

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, FEBRUARY 12, 2019

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JOURNAL OF THE SENATE

THIRTIETH CALENDAR DAY
EIGHTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 12, 2019

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

Prayer was offered by Reverend James Stogdill, pastor of the Messiah Lutheran Church in Johnston, Iowa. He was the guest of Senator Schultz.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page John Meis.

Alex Zumbach sang the National Anthem. He is the son of Michelle Zumbach and Senator Dan Zumbach.

The Journal of Monday, February 11, 2019, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 11, 2019, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 306](#), 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 and attached to **companion** [Senate File 172](#).

[House File 307](#), 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, establishing transportation data review and reporting requirements, and including effective date provisions.

Read first time and attached to **similar** [Senate File 171](#).

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:13 a.m. until 9:00 a.m., Wednesday, February 13, 2019.

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:

CHIEF INFORMATION OFFICER

Salary Report, pursuant to Iowa Code section 8A.341. Report received on February 12, 2019.

CERTIFICATES OF RECOGNITION

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

Andee Joos, Mingo—For her outstanding volunteer service promoting food security and recovery in Central Iowa. Senator Nunn.

Raegan Junge, Keystone—For receiving a 2019 Prudential Spirit of Community Award. Senator Kapucian.

Samuel Sexe, Humbolt—For receiving a 2019 Prudential Spirit of Community Award. Senator Kraayenbrink.

REPORTS OF COMMITTEE MEETINGS

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 12, 2019, 1:05 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Hogg, Ranking Member; Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach.

Members Absent: None.

Committee Business: Distributed subcommittee assignments and appointee subcommittee report.

Adjourned: 1:10 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, February 12, 2019, 10:00 a.m.

Members Present: Guth, Chair; Celsi, Ranking Member; R. Taylor, and Whiting.

Members Absent: Zumbach, Vice Chair (excused).

Committee Business: Organizational meeting.

Adjourned: 10:55 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Thursday, February 7, 2019, 10:00 a.m.

Members Present: Kraayenbrink, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Koelker, and Quirmbach.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

ALSO:

Convened: Tuesday, February 12, 2019, 10:05 a.m.

Members Present: Kraayenbrink, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; and Koelker.

Members Absent: Quirmbach (excused).

Committee Business: Ryan Wise, Director of the Department of Education.

Adjourned: 10:55 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Tuesday, February 12, 2019, 10:05 a.m.

Members Present: Garrett, Chair; Hogg, Ranking Member; Carlin and T. Taylor.

Members Absent: Nunn, Vice Chair (excused).

Committee Business: Presentation by Stephan K. Bayens, Commissioner of Public Safety.

Adjourned: 11:15 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: Tuesday, February 12, 2019, 10:05 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; Boulton, and Dawson.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 10:30 a.m.

INTRODUCTION OF RESOLUTIONS

[Senate Joint Resolution 13](#), by R. Taylor, a joint resolution designating the channel catfish as the official state fish for the state of Iowa.

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

[Senate Joint Resolution 14](#), by R. Taylor, a joint resolution proposing an amendment to the Constitution of the State of Iowa providing that the people of the state have a right to hunt, fish, and harvest wildlife.

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

[Senate Joint Resolution 15](#), by Schultz, a joint resolution requesting Congress to propose amendments to the Constitution of the United States that impose fiscal restraints on the federal government and limit the power and jurisdiction of the federal government and applying for a convention of the states under Article V of the Constitution of the United States to propose amendments that impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for its officials and for members of Congress.

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

INTRODUCTION OF BILLS

[Senate File 238](#), by Guth, a bill for an act establishing the immunization safety and right of refusal Act, and providing penalties.

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

[Senate File 239](#), by Guth and Zaun, a bill for an act providing for exemptions from immunization for a person's enrollment in any elementary or secondary school or licensed child care center.

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

[Senate File 240](#), by Guth, Whiting, Chapman, Carlin, Costello, Garrett, Behn, Johnson, Rozenboom, Segebart, Cournoyer, Kraayenbrink, Feenstra, Sweeney, Schultz, and Edler, a bill for an act relating to the standard of judicial review and providing a claim or defense when a state action burdens a person's exercise of religion, and including effective date provisions.

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

[Senate File 241](#), by Dotzler, a bill for an act relating to claims for unemployment insurance benefits and including applicability provisions.

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

[Senate File 242](#), by Dotzler, a bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965 and in state contracting, making penalties applicable, and establishing an equal pay task force.

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

[Senate File 243](#), by Garrett, Chapman, Guth, Johnson, Whiting, Segebart, Greene, Zumbach, Behn, Rozenboom, Kapucian, Shipley, Zaun, Carlin, Sinclair, Sweeney, Costello, Cournoyer, Kraayenbrink, Edler, Feenstra, Nunn, R. Smith, Schultz, Miller-Meeks, and Breitbach, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

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

[Senate File 244](#), by Ragan and Bolkcom, a bill for an act relating to a study concerning a comprehensive approach to detecting, managing, and preventing elder abuse.

