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**STATE OF IOWA**

# **Senate Journal**

**MONDAY, JANUARY 25, 2021**

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# JOURNAL OF THE SENATE

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FIFTEENTH CALENDAR DAY  
NINTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, January 25, 2021

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

Prayer was offered by the Honorable Claire Celsi, member of the Senate from Polk County, Des Moines, Iowa.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Adam Poe.

The Journal of Thursday, January 21, 2021, was approved.

## ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:07 p.m. until 9:00 a.m., Tuesday, January 26, 2021.

## 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:

#### IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

Annual Report, pursuant to Iowa Code section 312.3B. Report received on January 22, 2021.

## BOARD OF REGENTS

Affirmative Action, Diversity, and Multicultural Accomplishment, pursuant to Iowa Code section 19B.5. Report received on January 25, 2021.

Minority and Women Educators Enhancement Program Report, pursuant to Iowa Code sections 262.93 and 262.82. Report received on January 25, 2021.

## CERTIFICATES OF RECOGNITION

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

Mable Filbrandt, Davenport—For celebrating her 105<sup>th</sup> birthday. Senator R. Smith.

Lucy Herman, Pocahontas—For celebrating her 100<sup>th</sup> birthday. Senator Kraayenbrink.

Dasia Taylor, Iowa City—For being 1 of 40 finalists in the Regeneron Science Talent Search 2021, and the only one from Iowa. Senator Wahls.

## REPORTS OF COMMITTEE MEETINGS

## EDUCATION

**Convened:** Tuesday, January 12, 2021, 10:00 a.m.

**Members Present:** Sinclair, Chair; J. Taylor, Vice Chair; Quirnbach, Ranking Member; Carlin, Celsi, Cournoyer, Giddens, Goodwin, Johnson, Kraayenbrink, Rozenboom, J. Smith, Sweeney, Trone Garriott, and Zaun.

**Members Absent:** None.

**Committee Business:** Organizational.

**Adjourned:** 10:10 a.m.

**ALSO:**

**Convened:** Monday, January 25, 2021, 3:00 p.m.

**Members Present:** Sinclair, Chair; J. Taylor, Vice Chair; Quirnbach, Ranking Member; Carlin, Celsi, Cournoyer, Giddens, Goodwin, Johnson, Kraayenbrink, Rozenboom, J. Smith, Sweeney, Trone Garriott, and Zaun.

**Members Absent:** None.

**Committee Business:** [SSB 1064](#) and [SSB 1065](#).

**Adjourned:** 4:20 p.m.

## INTRODUCTION OF BILLS

[Senate File 134](#), by Edler, a bill for an act concerning county supervisor representation plans, and including effective date provisions.

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

[Senate File 135](#), by Edler, a bill for an act relating to landlord notification of delinquency notices sent by utilities and landlords' ability to use security deposits to satisfy delinquent utility accounts.

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

[Senate File 136](#), by Sweeney, a bill for an act relating to insurance coverage for diagnostic breast cancer examinations, and including applicability provisions.

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

[Senate File 137](#), by Boulton, Giddens, Bolkcom, Bisignano, Trone, Garriott, Mathis, Jochum, Quirnbach, Petersen, J. Smith, Ragan, Dotzler, and Wahls, a bill for an act relating to a family leave and medical leave insurance program that provides for paid, job-protected leave for certain family leave and medical leave reasons for eligible employees of specified employers.

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

[Senate File 138](#), by Boulton, Giddens, Bolkcom, Bisignano, Trone, Garriott, Mathis, Jochum, Quirnbach, Hogg, Petersen, J. Smith, Ragan, Wahls, and Dotzler, a bill for an act relating to the rights of employees infected with COVID-19 under the state workers' compensation program.

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

[Senate File 139](#), by Boulton, Giddens, Bolkcom, Bisignano, Trone Garriott, Mathis, Jochum, Quirnbach, Petersen, J. Smith, Wahls, Ragan, and Dotzler, a bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965, 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 140](#), by Boulton, a bill for an act relating to replacement of prosthetic devices under the workers' compensation program.

