

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, FEBRUARY 11, 2020

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JOURNAL OF THE SENATE

THIRTIETH CALENDAR DAY
EIGHTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 11, 2020

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

Prayer was offered by Bishop William Joensen of the Diocese of Des Moines. He was the guest of Senator Schneider.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Verayna Johnson. She was the guest of Senator Cournoyer.

The Journal of Monday, February 10, 2020, was approved.

BILLS REFERRED TO COMMITTEE

President Schneider announced that **Senate Files 2197 and 2200** be referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

HOUSE MESSAGE RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 10, 2020, **amended and passed** the following bill in which the concurrence of the House was asked:

[Senate File 2144](#), a bill for an act relating to financial and regulatory matters by making and supplementing appropriations for the fiscal year beginning July 1, 2019, and including effective date provisions. ([S-5004](#))

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced to the Senate chamber Jeffrey Plagge, the Governor's appointee to be Superintendent of Banking. He was the guest of Senators Koelker and Petersen and the committee on Commerce.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:10 a.m. until 9:00 a.m., Wednesday, February 12, 2020.

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 REVENUE

Central Collections Unity (CCU) Quarterly Debt Collection Report, pursuant to Iowa Code section 421.17. Report received on February 11, 2020.

CERTIFICATES OF RECOGNITION

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

Charles E. Ettleman—Upon his retirement of 50 years from Crawford County. Senator Schultz.

Melvin & Marcella Petersen, Schleswig—For celebrating their 70th wedding anniversary. Senator Schultz.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Monday, February 10, 2020, 3:40 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Petersen, Schultz, Shipley, Sweeney, R. Taylor, and Whiting.

Members Absent: Nunn and Sinclair (both excused).

Committee Business: [SF 116](#), [SSB 3036](#), [SSB 3005](#).

Adjourned: 4:40 p.m.

STATE GOVERNMENT

Convened: Tuesday, February 11, 2020, 1:05 p.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun.

Members Absent: Feenstra (excused).

Committee Business: Governor appointees; [SSB 3069](#); [SSB 3065](#); [SSB 3066](#).

Adjourned: 1:45 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, February 11, 2020, 10:00 a.m.

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

Members Absent: None.

Committee Business: Presentations: Department of Inspection & Appeals, Larry Johnson, Dir Department of Human Rights, San Wong, Dir Credit Union Division, Katie Averill, Superintendent.

Adjourned: 11:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Tuesday, February 11, 2020, 10:05 a.m.

Members Present: Shipley, Chair; Rozenboom, Vice Chair; Mathis, Ranking Member; Kinney, and Sweeney.

Members Absent: None.

Committee Business: Iowa Dept. of Ag presentation.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, February 11, 2020, 10:05 a.m.

Members Present: Lofgren, Chair; Greene, Vice Chair; Dotzler, Ranking Member; Cournoyer, and J. Smith.

Members Absent: None.

Committee Business: Childcare and Economic Development presentation.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Tuesday, February 11, 2020, 10:05 a.m.

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

Members Absent: Sinclair, Vice Chair (excused).

Committee Business: None.

Adjourned: 11:05 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Tuesday, February 11, 2020, 10:00 a.m.

Members Present: Costello, Chair; Edler, Vice Chair; Ragan, Ranking Member; Bolkom, and Miller-Meeks.

Members Absent: None.

Committee Business: None.

Adjourned: 10:55 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Tuesday, February 11, 2020, 10:00 a.m.

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

Members Absent: None.

Committee Business: Presentation, Department of Public Safety.

Adjourned: 11:10 a.m.

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

Convened: Tuesday, February 11, 2020, 10:05 a.m.

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

Members Absent: None.

Committee Business: Presentations by Iowa Law Enforcement Academy and Iowa Department of Cultural Affairs, Great Places.

Adjourned: 11:00 a.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 103](#), by Brown, Cournoyer, Feenstra, Behn, Shipley, Miller-Meeks, Schneider, Sinclair, Petersen, T. Taylor, Giddens, Bolkcom, Ragan, Jochum, Bisignano, Boulton, Lykam, R. Taylor, J. Smith, Kinney, Mathis, Dotzler, Quirmbach, Celsi, Hogg, Wahls, Lofgren, and Nunn, a resolution for celebrating July 2, 2019, as the 100th anniversary of the State of Iowa ratifying the Nineteenth Amendment to the United States Constitution.

