

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:44 p.m. until 9:00 a.m., Friday, April 22, 2016.

APPENDIX

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Thursday, April 21, 2016, 12:55 p.m.

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

Members Absent: Hogg and Seng (both excused).

Committee Business: Passed [HF 2446](#).

Adjourned: 1:00 p.m.

INTRODUCTION OF BILL

[Senate File 2326](#), by committee on Appropriations, a bill for an act relating to the funding of the statewide interoperable communications system and the expenditure of moneys from the E911 emergency communications fund.

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

SUBCOMMITTEE ASSIGNMENT

[Senate File 2302](#)

APPROPRIATIONS: Dvorsky, Chair; Danielson and Garrett

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *[SENATE FILE 2326 \(SSB 3189\)](#), a bill for an act relating to the funding of the statewide interoperable communications system and the expenditure of moneys from the E911 emergency communications fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 21: Dvorsky, Danielson, Chapman, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach. 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 Appropriations Committee on [Senate File 2326](#), and they were attached to the committee report.

ALSO:

Bill Title: [HOUSE FILE 2459](#), a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, providing for other properly related matters, and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5157](#).

Final Vote: Ayes, 13: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 8: Chapman, Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, Segebart, and Zumbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 2460](#), a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5158](#).

Final Vote: Ayes, 14: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, Segebart, and Wilhelm. Nays, 7: Chapman, Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, and Zumbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: [HOUSE FILE 2446](#), a bill for an act relating to county medical examiner fees.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Jochum, McCoy, Petersen, Quirnbach, Schultz, and Smith. Nays, none. Absent, 2: Hogg and Seng.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

REPORT OF THE SECRETARY OF THE SENATE

MADAM PRESIDENT: Pursuant to Senate Rule 21, I report that in engrossing [Senate File 2314](#), the following correction was made:

1. A line break was added at Page 1, line 32.

MICHAEL E. MARSHALL
Secretary of the Senate

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 21, 2016, the Governor approved and transmitted to the Secretary of State the following bills:

[Senate File 453](#) – Relating to the board of pharmacy, including nonresident pharmacy and outsourcing facility licensure, pharmacist supervision of pharmacy technicians, alternate board members, and enforcement authority.

[Senate File 2259](#) – Concerning treatment of a person with a serious mental impairment who fails to comply with an outpatient treatment order.

[Senate File 2306](#) – Establishing the facilitating business rapid response to state-declared disasters Act, and including effective date and retroactive applicability provisions.

AMENDMENTS FILED

S-5154	H.F. 2458	Thomas G. Courtney
S-5155	H.F. 2394	House
S-5156	S.F. 2326	Jeff Danielson
S-5157	H.F. 2459	Appropriations
S-5158	H.F. 2460	Appropriations