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

[Senate File 141](#), by Boulton, Giddens, Bolkcom, Bisignano, Trone Garriott, Mathis, Jochum, Quirnbach, Petersen, J. Smith, Ragan, Wahls, and Dotzler, a bill for an act concerning employment matters involving public employees including collective bargaining, educator employment matters, and city civil service requirements, and including effective date, applicability, and transition provisions.

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

[Senate File 142](#), by Boulton, a bill for an act relating to competitive bidding requirements for construction by a private party of property to be lease-purchased by certain government entities and including effective date and applicability provisions.

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

[Senate File 143](#), by Cournoyer, a bill for an act prohibiting a county or city from adopting, enforcing, or administering legislation specific to a dog breed.

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

[Senate File 144](#), by Green, a bill for an act relating to the frequency of game nights conducted by licensed qualified organizations.

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

[Senate File 145](#), by Petersen, a bill for an act relating to the payment of dependent care expenses from campaign funds and making penalties applicable.

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

[Senate File 146](#), by Petersen, Mathis, Ragan, Wahls, J. Smith, Jochum, Quirnbach, Trone Garriott, Dotzler, Boulton, Celsi, T. Taylor, Bolkom, and Hogg, a bill for an act relating to provision of the state family planning network under the Medicaid program, and including effective date and repeal provisions.

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

[Senate File 147](#), by Hogg, a bill for an act relating to the electronic benefits transfer program allowing eligible recipients limited use of food assistance benefits at restaurants, and making appropriations.

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

[Senate File 148](#), by Hogg, a bill for an act requiring a person who places a child of compulsory attendance age under independent private instruction or private instruction to file a report with the school district of residence if the governor proclaims a public health disaster emergency for the county.

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

[Senate File 149](#), by Zaun, a bill for an act relating to state taxes by eliminating the individual income tax, increasing the sales and use tax rates, making conforming changes, and including effective date and applicability provisions.

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

[Senate File 150](#), by Sweeney, a bill for an act modifying the sales and use tax exemption for the sale of certain component parts attached to or services performed on aircraft.

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

[Senate File 151](#), by J. Taylor, a bill for an act relating to the establishment of a cold case investigation unit within the department of public safety.

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

[Senate File 152](#), by Petersen, a bill for an act repealing the declaration that the English language is the official language of the state of Iowa.

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

[Senate File 153](#), by Hogg, a bill for an act relating to food banks, making an appropriation, and including effective and applicability dates.

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

[Senate File 154](#), by Mathis, Ragan, Kinney, J. Smith, Celsi, Giddens, Trone Garriott, Boulton, and Quirmbach, 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 155](#), by Mathis and Ragan, a bill for an act relating to Medicaid postpartum coverage.

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

[Senate File 156](#), by Sweeney, a bill for an act relating to shared operational functions for purposes of supplementary weighting for school districts and including effective date and applicability provisions.

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

[Senate File 157](#), by J. Smith, Trone Garriott, Ragan, Giddens, Quirmbach, Bolkcom, Wahls, and Mathis, a bill for an act relating to community action agencies, making an appropriation, and including effective and applicability date provisions.

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

[Senate File 158](#), by Boulton, Giddens, Bolkcom, Bisignano, Trone Garriott, Mathis, Jochum, Hogg, Petersen, J. Smith, Kinney, Ragan, Wahls, and Dotzler, a bill for an act restricting the state transportation commission from allocating certain primary road fund moneys to counties and cities unless the applicable projects comply with federal buy America requirements.

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



[Senate File 159](#), by committee on Education, a bill for an act relating to educational offerings and funding by establishing a student first scholarship program for certain pupils attending nonpublic schools, establishing a student first scholarship fund, providing an income tax exemption, modifying and establishing charter school programs, modifying provisions governing the state's open enrollment law including voluntary diversity plans, modifying the tuition and textbook tax credit, providing for the educator expense deduction, modifying provisions related to education data collection and permissible education programs and funding, making appropriations, providing penalties, and including effective date, applicability, and retroactive applicability provisions.

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

#### STUDY BILLS RECEIVED

[SSB 1082](#)      **Judiciary**

Relating to older individuals and dependent adults and creating certain criminal offenses and civil actions, and providing penalties.