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

INTRODUCTION OF BILLS

[Senate File 2221](#), by Mathis, a bill for an act relating to the redevelopment tax credit program for brownfields and grayfields and the aggregate tax credit limit for certain economic development programs.

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

[Senate File 2222](#), by Wahls, a bill for an act requiring the state board of education to establish a poverty weighting study committee.

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

[Senate File 2223](#), by Wahls, a bill for an act establishing survey and reporting requirements relating to community college students' intent to pursue a baccalaureate degree, progress in prerequisite academic coursework, and enrollment in universities after receiving community college degrees.

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

[Senate File 2224](#), by committee on Judiciary, a bill for an act relating to going armed with, carrying, or transporting weapons on school district property.

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

[Senate File 2225](#), by committee on Judiciary, a bill for an act relating to the criminal offenses of theft in the third degree and robbery in the first degree and making penalties applicable.

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

[Senate File 2226](#), by Wahls and Whiting, a bill for an act relating to the establishment of voting centers for elections where city elections and school elections are on the same ballot.

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

[Senate File 2227](#), by Carlin, a bill for an act establishing a homestead adjustment property tax credit for certain property of persons who have attained the age of sixty-five or who are totally disabled, applying income limitations, providing a penalty, making appropriations, and including retroactive and other applicability provisions.

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

[Senate File 2228](#), by Carlin, a bill for an act relating to the poison control center, and providing an appropriation.

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

[Senate File 2229](#), by Carlin, a bill for an act relating to the requirements for authorized electronic monitoring in nursing facilities, and providing penalties.

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

[Senate File 2230](#), by Carlin, a bill for an act relating to the development of an actionable strategic plan to promote and support breastfeeding in the state.

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

[Senate File 2231](#), by Carlin, a bill for an act relating to the penalties for defendants who aid and abet the commission of murder in the first degree.

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

[Senate File 2232](#), by committee on Judiciary, a bill for an act relating to the Iowa trust code, including the creation of directed trusts, the transfer of trust assets into other trusts, and requirements related to notices to beneficiaries.

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

[Senate File 2233](#), by committee on State Government, a bill for an act relating to the regulation of dental hygienists and dental assistants, and the practice of dentistry, and providing administrative penalties.

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

[Senate File 2234](#), by Sweeney, a bill for an act relating to improvements to land in drainage and levee districts, by providing for the construction or reconstruction of drainage tile lines by railroad companies.

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

[Senate File 2235](#), by Behn, a bill for an act relating to the education of students with characteristics of dyslexia and to the preparation and licensure of practitioners who provide such instruction, and establishing an Iowa dyslexia board.

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

STUDY BILLS RECEIVED

[SSB 3143](#) **Transportation**

Relating to the corn state special registration plates.

[SSB 3144](#) **Transportation**

Regarding persons who are deemed independent contractors when performing services while operating certain vehicles.

[SSB 3145](#) **Veterans Affairs**

Relating to veterans benefits by modifying provisions relating to veterans records and provisions relating to the filing date for the disabled veteran homestead property tax credit and including effective date provisions.

[SSB 3146](#) **Veterans Affairs**

Requiring county commissions of veteran affairs to contact discharged veterans regarding veteran benefits.

SSB 3147 Appropriations

Relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection.

SSB 3148 Judiciary

Relating to interpreters for limited-English-proficient, deaf, and hard-of-hearing persons in certain court proceedings.

SSB 3149 Judiciary

Relating to the administration of adult and minor guardianships and conservatorships, and including effective date and retroactive applicability provisions.

SSB 3150 Judiciary

Relating to civil actions, including the total amount recoverable as a noneconomic damages award against a health care provider and evidence offered to prove past medical expenses.

