

PROOF

STATE OF IOWA

Senate Journal

MONDAY, FEBRUARY 15, 2021

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JOURNAL OF THE SENATE

THIRTY-SIXTH CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 15, 2021

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

Prayer was offered by the Honorable Annette Sweeney, member of the Senate from Hardin County, Alden, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sam Wilson.

The Journal of Thursday, February 11, 2021, 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 8, 2021, **passed** the following bill in which the concurrence of the Senate is asked:

House File 280, a bill for an act authorizing the department of transportation to renew certain valid commercial driver's licenses without examination, including by electronic renewal, and including effective date provisions.

Read first time and attached to **companion [Senate File 318](#)**.

ALSO: That the House has on February 11, 2021, **amended and passed** the following bill in which the concurrence of the House was asked:

[Senate File 269](#), 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, 2021, modifying provisions relating to the regular program state cost per pupil, providing a funding supplement for certain school districts, modifying provisions relating to the property tax replacement payment and the transportation equity payments, making appropriations, and including effective date provisions. ([S-3022](#))

BILLS REFERRED TO COMMITTEE

President Chapman announced that **Senate Files 266 and 352** were 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 1:10 p.m. until 9:00 p.m., Tuesday, February 16, 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 COMMERCE (INSURANCE DIVISION)

Cemetery and Funeral Report, pursuant to Iowa Code section 523A.801. Report received on February 12, 2021.

Iowa Cemetery Act Report, pursuant to Iowa Code section 523I.201. Report received on February 12, 2021.

LEGISLATIVE SERVICES AGENCY

Urban Renewal Report–Tax Increment Financing (TIF), pursuant to Iowa Code section 331.403. Report received on February 15, 2021.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE
TANK FUND BOARD

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on February 12, 2021.

Progress and Activities Report, pursuant to Iowa Code section 455G.4. Report received on February 12, 2021.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on February 12, 2021.

DEPARTMENT OF REVENUE

Corporate Income Tax—Research Activities Credit Report, pursuant to Iowa Code section 422.33. Report received on February 12, 2021.

Economic Development Award—Research Activities Credit Report, pursuant to Iowa Code section 15.335. Report received on February 12, 2021.

Individual Income Tax—Research Activities Credit Report, pursuant to Iowa Code section 422.10. Report received on February 12, 2021.

REPORTS OF COMMITTEE MEETINGS

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, January 13, 2021, 1:30 p.m.

Members Present: Whiting, Chair; Green, Vice Chair; Boulton, Ranking Member; Dickey, Driscoll, Guth, Jochum, Schultz, J. Taylor, and T. Taylor.

Members Absent: Dotzler (excused).

Committee Business: Organizational meeting.

Adjourned: 1:35 p.m.

ALSO:

Convened: Thursday, February 11, 2021, 1:00 p.m.

Members Present: Whiting, Chair; Green, Vice Chair; Boulton, Ranking Member; Dickey, Dotzler, Driscoll, Guth, Jochum, Schultz, J. Taylor, and T. Taylor.

Members Absent: None.

Committee Business: [SSB 1030](#), [SSB 1055](#) with amendment S–B1055.317.

Adjourned: 2:05 p.m.

INTRODUCTION OF BILLS

[Senate File 358](#), by Edler, a bill for an act relating to an exception to electronic prescribing of a prescription drug.

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

[Senate File 359](#), by committee on Agriculture, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

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

[Senate File 360](#), by committee on Agriculture, a bill for an act relating to the beginning farmer tax credit program, by modifying participation and lease agreement requirements and tax credit amounts, and including effective date provisions.

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

[Senate File 361](#), by committee on Labor and Business Relations, a bill for an act concerning private sector employee drug testing.

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

[Senate File 362](#), by committee on Labor and Business Relations, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

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

[Senate File 363](#), by committee on Ways and Means, a bill for an act relating to the regulation of certain tobacco products, and providing penalties.

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

[Senate File 364](#), by committee on Ways and Means, a bill for an act allowing certain deductions relating to the paycheck protection program loan forgiveness, and including effective date provisions.

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

[Senate File 365](#), by committee on Ways and Means, a bill for an act relating to property tax classifications, assessment limitations, and administration, and including effective date and applicability provisions.

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

[Senate File 366](#), by committee on Ways and Means, a bill for an act relating to state taxation and related laws of the state including the collection of tax, tax credits, the assessment and classification of property, taxes on electricity providers, fees for registration of vehicles, sales and use tax, and the authority of the director of revenue, and providing penalties, and including effective date and retroactive applicability provisions.

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

[Senate File 367](#), by committee on Ways and Means, a bill for an act relating to certain financial obligations, including under the consumer credit code, and including under the criminal and juvenile justice system by modifying criminal and civil surcharges, fines, fees, costs, and court debt, providing civil penalties, and including effective date and retroactive applicability provisions.

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

[Senate File 368](#), by Rozenboom, a bill for an act relating to the redemption of and payment of refund value on beverage containers, making appropriations, providing penalties, and including effective date provisions.

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

[Senate File 369](#), by Edler, a bill for an act relating to the established season for hunting game birds on a preserve, and making penalties applicable.

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

[Senate File 370](#), by Edler, a bill for an act relating to address information to be supplied by an applicant for an alcoholic liquor manufacturer's license.