[SSB 1083](#)      **State Government**

Proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

[SSB 1084](#)      **State Government**

Relating to certain fees of the secretary of state.

[SSB 1085](#)      **Ways and Means**

Relating to property tax classifications, assessment limitations, and administration, and including effective date and applicability provisions.

**SSB 1086 Commerce**

Relating to life insurance company or association cash reinvestments in repurchase agreements collateralized by securities, and including applicability provisions.

**SSB 1087 Commerce**

Relating to accounting of unpaid beverage container refund value.

**SSB 1088 Commerce**

Relating to vegetation management by certain electric suppliers.

**SSB 1089 Commerce**

Relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and including effective date and applicability provisions.

**SSB 1090 Judiciary**

Relating to the statute of limitations for recovery from injuries to a person or property from a licensed veterinarian.

**SUBCOMMITTEE ASSIGNMENTS****Senate Concurrent Resolution 2**

JUDICIARY: Johnson, Chair; Boulton and Garrett

**Senate Joint Resolution 4**

JUDICIARY: Whiting, Chair; Boulton and J. Taylor

**Senate File 100**

WAYS AND MEANS: Dawson, Chair; Jochum and R. Smith

**Senate File 104**

JUDICIARY: Reichman, Chair; Kinney and Schultz

[Senate File 105](#)

JUDICIARY: J. Taylor, Chair; Johnson and Petersen

[Senate File 108](#)

LOCAL GOVERNMENT: Shipley, Chair; Klimesh and J. Smith

[Senate File 109](#)

WAYS AND MEANS: Dawson, Chair; Quirmbach and Schultz

[Senate File 110](#)

WAYS AND MEANS: Dawson, Chair; Goodwin and Petersen

[Senate File 111](#)

JUDICIARY: Garrett, Chair; Bisignano and Whiting

[Senate File 112](#)

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Driscoll and Hogg

[Senate File 113](#)

LOCAL GOVERNMENT: Klimesh, Chair; Lofgren and T. Taylor

[Senate File 133](#)

LOCAL GOVERNMENT: Klimesh, Chair; Guth and Hogg

[SSB 1081](#)

EDUCATION: Sweeney, Chair; Celsi and Rozenboom

[SSB 1082](#)

JUDICIARY: Garrett, Chair; Kinney and Reichman

[SSB 1083](#)

STATE GOVERNMENT: R. Smith, Chair; Jochum and Whiting

[SSB 1084](#)

STATE GOVERNMENT: Goodwin, Chair; Celsi and Cournoyer

[SSB 1085](#)

WAYS AND MEANS: Dawson, Chair; Bolkcom and Goodwin

[SSB 1086](#)

COMMERCE: Whiting, Chair; Quirnbach and Williams

[SSB 1087](#)

COMMERCE: Koelker, Chair; Mathis and Williams

[SSB 1088](#)

COMMERCE: Koelker, Chair; Klimesh and Petersen

[SSB 1089](#)

COMMERCE: Koelker, Chair; Lykam, Schultz, Wahls, and Williams

[SSB 1090](#)

JUDICIARY: Shipley, Chair; Kinney and Schultz

## FINAL COMMITTEE REPORT OF BILL ACTION

### EDUCATION

**Bill Title:** [SENATE FILE 159 \(SSB 1065\)](#), a bill for an act relating to educational offerings and funding by establishing a student first scholarship program for certain pupils attending nonpublic schools, establishing a student first scholarship fund, providing an income tax exemption, modifying and establishing charter school programs, modifying provisions governing the state's open enrollment law including voluntary diversity plans, modifying the tuition and textbook tax credit, providing for the educator expense deduction, modifying provisions related to education data collection and permissible education programs and funding, making appropriations, providing penalties, and including effective date, applicability, and retroactive applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 8: Sinclair, J. Taylor, Carlin, Goodwin, Johnson, Kraayenbrink, Rozenboom, and Zaun. Nays, 7: Quirnbach, Celsi, Cournoyer, Giddens, J. Smith, Sweeney, and Trone Garriott. Absent, none.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.