

PROOF

STATE OF IOWA

Senate Journal

MONDAY, FEBRUARY 17, 2020

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JOURNAL OF THE SENATE

THIRTY-SIXTH CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 17, 2020

The Senate met in regular session at 1:02 p.m., President Schneider presiding.

Prayer was offered by Pastor Darrin Miedema of Walnut Creek Church in Des Moines, Iowa. He was the guest of Senator Kapucian.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Boy Scout Troop 98. They were guests of Senator Zaun.

The Journal of Thursday, February 13, 2020, was approved.

BILLS REFERRED TO COMMITTEE

President Schneider announced that **Senate Files 2265 and 2240** be referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:15 p.m. until 9:00 a.m., Tuesday, February 18, 2020.

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:

LEGISLATIVE SERVICES AGENCY

Urban Renewal Report—Tax Increment Financing (TIF), pursuant to Iowa Code section 331.403. Report received on February 14, 2020.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD

Progress and Activities Report, pursuant to Iowa Code section 455G.4. Report received on February 14, 2020.

DEPARTMENT OF REVENUE

Corporate Income Tax—Research Activities Credit Report, pursuant to Iowa Code section 422.33. Report received on February 14, 2020.

Economic Development Award—Research Activities Credit Report, pursuant to Iowa Code section 15.335. Report received on February 14, 2020.

Individual Income Tax—Research Activities Credit Report, pursuant to Iowa Code section 422.10. Report received on February 14, 2020.

CERTIFICATES OF RECOGNITION

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

Aretha Burt-White, Waterloo—For celebrating her 100th birthday. Senator Dotzler.

Augustus Ehlers, Edgewood—For receiving the Prudential Spirit of Community Award. Senator Breitbach.

Marcus Lumber—For celebrating their 100th Anniversary. Senator Feenstra.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, February 17, 2020, 1:40 p.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirnbach, Ranking Member; Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun.

Members Absent: None.

Committee Business: [SF 199](#), [SF 2004](#), [SF 2101](#), [SSB 3132](#), Governor Appointee–Zackery Leist.

Adjourned: 2:50 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Monday, February 17, 2020, 1:40 p.m.

Members Present: Schultz, Chair; Whiting, Vice Chair; T. Taylor, Ranking Member; Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor.

Members Absent: None.

Committee Business: Committee business.

Adjourned: 1:50 p.m.

VETERANS AFFAIRS

Convened: Thursday, February 13, 2020, 1:00 p.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan.

Members Absent: None.

Committee Business: The consideration of [SF 2022](#), [SSB 3099](#), and the appointment of Carol Whitmore.

Adjourned: 1:20 p.m.

INTRODUCTION OF BILLS

[Senate File 2269](#), by committee on Natural Resources and Environment, a bill for an act relating to the established season for hunting game birds on a preserve.

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

[Senate File 2270](#), by committee on Natural Resources and Environment, a bill for an act relating to the identification and use of tree stands for hunting deer placed on public land and making penalties applicable.

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

[Senate File 2271](#), by committee on Natural Resources and Environment, a bill for an act relating to the purchasing of a youth deer hunting license and tag and the methods of take authorized for a youth hunter during youth deer hunting season.

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

[Senate File 2272](#), by committee on Labor and Business Relations, a bill for an act relating to public assistance program oversight, and including effective date provisions.

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

[Senate File 2273](#), by committee on Commerce, a bill for an act creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

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

[Senate File 2274](#), by committee on Judiciary, a bill for an act creating a work group to study information shared between county medical examiners and the Iowa division of criminal investigation criminalistics laboratory.

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

[Senate File 2275](#), by committee on Judiciary, a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle and providing penalties.

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

[Senate File 2276](#), by Ragan, a bill for an act relating to savings for higher education and training including creating an Iowa educational savings kick start program and a hawkeye state matching grant program, and making appropriations.

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

[Senate File 2277](#), by Dawson, a bill for an act relating to the appointment of a guardian ad litem for certain child prosecution witnesses.

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

[Senate File 2278](#), by J. Smith, R. Taylor, Ragan, Jochum, Boulton, Celsi, Wahls, Kinney, Dotzler, T. Taylor, Lykam, Hogg, Giddens, Bolkom, Petersen, Mathis, Quirnbach, and Bisignano, a bill for an act relating to the office of the state long-term care ombudsman, and making an appropriation.

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

[Senate File 2279](#), by Ragan, a bill for an act relating to the placement of a child in detention and the juvenile detention home fund, and making appropriations.

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

[Senate File 2280](#), by Mathis and Brown, a bill for an act relating to reimbursement of hospitals for days awaiting placement through private insurance and the Medicaid program.

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

[Senate File 2281](#), by Whiting, a bill for an act relating to unlicensed and unregistered child care facilities exceeding the maximum number of children authorized to be in care.

