

PROOF

STATE OF IOWA

Senate Journal

MONDAY, FEBRUARY 4, 2019

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE SENATE

TWENTY-SECOND CALENDAR DAY
THIRTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 4, 2019

The Senate met in regular session at 1:04 p.m., President Schneider presiding.

Prayer was offered by Roxanne Gissler, Certified Humanist Celebrant from Linn County. She was the guest of Senator T. Taylor.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jackson Birdwell.

The Journal of Thursday, January 31, 2019, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:16 p.m. until 9:00 a.m., Tuesday, February 5, 2019.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

OFFICE OF THE ATTORNEY GENERAL

Attorney Contingency Fee Agreements Report, pursuant to Iowa Code section 23B.3. Report received on February 4, 2019.

Divestiture Program Report, pursuant to Iowa Code section 249F.8. Report received on February 1, 2019.

AUDITOR OF STATE

Audit of the Department of Justice Report, pursuant to 2018 Iowa Acts, [HF 2492](#). Report received on February 4, 2019.

ECONOMIC DEVELOPMENT AUTHORITY

Annual Report, pursuant to Iowa Code section 15.107B. Report received on February 4, 2019.

DEPARTMENT OF HUMAN RIGHTS

Youth Development Council Annual Report, pursuant to Iowa Code section 216A.140. Report received on February 4, 2019.

REPORTS OF COMMITTEE MEETINGS

ETHICS

Convened: Monday, February 4, 2019, 2:15 p.m.

Members Present: Costello, Chair; Behn, Vice Chair; Jochum, Ranking Member; Kinney, Mathis, and Sweeney.

Members Absent: None.

Committee Business: Committee meeting on [SSB 1092](#) and [SSB 1093](#) Committee rules amendments: LSB 9013XD.7—all cell phones non-audible during committee and subcommittee meetings, LSB 9013XD.8—all germane amendments offered in committee shall be eligible for a vote, LSB 9013XD.9—posting of notice of subcommittee meeting 24 hours in advance with ability of chair to waive the 24 hour notice, and LSB 9013XD.10—all subcommittee meetings open to public.

Adjourned: 2:30 p.m.

TRANSPORTATION

Convened: Monday, February 4, 2019, 4:05 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Danielson, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: None.

Committee Business: SF's 43, 58, 61, 83; and [SSB 1045](#).

Adjourned: 4:45 p.m.

INTRODUCTION OF RESOLUTION

[Senate Joint Resolution 12](#), by Bolkom, Dotzler, Jochum, J. Smith, Wahls, and Boulton, a joint resolution recognizing the fossil crinoid as the state fossil.

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

INTRODUCTION OF BILLS

[Senate File 168](#), by Ragan and Mathis, a bill for an act relating to an ombudsman to provide Medicaid program assistance and advocacy.

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

[Senate File 169](#), by Segebart, a bill for an act relating to bone marrow donation public awareness.

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

[Senate File 170](#), by Rozenboom, a bill for an act relating to the publication duties of and the filling of vacancies on county agricultural extension councils and including effective date and applicability provisions.

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

[Senate File 171](#), by Sinclair, a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil, making appropriations to the transportation equity fund, and including effective date provisions.

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

[Senate File 172](#), by Sinclair, a bill for an act relating to public school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2019, modifying provisions relating to the property tax replacement payments, and including effective date provisions.

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

[Senate File 173](#), by Petersen, R. Taylor, J. Smith, Boulton, Jochum, Bolkcom, Dotzler, T. Taylor, Wahls, Celsi, Ragan, and Bisignano, a bill for an act exempting the sale of feminine hygiene products and diapers from the sales tax.

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

[Senate File 174](#), by Lykam, Cournoyer, Kinney, Koelker, Quirnbach, Bolkcom, Petersen, Ragan, J. Smith, Wahls, Boulton, Dotzler, R. Taylor, Celsi, and Danielson, a bill for an act relating to the manufacturing and equipment sales and use tax exemption, and including effective date provisions.

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

[Senate File 175](#), by Bolkcom, R. Taylor, Celsi, and Dotzler, a bill for an act creating the Iowa end-of-life options Act and providing penalties.

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

[Senate File 176](#), by T. Taylor, Bisignano, Bolkcom, Boulton, Celsi, Danielson, Dotzler, Hogg, Jochum, Kinney, Lykam, Mathis, Petersen, Quirnbach, Ragan, J. Smith, R. Taylor, and Wahls, a bill for an act concerning employment matters involving public employees including collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, and including effective date, applicability, and transition provisions.

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

STUDY BILLS RECEIVED

SSB 1095 **Commerce**

Relating to the removal of city utility board members, and including effective date provisions.

