

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, FEBRUARY 4, 2021

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JOURNAL OF THE SENATE

TWENTY-FIFTH CALENDAR DAY
SIXTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 4, 2021

The Senate met in regular session at 9:00 a.m., President Pro Tempore Zaun presiding.

Prayer was offered by the Honorable Craig Johnson, member of the Senate from Buchanan County, Independence, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Ava Jane Moorlach.

The Journal of Wednesday, February 3, 2021, was approved.

BILL REFERRED TO COMMITTEE

President Pro Tempore Zaun announced that [Senate File 226](#) was referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

ADJOURNMENT

On motion of Senator Costello, the Senate adjourned at 9:02 a.m. until 1:00 p.m., Monday, February 8, 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:

DEPARTMENT OF EDUCATION

SAVE/SILO Report, pursuant to Iowa Code section 256.9. Report received on February 4, 2021.

DEPARTMENT OF REVENUE

Central Collections Unit (CCU) Quarterly Debt Collection Report, pursuant to 421.17. Report received on February 4, 2021.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on February 4, 2021.

DEPARTMENT OF TRANSPORTATION

Replacement and Repair of Structurally Deficient Secondary Bridges, pursuant to Iowa Code section 307.32. Report received on February 3, 2021.

PETITION

The following petition was presented to Senator Chapman and placed on file:

From Mayara Carneiro and similarly aggrieved citizens of the State of Iowa on petition of grievances of the people and citizens of the State of Iowa for: unconstitutional and void statutes, failure to address grievances: 1) usurption of local rights and authority over public rights of way, in favor of corporate interests, 2) failure to establish a safety committee to protect property biological and physical and 3) failure to repeal sections of the Iowa Cell Siting Act that remove local power and authority.

INTRODUCTION OF RESOLUTION

[Senate Concurrent Resolution 4](#), by committee on Education, a concurrent resolution urging Congress to enact legislation to limit the interest rates collected or imposed by the United States Department of Education for certain federal student college loans.

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

INTRODUCTION OF BILLS

[Senate File 252](#), by committee on Local Government, a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

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

[Senate File 253](#), by committee on Judiciary, a bill for an act relating to sexual abuse in the second degree and sexual abuse in the third degree.

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

[Senate File 254](#), by committee on Judiciary, a bill for an act relating to the forfeiture of bail.

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

[Senate File 255](#), by committee on Veterans Affairs, a bill for an act relating to county commissions of veteran affairs contacting discharged veterans regarding veteran benefits.

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

[Senate File 256](#), by committee on Veterans Affairs, a bill for an act relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, criminal justice reporting, and scholarship and loan repayment programs.

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

[Senate File 257](#), by committee on Veterans Affairs, a bill for an act relating to smoking by members at the Iowa veterans home.

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

[Senate File 258](#), by committee on Education, a bill for an act establishing authority for school districts to impose additional property taxes and income surtaxes for certain school resource officer expenses under the instructional support program.

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

[Senate File 259](#), by committee on Education, a bill for an act relating to programs for at-risk children.

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

[Senate File 260](#), by committee on Education, a bill for an act relating to the Medicaid reimbursement process for services provided by a receiving district to children requiring special education services.

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

[Senate File 261](#), by committee on Education, a bill for an act authorizing the college student aid commission to organize a nonprofit corporation.

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

[Senate File 262](#), by committee on Education, a bill for an act relating to eligibility requirements for students under the senior year plus program and including applicability provisions.

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

[Senate File 263](#), by R. Smith, a bill for an act relating to the filing date and approval for disabled veteran homestead property tax credits and including effective date provisions.

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

[Senate File 264](#), by R. Smith, a bill for an act exempting dance school and dance studio services from the sales and use tax.

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

[Senate File 265](#), by committee on Education, a bill for an act relating to temporary parental discretion for the retention of a student at grade level.

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

[Senate File 266](#), by committee on Judiciary, a bill for an act providing for business entities, providing for certain fees, and including effective date provisions.

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

STUDY BILLS RECEIVED

[SSB 1163](#) **State Government**

Relating to the delivery of alcoholic beverages by retailers.

[SSB 1164](#) **Commerce**

Relating to Medicaid program processes and oversight.