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

[Senate File 245](#), by committee on Education, a bill for an act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

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

[Senate File 246](#), by committee on Education, a bill for an act relating to requirements for eligibility under the all Iowa opportunity scholarship program.

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

[Senate File 247](#), by T. Taylor, a bill for an act increasing the state minimum hourly wage and providing for subsequent increases by the same percentage as the increase in federal social security benefits.

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

[Senate File 248](#), by T. Taylor, Danielson, Kinney, J. Smith, Lykam, and R. Taylor, a bill for an act relating to the operation of railroad trains by a crew of two or more persons, providing penalties, and including effective date provisions.

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

[Senate File 249](#), by T. Taylor, Dotzler, R. Taylor, Lykam, and Danielson, a bill for an act relating to the construction and maintenance of walkways in railroad yards, and providing penalties.

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

[Senate File 250](#), by T. Taylor, Danielson, Kinney, J. Smith, Lykam, and R. Taylor, a bill for an act concerning matters relating to the transportation of railroad workers, and providing penalties.

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

[Senate File 251](#), by Miller-Meeks, a bill for an act relating to the provision of Medicaid coverage to pregnant women lawfully residing in the United States.

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

[Senate File 252](#), by Miller-Meeks, a bill for an act relating to the suspension of Medicaid coverage for an inmate of a public institution.

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

[Senate File 253](#), by Hogg, a bill for an act relating to eligibility for state child care assistance.

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

[Senate File 254](#), by Mathis, a bill for an act relating to consent agreements for domestic abuse and sexual abuse protective orders.

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

[Senate File 255](#), by Danielson, a bill for an act relating to calculation of attorney fees for attorneys representing personal representatives in administration of estates.

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

[Senate File 256](#), by Zaun, a bill for an act relating to the medical cannabidiol Act.

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

[Senate File 257](#), by Petersen, a bill for an act exempting from the hotel and motel tax the sales price of lodging furnished by nonprofit lodging providers renting to the friends and family of hospital patients.

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

STUDY BILLS RECEIVED

SSB 1149 Labor and Business Relations

Concerning unemployment insurance and including effective date and applicability provisions.

SSB 1150 Ways and Means

Relating to the assessment of certain subdivided real property and including applicability provisions.

SSB 1151 Commerce

Relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies.

SSB 1152 Commerce

Relating to the imposition of certain fees on public utilities for the use of public rights-of-way.

SUBCOMMITTEE ASSIGNMENTS

Senate File 196

HUMAN RESOURCES: Costello, Chair; Edler and Ragan

Senate File 211

HUMAN RESOURCES: Segebart, Chair; Greene and Ragan

Senate File 214

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

Senate File 216

COMMERCE: Miller-Meeks, Chair; Nunn and Quirmbach

Senate File 217

COMMERCE: Nunn, Chair; Brown and Mathis

[Senate File 218](#)

STATE GOVERNMENT: Whiting, Chair; Johnson and T. Taylor

[Senate File 223](#)

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Carlin and T. Taylor

[Senate File 231](#)

LOCAL GOVERNMENT: Edler, Chair; Segebart and J. Smith

[Senate File 232](#)

COMMERCE: Nunn, Chair; Johnson and Quirmbach

[Senate File 233](#)

COMMERCE: Koelker, Chair; Lykam and Sinclair

[SSB 1149](#)

LABOR AND BUSINESS RELATIONS: Carlin, Chair; Brown, Dotzler, Koelker, and T. Taylor

[SSB 1150](#)

WAYS AND MEANS: Behn, Chair; Dotzler and Schultz

[SSB 1151](#)

COMMERCE: Chapman, Chair; Bolkom and Feenstra

[SSB 1152](#)

COMMERCE: Sinclair, Chair; Chapman and Petersen

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: [SENATE FILE 170](#), 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.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Zumbach, Sweeney, Kinney, Brown, Costello, Edler, Kapucian, Mathis, Ragan, Rozenboom, Shipley, R. Taylor, and Wahls. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: [SENATE FILE 245 \(SSB 1051\)](#), a bill for an act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, Cournoyer, Quirnbach, Behn, Celsi, Danielson, Edler, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 246 \(SSB 1052\)](#), a bill for an act relating to requirements for eligibility under the all Iowa opportunity scholarship program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, Cournoyer, Quirnbach, Behn, Celsi, Danielson, Edler, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENT FILED[S-3003](#)[S.R. 2](#)

Jack Whitver
Janet Petersen