SSB 1096 **Commerce**

Relating to permissible interest rates and charges for certain loans.

SSB 1097 **Judiciary**

Relating to registration and bonding requirements for contractors, and providing criminal and civil penalties.

SSB 1098 **Ways and Means**

Relating to the increased expensing allowance deduction by corporations, financial institutions, and partnerships and limited liability companies taxed as corporations, and including effective date and retroactive applicability provisions.

SSB 1099 **Education**

Relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions.

SSB 1100 **State Government**

Relating to the conduct of sports betting, providing for taxes, and making penalties applicable.

SSB 1101 **Judiciary**

Relating to the membership and procedures of the state judicial nominating commission and district judicial nominating commission and to the selection and qualifications of judges, associate judges, and the chief justice, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 154](#)

WAYS AND MEANS: Feenstra, Chair; Danielson and R. Smith

[Senate File 161](#)

EDUCATION: Sinclair, Chair; J. Smith and Zaun

[Senate File 164](#)

WAYS AND MEANS: Feenstra, Chair; Brown and Dotzler

[Senate File 165](#)

JUDICIARY: Schultz, Chair; Bisignano and Whiting

[Senate File 166](#)

EDUCATION: Behn, Chair; Wahls and Zaun

[Senate File 172](#)

EDUCATION: Sinclair, Chair; Celsi and Cournoyer

[Senate File 173](#)

WAYS AND MEANS: Chapman, Chair; Jochum and Sweeney

[SSB 1095](#)

COMMERCE: Feenstra, Chair; Petersen and R. Smith

[SSB 1096](#)

COMMERCE: Nunn, Chair; Koelker and Quirmbach

[SSB 1097](#)

JUDICIARY: Chapman, Chair; Hogg and Schultz

[SSB 1098](#)

WAYS AND MEANS: Feenstra, Chair; Bolkom and R. Smith

[SSB 1099](#)

EDUCATION: Sinclair, Chair; Kraayenbrink and Quirmbach

[SSB 1100](#)

STATE GOVERNMENT: R. Smith, Chair; Bisignano and Dawson

[SSB 1101](#)

JUDICIARY: Garrett, Chair; Chapman, Dawson, Hogg, and Kinney

APPOINTED POSITIONS

February 1, 2019

Charlie Smithson
 Secretary of the Senate
 State Capitol Building

Dear Mr. W. Charles Smithson:

It is my pleasure to submit, pursuant to Iowa Code Section 2.32(2), the list of all appointed positions requiring gubernatorial action pursuant to Iowa Code Section 2.32(1)

Kim Reynolds
 Governor

BY THE GOVERNORNUMBER OF POSITIONSDIRECTORS

IOWA DEPARTMENT OF NATURAL RESOURCES	1
OFFICE OF THE CHIEF INFORMATION OFFICER	1
IOWA CIVIL RIGHTS COMMISSION	1
IOWA DEPARTMENT OF CORRECTIONS	1
IOWA ECONOMIC DEVELOPMENT AUTHORITY	1
IOWA DEPARTMENT OF ADMINISTRATIVE SERVICES	1
IOWA DEPARTMENT OF INSPECTIONS AND APPEALS	1
IOWA DEPARTMENT OF MANAGEMENT	1
IOWA DEPARTMENT OF PUBLIC HEALTH	1
SUPERINTENDENT OF CREDIT UNIONS	1
OFFICE FOR STATE-FEDERAL RELATIONS	1
WORKFORCE DEVELOPMENT	1

BOARD

ACCOUNTANCY EXAMINING BOARD	3
COMMISSION ON AGING	3
AGRICULTURAL DEVELOPMENT BOARD	1
ALCOHOLIC BEVERAGES DIVISION	1
ARCHITECTURAL EXAMINING BOARD	2
BOARD OF ATHLETIC TRAINING	3
IOWA AUTISM COUNCIL	5
BOARD OF BARBERING	1
BOARD OF BEHAVIORAL SCIENCE	3
COMMISSION FOR THE BLIND	1
BOILER AND PRESSURE VESSEL BOARD	2