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

STUDY BILLS RECEIVED

[SSB 3181](#) **Judiciary**

Regarding legislative oversight of supreme court decisions, and including applicability provisions.

[SSB 3182](#) **Commerce**

Relating to the office of the chief information officer, including procurement preferences and a report detailing state information technology assets.

[SSB 3183](#) **Local Government**

Relating to county regulation of certain agricultural experiences.

[SSB 3184](#) **Judiciary**

Relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits.

[SSB 3185](#) **Judiciary**

Providing immunity for the operation of manufacturing or industrial facilities under certain circumstances and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

[Senate Joint Resolution 8](#)
(Reassigned)

JUDICIARY: Whiting, Chair; Chapman and Kinney

[Senate File 2238](#)

(Reassigned)

STATE GOVERNMENT: Chapman, Chair; Feenstra and Jochum

[Senate File 2254](#)

AGRICULTURE: Kapucian, Chair; Edler and Kinney

[Senate File 2276](#)

EDUCATION: Sinclair, Chair; Behn and Wahls

[Senate File 2277](#)

JUDICIARY: Dawson, Chair; Kinney and Shipley

[Senate File 2280](#)

HUMAN RESOURCES: Greene, Chair; Johnson and Mathis

[SSB 3181](#)

JUDICIARY: Garrett, Chair; Bisignano and Whiting

[SSB 3182](#)

COMMERCE: Dawson, Chair; Bolckom and Nunn

[SSB 3183](#)

LOCAL GOVERNMENT: Edler, Chair; Hogg and Segebart

[SSB 3184](#)

JUDICIARY: Nunn, Chair; Kinney and Whiting

[SSB 3185](#)

JUDICIARY: Schultz, Chair; Hogg and Shipley

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *[SENATE FILE 2273 \(SSB 3013\)](#), a bill for an act creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Dawson, Koelker, Breitbach, Brown, Chapman, Feenstra, Johnson, Miller-Meeks, Nunn, Sinclair, and R. Smith. Nays, 6: Lykam, Bisignano, Bolkcom, Mathis, Petersen, and Quirmbach. 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 Commerce Committee on [Senate File 2273](#), and they were attached to the committee report.

EDUCATION

Bill Title: [SENATE FILE 199](#), a bill for an act relating to voluntary diversity plans under the state's open enrollment law.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Sinclair, Behn, Edler, Johnson, Kraayenbrink, Rozenboom, Sweeney, and Zaun. Nays, 7: Cournoyer, Quirmbach, Celsi, Giddens, Lofgren, J. Smith, and Wahls. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: *[SENATE FILE 2274 \(SSB 3040\)](#), a bill for an act creating a work group to study information shared between county medical examiners and the Iowa division of criminal investigation criminalistics laboratory.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. 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 Judiciary Committee on [Senate File 2274](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 2275 \(SSB 3035\)](#), a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Zaun, Garrett, Kinney, Chapman, Dawson, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, 2: Bisignano and Hogg. 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 Judiciary Committee on [Senate File 2275](#), and they were attached to the committee report.

LABOR AND BUSINESS RELATIONS

Bill Title: *[SENATE FILE 2272 \(SSB 3068\)](#), a bill for an act relating to public assistance program oversight, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Schultz, Whiting, Brown, Carlin, Guth, Koelker, and Nunn. Nays, 4: T. Taylor, Boulton, Dotzler, and R. Taylor. 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 Labor and Business Relations Committee on [Senate File 2272](#), and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *[SENATE FILE 2269](#) (formerly [SF 2145](#)), a bill for an act relating to the established season for hunting game birds on a preserve.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Rozenboom, Shipley, Hogg, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, 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 Natural Resources and Environment Committee on [Senate File 2269](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 2270](#) (formerly [SF 2043](#)), a bill for an act relating to the identification and use of tree stands for hunting deer placed on public land and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Rozenboom, Shipley, Behn, Cournoyer, Kapucian, Segebart, Sweeney, and Zumbach. Nays, 5: Hogg, Boulton, Celsi, Lykam, and J. Smith. 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 Natural Resources and Environment Committee on [Senate File 2270](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 2271](#) (formerly [SF 2141](#)), a bill for an act relating to the purchasing of a youth deer hunting license and tag and the methods of take authorized for a youth hunter during youth deer hunting season.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Rozenboom, Shipley, Hogg, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: [SENATE FILE 155](#), a bill for an act relating to the practice of barbering in movable locations.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5006](#).

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

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

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

VETERANS AFFAIRS

Carol Whitmore – Commission of Veterans Affairs

GOVERNOR'S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

EDUCATION

Zackery Leist – State Board of Regents

AMENDMENT FILED

[S-5006](#) [S.F. 155](#) State Government