[SSB 1165](#) **State Government**

Relating to the regulation by counties and cities of continuing nonconforming uses of manufactured, modular, and mobile homes and site-built dwelling units.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 216](#)

STATE GOVERNMENT: Whiting, Chair; Giddens and Schultz

[Senate File 217](#)

STATE GOVERNMENT: Schultz, Chair; Bisignano and Whiting

[Senate File 218](#)

STATE GOVERNMENT: Whiting, Chair; Bisignano and Johnson

[Senate File 221](#)

STATE GOVERNMENT: Schultz, Chair; Celsi and Whiting

[Senate File 227](#)

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

[House File 199](#)

JUDICIARY: Garrett, Chair; Kinney and Shipley

[House File 201](#)

JUDICIARY: Schultz, Chair; Petersen and J. Taylor

[SSB 1163](#)

STATE GOVERNMENT: Johnson, Chair; Bisignano and Koelker

[SSB 1164](#)

COMMERCE: Brown, Chair; Mathis and Whiting

[SSB 1165](#)

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

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: [SENATE CONCURRENT RESOLUTION 4](#) (formerly [SCR 1](#)), a concurrent resolution urging Congress to enact legislation to limit the interest rates collected or imposed by the United States Department of Education for certain federal student college loans.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, J. Taylor, Quirnbach, Carlin, Celsi, Cournoyer, Giddens, Goodwin, Johnson, Kraayenbrink, Rozenboom, J. Smith, Sweeney, Trone Garriott, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 258](#) (formerly [SF 117](#)), a bill for an act establishing authority for school districts to impose additional property taxes and income surtaxes for certain school resource officer expenses under the instructional support program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, J. Taylor, Quirnbach, Carlin, Celsi, Cournoyer, Giddens, Goodwin, Johnson, Kraayenbrink, Rozenboom, J. Smith, Sweeney, Trone Garriott, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 259 \(SSB 1081\)](#), a bill for an act relating to programs for at-risk children.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, J. Taylor, Quirnbach, Carlin, Celsi, Cournoyer, Giddens, Goodwin, Johnson, Kraayenbrink, Rozenboom, J. Smith, Sweeney, Trone Garriott, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 260](#) (formerly [SF 73](#)), a bill for an act relating to the Medicaid reimbursement process for services provided by a receiving district to children requiring special education services.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, J. Taylor, Quirnbach, Carlin, Celsi, Cournoyer, Giddens, Goodwin, Johnson, Kraayenbrink, Rozenboom, J. Smith, Sweeney, Trone Garriott, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 261 \(SSB 1069\)](#), a bill for an act authorizing the college student aid commission to organize a nonprofit corporation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, J. Taylor, Quirnbach, Carlin, Celsi, Cournoyer, Giddens, Goodwin, Johnson, Kraayenbrink, Rozenboom, J. Smith, Sweeney, Trone Garriott, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 262 \(SSB 1077\)](#), a bill for an act relating to eligibility requirements for students under the senior year plus program and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, J. Taylor, Quirnbach, Carlin, Celsi, Cournoyer, Giddens, Goodwin, Johnson, Kraayenbrink, Rozenboom, J. Smith, Sweeney, Trone Garriott, and Zaun. 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 Education Committee on [Senate File 262](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 265](#) (formerly [SF 90](#)), a bill for an act relating to temporary parental discretion for the retention of a student at grade level.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Sinclair, J. Taylor, Carlin, Cournoyer, Goodwin, Johnson, Kraayenbrink, Rozenboom, Sweeney, and Zaun. Nays, 5: Quirnbach, Celsi, Giddens, J. Smith, and Trone Garriott. 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 Education Committee on [Senate File 265](#), and they were attached to the committee report.

JUDICIARY

Bill Title: *[SENATE FILE 253 \(SSB 1014\)](#), a bill for an act relating to sexual abuse in the second degree and sexual abuse in the third degree.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Bolkcom, Boulton, Dawson, Johnson, Petersen, Reichman, Schultz, Shipley, Sinclair, J. 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 253](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 254 \(SSB 1038\)](#), a bill for an act relating to the forfeiture of bail.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Bolkcom, Boulton, Dawson, Johnson, Petersen, Reichman, Schultz, Shipley, Sinclair, J. 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 254](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 266 \(SSB 1056\)](#), a bill for an act providing for business entities, providing for certain fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Bolkcom, Boulton, Dawson, Johnson, Petersen, Reichman, Schultz, Shipley, Sinclair, J. 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 266](#), and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: [SENATE FILE 252 \(SSB 1079\)](#), a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Shipley, Klimesh, Driscoll, Garrett, Guth, Lofgren, and Williams. Nays, 3: J. Smith, Quirnbach, and T. Taylor. Absent, 1: Hogg.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: [SENATE FILE 255 \(SSB 1052\)](#), a bill for an act relating to county commissions of veteran affairs contacting discharged veterans regarding veteran benefits.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Carlin, Reichman, Giddens, Costello, Dawson, Dotzler, Edler, Green, Lofgren, Mathis, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 256 \(SSB 1098\)](#), a bill for an act relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, criminal justice reporting, and scholarship and loan repayment programs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Carlin, Reichman, Giddens, Costello, Dawson, Dotzler, Edler, Green, Lofgren, Mathis, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 257 \(SSB 1080\)](#), a bill for an act relating to smoking by members at the Iowa veterans home.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Carlin, Reichman, Costello, Dawson, Edler, Green, and Lofgren. Nays, 4: Giddens, Dotzler, Mathis, and Ragan. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.