CHILD ADVOCACY BOARD	2
BOARD OF CHIROPRACTIC	1
CITY DEVELOPMENT BOARD	2
IOWA STATE CIVIL RIGHTS COMMISSION	4
COMMISSION ON COMMUNITY ACTION AGENCIES	3
BOARD OF CORRECTIONS	4
BOARD OF COSMETOLOGY ARTS AND SCIENCES	1
COUNTY FINANCE COMMITTEE	3
CREDIT UNION REVIEW BOARD	3
CRIMINAL AND JUVENILE JUSTICE PLANNING ADVISORY COUNCIL	1
COMMISSION OF DEAF SERVICES	2
BOARD OF DENTISTRY	3
BOARD OF DIETETICS	1
IOWA DRUG POLICY ADVISORY COUNCIL	2
EARLY CHILDHOOD IOWA STATE BOARD	4
ECONOMIC DEVELOPMENT AUTHORITY	5
BOARD OF EDUCATIONAL EXAMINERS	4
ELECTRICAL EXAMINING BOARD	4
ELEVATOR SAFETY BOARD	2
ENGINEERING AND LAND SURVEYING EXAMINING BOARD	2
ENHANCE IOWA BOARD	5
ENVIRONMENTAL PROTECTION COMMISSION	4
IOWA FINANCE AUTHORITY BOARD OF DIRECTORS	3
IOWA GRAIN INDEMNITY FUND BOARD	2
IOWA GREAT PLACES ADVISORY BOARD	4
HEALTH FACILITIES COUNCIL	2
HEALTHY AND WELL KIDS IN IOWA BOARD (HAWK-I)	2
BOARD OF HEARING AID SPECIALISTS	2
COUNCIL ON HUMAN SERVICES	4
INTERIOR DESIGN EXAMINING BOARD	2
IOWA INNOVATION CORPORATION	1
INVESTMENT BOARD OF THE IPERS	2
COMMISSION ON JUDICIAL QUALIFICATIONS	1
LANDSCAPE ARCHITECTURAL EXAMINING BOARD	2
LATINO AFFAIRS COMMISSION	3
LAW ENFORCEMENT ACADEMY COUNCIL	4
IOWA LOTTERY AUTHORITY BOARD OF DIRECTORS	2
BOARD OF MASSAGE THERAPY	4
BOARD OF MEDICINE	5
MENTAL HEALTH AND DISABILITY SERVICES COMMISSION	7
MENTAL HEALTH RISK POOL BOARD	5
BOARD OF MORTUARY SCIENCE	2
COMMISSION OF NATIVE AMERICAN AFFAIRS	7

NATURAL RESOURCE COMMISSION	2
BOARD OF NURSING	3
BOARD OF NURSING HOME ADMINISTRATORS	2
BOARD OF OPTOMETRY	2
IOWA COMPREHENSIVE PETROLEUM	
UNDERGROUND STORAGE TANK FUND BOARD	1
BOARD OF PHARMACY	3
BOARD OF PHYSICAL AND OCCUPATIONAL THERAPY	3
BOARD OF PHYSICIAN ASSISTANTS	4
BOARD OF PODIATRY	3
PROPERTY ASSESSMENT APPEAL BOARD	2
PROPERTY ASSESSMENT APPEAL BOARD, CHAIR	1
BOARD OF PSYCHOLOGY	2
PUBLIC EMPLOYMENT RELATIONS BOARD	1
PUBLIC EMPLOYMENT RELATIONS BOARD, CHAIR	1
STATE RACING AND GAMING COMMISSION	1
REAL ESTATE APPRAISER EXAMINING BOARD	2
REAL ESTATE COMMISSION	2
STATE OF IOWA BOARD OF REGENTS	3
RENEWABLE FUEL INFRASTRUCTURE BOARD	4
BOARD OF RESPIRATORY CARE	2
BOARD OF SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS	2
BOARD OF SOCIAL WORK	3
BOARD OF SPEECH PATHOLOGY AND AUDIOLOGY	2
COMMISSION OF VETERANS AFFAIRS	6
COMMISSION ON TOBACCO USE PREVENTION AND CONTROL	4
IOWA BOARD OF VETERINARY MEDICINE	1
IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION	2
IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, CHAIR	1
IOWA UTILITIES BOARD	1
IOWA UTILITIES BOARD, CHAIR	1
IOWA WORKFORCE DEVELOPMENT BOARD	6
PLUMBING AND MECHANICAL SYSTEMS BOARD	4
SCHOOL BUDGET REVIEW COMMITTEE	2
STATE SOIL CONSERVATION COMMITTEE	3
TITLE GUARANTY DIVISION BOARD	2

BY THE IOWA ATTORNEY GENERALS OFFICE

NUMBER OF POSITIONS

CONSUMER ADVOCATE	1
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2/1/2019

Mr. W. Charles Smithson
Secretary of the Senate
State Capitol Building

Dear Mr. Smithson:

Our office submitted the list of gubernatorial interim appointments qualifying as the January group. These appointments were made to fill board and commission vacancies having become vacant since the conclusion of the 2018 legislative session.

