

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, FEBRUARY 8, 2017

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JOURNAL OF THE SENATE

THIRTY-FIRST CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 8, 2017

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

Prayer was offered by Pastor Joel Jackle-Hugh of the United Methodist Church of Avoca in Avoca, Iowa. He was the guest of Senator Shipley.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Tanner Halleran.

The Journal of Tuesday, February 7, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:13 a.m. until 9:00 a.m., Thursday, February 9, 2017.

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 CULTURAL AFFAIRS

Art in State Buildings Report, pursuant to Iowa Code section 304A.10. Report received on February 8, 2017.

CERTIFICATE OF RECOGNITION

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

Mayor Milt Kramer, Manchester—For celebrating his 80th birthday. Senator Zumbach.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, February 8, 2017, 1:00 p.m.

Members Present: Sinclair, Chair; Edler, Vice Chair; Quirnbach, Ranking Member; Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom.

Members Absent: None.

Committee Business: Approved [SF 83](#), as amended; passed SSBs 1001 and 1017, both as amended.

Adjourned: 1:55 p.m.

TRANSPORTATION

Convened: Wednesday, February 8, 2017, 3:00 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bisignano, Danielson, Greene, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: Bertrand (excused).

Committee Business: Passed SSBs 1002 and 1020.

Adjourned: 3:20 p.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 8, 2017, 10:15 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Presentation by Clare Lindahl, Co-Chair of the Watershed Planning Advisory Council.

Adjourned: 10:35 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 12, 2017, 10:00 a.m.

Members Present: Kraayenbrink, Chair; C. Johnson, Vice Chair; Danielson, Ranking Member; Quirnbach, and Schultz.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:30 a.m.

ALSO:

Convened: Tuesday, February 7, 2017, 10:00 a.m.

Members Present: Kraayenbrink, Chair; C. Johnson, Vice Chair; Danielson, Ranking Member; and Quirnbach.

Members Absent: Schultz (excused).

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

ALSO:

Convened: Wednesday, February 8, 2017, 10:00 a.m.

Members Present: Kraayenbrink, Chair; C. Johnson, Vice Chair; Danielson, Ranking Member; and Schultz.

Members Absent: Quirnbach (excused).

Committee Business: Organizational meeting.

Adjourned: 10:50 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 8, 2017, 10:30 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkcom, and Edler.

Members Absent: None.

Committee Business: Discussed mental health.

Adjourned: 11:35 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 8, 2017, 10:35 a.m.

Members Present: Chelgren, Chair; Dawson, Vice Chair; Dvorsky, Ranking Member; Boulton, and Garrett.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:15 a.m.

INTRODUCTION OF RESOLUTION

[Senate Concurrent Resolution 3](#), by committee on Rules and Administration, a concurrent resolution to approve and confirm the appointment of Kristie Hirschman as Ombudsman.

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

INTRODUCTION OF BILLS

[Senate File 218](#), by committee on Judiciary, a bill for an act relating to carrying weapons on school grounds by a certified peace officer or a reserve peace officer.

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

[Senate File 219](#), by Bolckom, McCoy, Petersen, Boulton, Taylor, Dvorsky, Dotzler, Kinney, Jochum, and Mathis, a bill for an act relating to the criminal offense of manufacturing, delivering, selling, or possessing drug paraphernalia by exempting hypodermic needles or syringes delivered, sold, or possessed through an approved needle exchange program.

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

[Senate File 220](#), by committee on Judiciary, a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, requiring removal of existing systems, and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 1065 **Ways and Means**

Modifying provisions applicable to the renewable energy tax credit, and including effective date and retroactive applicability provisions.

SSB 1066 **Ways and Means**

Relating to the Iowa election campaign fund individual income tax checkoff by providing for the repeal of the tax checkoff and the future repeal of the Iowa election campaign fund, and including effective date and retroactive applicability provisions.

SSB 1067 **Agriculture**

Increasing the time period within which a financing statement may be filed to perfect a custom cattle feedlot lien.

SSB 1068 **Human Resources**

Relating to child abuse involving access to a child by a person who is required to register as a sex offender.

