

PROOF

STATE OF IOWA

Senate Journal

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JOURNAL OF THE SENATE

FORTY-FIFTH CALENDAR DAY
TWENTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 24, 2021

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

Prayer was offered by the Honorable Zach Wahls, member of the Senate from Johnson County, Coralville, Iowa.

PLEDGE OF ALLEGIANCE

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

The Journal of Tuesday, February 23, 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 23, 2021, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 314](#), a bill for an act relating to approval of executive branch employee travel claims.

ALSO: That the House has on February 23, 2021, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 552](#), a bill for an act relating to requirements for using a dog to track a wounded deer.

Read first time and attached to **companion** [Senate File 457](#).

[House File 556](#), a bill for an act providing for the termination of dealership agreements involving agricultural equipment.

Read first time and attached to **companion** [Senate File 454](#).

[House File 558](#), a bill for an act establishing a minimum age and training requirements for attendants who control amusement rides, and making penalties applicable.

Read first time and attached to **companion** [Senate File 114](#).

[House File 559](#), a bill for an act relating to financial assistance provided by the economic development authority to certain apprenticeship sponsors and lead apprenticeship sponsors, and including applicability provisions.

Read first time and **passed on file**.

[House File 560](#), a bill for an act relating to financial assurance instruments and surety bonds required for collecting, processing, or transporting waste tires, and making penalties applicable.

Read first time and **passed on file**.

[House File 561](#), a bill for an act relating to the perfection of mechanics' liens and mechanics' liens remedies and including effective date provisions.

Read first time and attached to **companion** [Senate File 341](#).

[House File 562](#), a bill for an act relating to funding emergency medical services by modifying provisions relating to city emergency medical services districts, benefited emergency medical services districts, and optional taxes for emergency medical services.

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

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Michael Bousselot, the governor's appointee to be Director of the Department of Management. He was the guest of the committee on State Government.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:16 a.m. until 9:00 a.m., Thursday, February 25, 2021.

APPENDIX

CERTIFICATE OF RECOGNITION

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

Richard Koberg, Army Vet of Panora—For celebrating his 80th birthday. Senator Williams.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Wednesday, February 24, 2021, 11:05 a.m.

Members Present: Schultz, Chair; Koelker, Vice Chair; Lykam, Ranking Member; Bisignano, Brown, Chapman, Goodwin, Johnson, Klimesh, Mathis, Petersen, Quirnbach, Sinclair, R. Smith, Wahls, Whiting, and Williams.

Members Absent: None.

Committee Business: Commerce Agenda.

Adjourned: 11:55 a.m.

EDUCATION

Convened: Wednesday, February 24, 2021, 2:00 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: [SF 328](#)-Zaun, [HF 196](#)-Cournoyer, [SSB 1192](#)-Taylor, and [SSB 1205](#)-Sinclair.

Adjourned: 3:10 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 24, 2021, 1:00 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Garrett, Green, Jochum, Johnson, Lofgren, Ragan, Sweeney, and Trone Garriott.

Members Absent: None.

Committee Business: Consideration of bills: [HF 260](#), [SSB 1185](#), [SSB 1193](#), and [SSB 1158](#).

Adjourned: 1:55 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Wednesday, February 24, 2021, 10:00 a.m.

Members Present: Sweeney, Chair; Driscoll, Vice Chair; Trone Garriott, Ranking Member; Boulton, Celsi, Cournoyer, Green, Lykam, Rozenboom, J. Taylor, and Zumbach.

Members Absent: Hogg and Shipley (both excused).

Committee Business: [SF 311](#) (w/amendment), [SF 368](#) (w/amendment), [SF 369](#), [SF 375](#) (w/amendment), [SF 427](#) (w/amendment), and [SSB 1161](#) (w/amendment).

Adjourned: 11:00 a.m.

INTRODUCTION OF BILLS

[Senate File 448](#), by committee on Transportation, a bill for an act relating to a weigh station preclearance program and associated systems and devices for use by commercial motor vehicles.

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

[Senate File 449](#), by committee on Judiciary, a bill for an act relating to motor vehicle accidents resulting in injury or death, and making penalties applicable.

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

[Senate File 450](#), by committee on Judiciary, a bill for an act relating to the death of a dependent adult, and providing penalties.

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

[Senate File 451](#), by committee on Judiciary, a bill for an act 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.

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

[Senate File 452](#), by Quirmbach, a bill for an act establishing a learning recovery task force.

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

[Senate File 453](#), by Koelker, a bill for an act allowing the electronic publication of certain public notices by certain governmental bodies and officers.

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

[Senate File 454](#), by committee on Commerce, a bill for an act providing for the termination of dealership agreements involving agricultural equipment.