SUBCOMMITTEE ASSIGNMENTS**Senate File 76**

(Reassigned)

WAYS AND MEANS: Carlin, Chair; Brown and Wahls

Senate File 2127

WAYS AND MEANS: Dawson, Chair; Bolcom and Nunn

Senate File 2150

STATE GOVERNMENT: R. Smith, Chair; Giddens and Johnson

Senate File 2155

WAYS AND MEANS: Chapman, Chair; Quirnbach and R. Smith

Senate File 2192

COMMERCE: Breitbach, Chair; Bisignano and Dawson

[Senate File 2193](#)

JUDICIARY: Zaun, Chair; Dawson and Kinney

[Senate File 2194](#)

JUDICIARY: Zaun, Chair; Dawson and Kinney

[Senate File 2203](#)

NATURAL RESOURCES AND ENVIRONMENT: Behn, Chair; Hogg and Zumbach

[Senate File 2205](#)

TRANSPORTATION: Koelker, Chair; Cournoyer and Kinney

[Senate File 2208](#)

JUDICIARY: Sinclair, Chair; Bisignano and Shipley

[Senate File 2210](#)

APPROPRIATIONS: Johnson, Chair; Koelker and Wahls

[Senate File 2211](#)

AGRICULTURE: Shipley, Chair; Kapucian and Kinney

[Senate File 2212](#)

NATURAL RESOURCES AND ENVIRONMENT: Cournoyer, Chair; Boulton and Shipley

[Senate File 2213](#)

JUDICIARY: Chapman, Chair; Garrett and Petersen

[Senate File 2214](#)

JUDICIARY: Sweeney, Chair; Bisignano and Shipley

[Senate File 2215](#)

JUDICIARY: Whiting, Chair; Petersen and Schultz

[Senate File 2220](#)

JUDICIARY: Sinclair, Chair; Bisignano and Sweeney

[SSB 3143](#)

TRANSPORTATION: Kapucian, Chair; J. Smith and Zumbach

[SSB 3144](#)

TRANSPORTATION: Breitbach, Chair; Brown and Giddens

[SSB 3145](#)

VETERANS AFFAIRS: Koelker, Chair; Dotzler and Lofgren

[SSB 3146](#)

VETERANS AFFAIRS: Carlin, Chair; Edler and R. Taylor

[SSB 3147](#)

APPROPRIATIONS: Breitbach, Chair; Bolkom and Kraayenbrink

[SSB 3148](#)

JUDICIARY: Shipley, Chair; Schultz and R. Taylor

[SSB 3149](#)

JUDICIARY: Dawson, Chair; Bisignano and Shipley

[SSB 3150](#)

JUDICIARY: Whiting, Chair; Kinney and Nunn

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: *[SENATE FILE 2224](#) (formerly [SF 116](#)), a bill for an act relating to going armed with, carrying, or transporting weapons on school district property.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Zaun, Garrett, Kinney, Chapman, Dawson, Schultz, Shipley, Sweeney, R. Taylor, and Whiting. Nays, 3: Bisignano, Hogg, and Petersen. Absent, 2: Nunn and Sinclair.

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 2224](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 2225](#) ([SSB 3005](#)), a bill for an act relating to the criminal offenses of theft in the third degree and robbery in the first degree and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Zaun, Garrett, Kinney, Bisignano, Dawson, Hogg, Petersen, Schultz, Shipley, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 3: Chapman, Nunn, and Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 2232 \(SSB 3036\)](#), a bill for an act relating to the Iowa trust code, including the creation of directed trusts, the transfer of trust assets into other trusts, and requirements related to notices to beneficiaries.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Petersen, Schultz, Shipley, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 2: Nunn, and Sinclair.

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 2232](#), and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: [SENATE FILE 2233 \(SSB 3069\)](#), a bill for an act relating to the regulation of dental hygienists and dental assistants, and the practice of dentistry, and providing administrative penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committee for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Allen Kockler – Accountancy Examining Board

Kevin Brown – Commission on Community Action Agencies

Carly Armour – Commission of Deaf Services

Jillyn Kaufman – Commission of Deaf Services

Christopher Nipper – Commission of Deaf Services

Annette Dunn – Chief Information Officer

Douglas Van Polen – Board of Massage Therapy

Julie Andres – State Racing and Gaming Commission

Loretta Laubach – Real Estate Appraiser Examining Board

AMENDMENT FILED

[S-5004](#)

[S.F. 2144](#)

House