SSB 1069 **Human Resources**

Relating to the definition of child foster care for purposes of child care provided by a relative of a child.

SSB 1070 **Human Resources**

Relating to the public disclosure of information regarding founded child abuse involving a child fatality or near fatality.

SSB 1071 **Human Resources**

Relating to a coordinated health care workforce recruitment and retention effort.

SSB 1072 **Human Resources**

Relating to the use of step therapy protocols for prescription drugs by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

SSB 1073 **Human Resources**

Relating to the Iowa prescription monitoring program and making penalties applicable.

SSB 1074 **Human Resources**

Relating to pharmacy regulation, including alternate board of pharmacy members, drug disposal program funding, an impaired professionals program, and pharmacy internet sites.

SSB 1075 **Human Resources**

Relating to the advanced practice registered nurse compact, including assessments against party states, and including effective date provisions.

SSB 1076 **Human Resources**

Relating to the nurse licensure compact, including provisions for assessments against party states, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 5**

STATE GOVERNMENT: Feenstra, Chair; Bisignano and Chapman

Senate File 183

HUMAN RESOURCES: Chapman, Chair; Jochum and Segebart

Senate File 185

STATE GOVERNMENT: Schneider, Chair; Chapman and Jochum

Senate File 186

STATE GOVERNMENT: Chapman, Chair; Danielson and Feenstra

Senate File 193

STATE GOVERNMENT: Schneider, Chair; Danielson and Zaun

[Senate File 194](#)

TRANSPORTATION: Anderson, Chair; Bertrand and Danielson

[Senate File 197](#)

STATE GOVERNMENT: Dawson, Chair; Horn and Smith

[Senate File 198](#)

VETERANS AFFAIRS: Costello, Chair; Ragan and Rozenboom

[Senate File 206](#)

JUDICIARY: Schneider, Chair; Boulton and Zaun

[Senate File 207](#)

JUDICIARY: Garrett, Chair; Edler and Petersen

[Senate File 208](#)

JUDICIARY: Kinney, Chair; Shipley and Sinclair

[Senate File 209](#)

JUDICIARY: Dawson, Chair; Garrett and Kinney

[Senate File 210](#)

AGRICULTURE: Zumbach, Chair; Edler and Taylor

[Senate File 211](#)

TRANSPORTATION: Zumbach, Chair; Bowman and Breitbach

[SSB 1065](#)

WAYS AND MEANS: Feenstra, Chair; Bolkcom and Smith

[SSB 1066](#)

WAYS AND MEANS: Feenstra, Chair; Edler and Jochum

[SSB 1067](#)

AGRICULTURE: Zumbach, Chair; Kinney and Shipley

[SSB 1068](#)

HUMAN RESOURCES: Chelgren, Chair; Costello and Mathis

[SSB 1069](#)

HUMAN RESOURCES: Costello, Chair; Chelgren and Mathis

[SSB 1070](#)

HUMAN RESOURCES: Costello, Chair; C. Johnson and Ragan

[SSB 1071](#)

HUMAN RESOURCES: C. Johnson, Chair; Bolkcom and Garrett

[SSB 1072](#)

HUMAN RESOURCES: Greene, Chair; Mathis and Shipley

[SSB 1073](#)

HUMAN RESOURCES: Greene, Chair; Jochum and Shipley

[SSB 1074](#)

HUMAN RESOURCES: Shipley, Chair; Greene and Jochum

[SSB 1075](#)

HUMAN RESOURCES: Greene, Chair; Ragan and Shipley

[SSB 1076](#)

HUMAN RESOURCES: Shipley, Chair; Greene and Ragan

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: [SENATE FILE 218](#) (formerly [SF 87](#)), a bill for an act relating to carrying weapons on school grounds by a certified peace officer or a reserve peace officer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 220](#) (formerly [SF 3](#)), a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, requiring removal of existing systems, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Zaun, Taylor, Edler, Garrett, Schneider, Schultz, Shipley, and Sinclair. Nays, 4: Dawson, Boulton, Kinney, and Petersen. Absent, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on [Senate File 220](#), and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: [SENATE CONCURRENT RESOLUTION 3 \(SSB 1024\)](#), a concurrent resolution to approve and confirm the appointment of Kristie Hirschman as Ombudsman.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Dix, Whitver, Hogg, Behn, Dvorsky, Feenstra, Jochum, Ragan, Schneider, and Sinclair. Nays, none. Absent, 1: Smith.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL REFERRED TO COMMITTEE