However, not all positions meeting this description have thus far been filled. You will find all remaining vacancies requiring senate confirmation listed on the following sheet. The Governor's office has included the remaining vacancies in the February 1/March 1 List of 2019. This list has since been approved by Secretary of the Senate. The vacancies on the following sheet will be filled with a gubernatorial appointment or deferred by March 1 2019 in accordance with the Iowa Code Section 2.32 and Senate Rule 59.

If you believe this writing and subsequent list of appointments and vacancies does not meet all legal requirements within the Senate or the Iowa Code, please contact Nick Boeyink at 515-725-3509 to resolve the issue.

Sincerely,
Nick Boeyink
Director of Boards and Commissions

DIRECTORS

IOWA DEPARTMENT OF NATURAL RESOURCES
OFFICE OF THE CHIEF INFORMATION OFFICER
IOWA CIVIL RIGHTS COMMISSION
IOWA DEPARTMENT OF CORRECTIONS
IOWA ECONOMIC DEVELOPMENT AUTHORITY
IOWA DEPARTMENT OF ADMINISTRATIVE SERVICES
IOWA DEPARTMENT OF INSPECTIONS AND APPEALS
IOWA DEPARTMENT OF MANAGEMENT
IOWA DEPARTMENT OF PUBLIC HEALTH
SUPERINTENDENT OF CREDIT UNIONS
OFFICE FOR STATE-FEDERAL RELATIONS
WORKFORCE DEVELOPMENT

BOARD AND COMMISSION MEMBERS

BOARD OF ATHLETIC TRAINING

BOARD OF DENTISTRY

BOARD OF EDUCATIONAL EXAMINERS

SUCCEEDING

Rita Perea/Brenda Easter

Thomas Jeneary

Jay Prescott

BOARD OF MASSAGE THERAPY	David Edwards
BOARD OF MEDICINE	Katherine Asjes
BOARD OF RESPIRATORY CARE	Austin Mouw
CHILD ADVOCACY BOARD	Mark Hargrafen
COMMISSION OF NATIVE AMERICAN AFFAIRS	Larry Lasley
COMMISSION OF NATIVE AMERICAN AFFAIRS	Franklin Phillips
COMMISSION OF NATIVE AMERICAN AFFAIRS	Judy Yellowbank
COMMISSION OF NATIVE AMERICAN AFFAIRS	Dirk Whitebreast
COMMISSION OF NATIVE AMERICAN AFFAIRS	Dawn Buffalo
COMMISSION ON VETERANS AFFAIRS	Monica Blakely
COMMISSION ON AGING	Richard Stone
COMMISSION ON COMMUNITY ACTION AGENCIES	Joyce Hoepker/John Johnson
COMMISSION ON TOBACCO USE PREVENTION AND CONTROL	Brian Pins
COUNCIL ON HUMAN SERVICES	Phyllis Hansell
COUNCIL ON HUMAN SERVICES	Guy Richardson/Robert Brownell
CREDIT UNION REVIEW BOARD	Karyn Finn
CRIMINAL AND JUVENILE JUSTICE PLANNING ADVISORY COUNCIL	Pam Kracht
EARLY CHILDHOOD IOWA STATE BOARD	Katie Lott
EARLY CHILDHOOD IOWA STATE BOARD	Elizabeth Colby-Plautz
ECONOMIC DEVELOPMENT AUTHORITY	Bruce Lehrman
ELECTRICAL EXAMINING BOARD	Chad Layland/Theodore Meiners
ENHANCE IOWA BOARD	Derek Lumsden
IOWA AUTISM COUNCIL	Sean Peterson
IOWA AUTISM COUNCIL	James Paprocki/Yogesh Shah

IOWA LAW ENFORCEMENT ACADEMY COUNCIL	Brian Guy
IOWA STATE CIVIL RIGHTS COMMISSION	Lauren Haugh
IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION	Kathleen Kohorst/Fransen/Humburg
LATINO AFFAIRS COMMISSION	Michelle Reuss
LATINO AFFAIRS COMMISSION	Junior Jaime
LATINO AFFAIRS COMMISSION	Juan Rodriguez
MENTAL HEALTH AND DISABILITY SERVICES COMMISSION	Marilyn Seemann
MENTAL HEALTH RISK POOL	Linda Dunshee
MENTAL HEALTH RISK POOL	Patrick John Schmitz
MENTAL HEALTH RISK POOL	Mechelle Dhondt
PLUMBING AND MECHANICAL SYSTEMS BOARD	Rodney Schultz
PROPERTY ASSESSMENT APPEAL BOARD	Stewart Iverson
REAL ESTATE COMMISSION	Elizabeth Hansen
RENEWABLE FUEL INFRASTRUCTURE BOARD	Carol Balvanz
STATE SOIL CONSERVATION COMMITTEE	Lisa Donlon