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

[Senate File 371](#), by Zaun, a bill for an act relating to school district compliance with education-related laws regarding the submission of reports, and with administrative rules adopted by the state board of education and the board of educational examiners.

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

[Senate File 372](#), by Dawson, a bill for an act relating to sexual exploitation by an adult providing training or instruction, and providing penalties.

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

STUDY BILLS RECEIVED

[SSB 1193](#) **Human Resources**

Relating to a study regarding reimbursement for administrative days.

[SSB 1194](#) **Labor and Business Relations**

Providing for procedures to verify eligibility for unemployment benefits and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 277](#)

(Reassigned)

HUMAN RESOURCES: Lofgren, Chair; Johnson and Mathis

[Senate File 313](#)

JUDICIARY: Kinney, Chair; Reichman and J. Taylor

[Senate File 327](#)

LABOR AND BUSINESS RELATIONS: Whiting, Chair; Boulton and Schultz

[Senate File 350](#)

LABOR AND BUSINESS RELATIONS: Driscoll, Chair; Green and Jochum

[House File 260](#)

HUMAN RESOURCES: Lofgren, Chair; Johnson and Mathis

[SSB 1134](#)

(Reassigned)

JUDICIARY: Sinclair, Chair; Bisignano and Dawson

[SSB 1193](#)

HUMAN RESOURCES: Edler, Chair; Costello and Mathis

[SSB 1194](#)

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Jochum and Whiting

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: *[SENATE FILE 359 \(SSB 1121\)](#), a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Zumbach, Sweeney, Kinney, Costello, Driscoll, Edler, Green, Rozenboom, Shipley, J. Smith, and Wahls. Nays, none. Absent, 2: Mathis and Ragan.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Agriculture Committee on [Senate File 359](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 360 \(SSB 1144\)](#), a bill for an act relating to the beginning farmer tax credit program, by modifying participation and lease agreement requirements and tax credit amounts, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Zumbach, Sweeney, Kinney, Costello, Driscoll, Edler, Green, Rozenboom, Shipley, J. Smith, and Wahls. Nays, none. Absent, 2: Mathis and Ragan.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: *[SENATE FILE 361 \(SSB 1055\)](#), a bill for an act concerning private sector employee drug testing.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Whiting, Green, Dickey, Driscoll, Guth, Schultz, and J. Taylor. Nays, 4: Boulton, Dotzler, Jochum, and T. 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 361](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 362 \(SSB 1030\)](#), a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Whiting, Green, Boulton, Dickey, Dotzler, Driscoll, Guth, Jochum, Schultz, J. Taylor, and T. Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *[SENATE FILE 363](#) (formerly [SF 226](#)), a bill for an act relating to the regulation of certain tobacco products, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Dawson, Goodwin, Jochum, Brown, Carlin, Dickey, Dotzler, Green, Petersen, Schultz, Sinclair, R. Smith, Sweeney, T. Taylor, and Whiting. Nays, none. Absent, 2: Bolkcom and Quirnbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 363](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 364 \(SSB 1175\)](#), a bill for an act allowing certain deductions relating to the paycheck protection program loan forgiveness, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Dawson, Goodwin, Jochum, Brown, Carlin, Dickey, Dotzler, Green, Petersen, Schultz, Sinclair, R. Smith, Sweeney, T. Taylor, and Whiting. Nays, none. Absent, 2: Bolkcom and Quirnbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 364](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 365 \(SSB 1085\)](#), a bill for an act relating to property tax classifications, assessment limitations, and administration, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Dawson, Goodwin, Jochum, Brown, Carlin, Dickey, Dotzler, Green, Petersen, Schultz, Sinclair, R. Smith, Sweeney, T. Taylor, and Whiting. Nays, none. Absent, 2: Bolkcom and Quirnbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 366 \(SSB 1122\)](#), a bill for an act relating to state taxation and related laws of the state including the collection of tax, tax credits, the assessment and classification of property, taxes on electricity providers, fees for registration of vehicles, sales and use tax, and the authority of the director of revenue, and providing penalties, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Dawson, Goodwin, Brown, Carlin, Dickey, Green, Schultz, Sinclair, R. Smith, Sweeney, and Whiting. Nays, 4: Jochum, Dotzler, Petersen, and T. Taylor. Absent, 2: Bolkcom and Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 366](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 367 \(SSB 1146\)](#), a bill for an act relating to certain financial obligations, including under the consumer credit code, and including under the criminal and juvenile justice system by modifying criminal and civil surcharges, fines, fees, costs, and court debt, providing civil penalties, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Dawson, Goodwin, Jochum, Brown, Carlin, Dickey, Dotzler, Green, Petersen, Schultz, Sinclair, R. Smith, Sweeney, T. Taylor, and Whiting. Nays, none. Absent, 2: Bolkcom and Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 367](#), and they were attached to the committee report.

REPORT OF THE SECRETARY OF THE SENATE

MR. PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling [Senate File 240](#), the following corrections were made:

1. Page 14, lines 23, 26, and 30: removed the italics on "1", "2", and "3".
2. Page 18, line 19: changed first caps in "Custodial Trustee" to lowercase for consistency.
3. Page 23, line 1: changed "minors" to "minor's".

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-3022	S.F. 269	House
S-3023	S.F. 324	Craig Johnson