[Senate File 197](#) was referred from the committee on State Government to the committee on **Veterans Affairs**.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on February 8, 2017, to investigate the appointment and reappointment of the following appointees:

APPROPRIATIONS

As members of the Enhance Iowa Board:

Jacob Anderson – Bertrand, Chair; Dotzler and Greene

Eric Bookmeyer – Bertrand, Chair; Dotzler and Greene

Michael Broshar – Bertrand, Chair; Dotzler and Greene
Emily Damman – Chelgren, Chair; Hart and C. Johnson
Lisa Hein – Chelgren, Chair; Hart and C. Johnson
Mark Kapfer – Chelgren, Chair; Hart and C. Johnson
Stefanie Kohn – Costello, Chair; Boulton and Guth
Derek Lumsden – Costello, Chair; Boulton and Guth
Kate McGann – Costello, Chair; Boulton and Guth
Tammy Robinson – Garrett, Chair; Lofgren and Mathis
Charese Yanney – Garrett, Chair; Lofgren and Mathis

COMMERCE

As Commissioner of Insurance:

Doug Ommen – C. Johnson, Chair; Guth and Mathis

EDUCATION

As Executive Director of the Board of Educational Examiners:

Dr. Ann Lebo – Behn, Chair; Bowman and Sinclair

As a member of the Board of Educational Examiners:

Katherine Schmidt – Behn, Chair; Bowman and Sinclair

As a member of the State Board of Regents:

Dr. Michael Richards – Behn, Chair; Quirnbach and Sinclair

HUMAN RESOURCES

As Director of the Department on Aging:

Linda Miller – Segebart, Chair; Costello and Mathis

As a member of the Health Facilities Council:

Brenda Perrin – Costello, Chair; Mathis and Segebart

As a member of the Healthy and Well Kids in Iowa (HAWK-I) Board:

Dr. Jonathan Crosbie – Greene, Chair; Mathis and Segebart

LOCAL GOVERNMENT

As a member of the Property Assessment Appeal Board:

Camille Valley – Garrett, Chair; Guth and McCoy

STATE GOVERNMENT

As a member of the Electrical Examining Board:

Kathleen Stoppelmoo – Brown, Chair; Anderson and Bisignano

As a member of the Board of Medicine:

Dr. Nicole Gilg Gachiani – Smith, Chair; Bowman and Chapman

As members of the Iowa Public Information Board:

E. J. Giovannetti – Anderson, Chair; Danielson and Schneider

Keith Luchtel – Dawson, Chair; Horn and Schneider

Frederick (Rick) Morain – Dawson, Chair; Jochum and Schneider

William Peard – Anderson, Chair; Petersen and Schneider

Julie Pottorff – Schultz, Chair; Bowman and Feenstra

Renee Twedt – Schultz, Chair; Danielson and Feenstra

Mary Unga-Sogaard – Schultz, Chair; Feenstra and Jochum

VETERANS AFFAIRS

As a member of the Commission of Veterans Affairs:

Mary Van Horn – Lofgren, Chair; Allen and Bertrand

WAYS AND MEANS

As members of the Economic Development Authority:

Dr. Nicholas Chilcoat – Edler, Chair; Brown and Dotzler

Bruce Lehrman – Edler, Chair; Brown and Dotzler

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. 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 8th day of February, 2017.

[Senate File 166.](#)

W. CHARLES SMITHSON
Secretary of the Senate

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 8, 2017, the Governor approved and transmitted to the Secretary of State the following bills:

[**Senate File 166**](#) – Relating to the state school foundation program, by modifying requirements for the enactment of the state percents of growth, establishing state percents of growth, modifying provisions relating to school district property tax replacement payments, and including effective date and applicability provisions.