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

[Senate File 455](#), by committee on Commerce, a bill for an act prohibiting counties and cities from regulating the sale of natural gas and propane.

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

[Senate File 456](#), by committee on Commerce, a bill for an act concerning the apportionment of certain business income of an airline or a qualified air freight forwarder for purposes of Iowa corporate income tax, and including retroactive applicability provisions.

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

[Senate File 457](#), by committee on Natural Resources and Environment, a bill for an act relating to requirements for using a dog to track a wounded deer.

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

[Senate File 458](#), by committee on Natural Resources and Environment, 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 **placed on calendar**.

STUDY BILL RECEIVED

[SSB 1225](#) **Judiciary**

Relating to noneconomic damage awards against health care providers.

SUBCOMMITTEE ASSIGNMENTS

[Senate Joint Resolution 13](#)

EDUCATION: Sinclair, Chair; Quirmbach and Rozenboom

[Senate Resolution 3](#)

EDUCATION: Cournoyer, Chair; Kraayenbrink and Trone Garriott

[Senate File 308](#)

WAYS AND MEANS: Sinclair, Chair; Green and Jochum

[Senate File 403](#)

STATE GOVERNMENT: Dawson, Chair; Bisignano and Schultz

[Senate File 431](#)

WAYS AND MEANS: Dawson, Chair; Goodwin and Quirmbach

[Senate File 432](#)

WAYS AND MEANS: Sinclair, Chair; Dawson and Dotzler

[Senate File 433](#)

WAYS AND MEANS: Dawson, Chair; Goodwin and Quirmbach

[Senate File 434](#)

WAYS AND MEANS: Dawson, Chair; Goodwin and Quirmbach

[Senate File 435](#)

AGRICULTURE: Rozenboom, Chair; Costello and Kinney

[Senate File 436](#)

STATE GOVERNMENT: Guth, Chair; Celsi and Schultz

[Senate File 445](#)

STATE GOVERNMENT: Cournoyer, Chair; Bisignano and Koelker

[House File 309](#)

JUDICIARY: Johnson, Chair; Bolcom and Zaun

[SSB 1225](#)

JUDICIARY: Whiting, Chair; Boulton and Zaun

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: [SENATE FILE 454 \(SSB 1187\)](#), a bill for an act providing for the termination of dealership agreements involving agricultural equipment.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Schultz, Koelker, Lykam, Bisignano, Brown, Chapman, Goodwin, Johnson, Klimesh, Mathis, Petersen, Quirmbach, Sinclair, R. Smith, Wahls, Whiting, and Williams. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 455 \(SSB 1126\)](#), a bill for an act prohibiting counties and cities from regulating the sale of natural gas and propane.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Schultz, Koelker, Lykam, Brown, Chapman, Goodwin, Johnson, Klimesh, Mathis, Sinclair, R. Smith, Whiting, and Williams. Nays, 4: Bisignano, Petersen, Quirnbach, and Wahls. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 456 \(SSB 1049\)](#), a bill for an act concerning the apportionment of certain business income of an airline or a qualified air freight forwarder for purposes of Iowa corporate income tax, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Schultz, Koelker, Lykam, Bisignano, Brown, Chapman, Goodwin, Johnson, Klimesh, Mathis, Petersen, Quirnbach, Sinclair, R. Smith, Wahls, Whiting, and Williams. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: [HOUSE FILE 196](#), a bill for an act expanding the health care professional recruitment program.

Recommendation: DO PASS.

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.

HUMAN RESOURCES

Bill Title: [HOUSE FILE 260](#), a bill for an act relating to the number of children receiving child care at any one time in a child care home.

Recommendation: DO PASS.

Final Vote: Yeas, 8: Edler, Costello, Carlin, Garrett, Green, Johnson, Lofgren, and Sweeney. Nays, 5: Mathis, Bolkom, Jochum, Ragan, and Trone Garriott. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: *[SENATE FILE 449](#) (formerly [SF 301](#)), a bill for an act relating to motor vehicle accidents resulting in injury or death, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Bolcom, Boulton, Dawson, Johnson, Petersen, Reichman, Schultz, Sinclair, J. Taylor, and Whiting. Nays, none. Absent, 1: Shipley.

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

ALSO:

Bill Title: *[SENATE FILE 450](#) (formerly [SF 300](#)), a bill for an act relating to the death of a dependent adult, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Bolcom, Boulton, Dawson, Johnson, Petersen, Reichman, Schultz, Sinclair, J. Taylor, and Whiting. Nays, none. Absent, 1: Shipley.

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

ALSO:

Bill Title: *[SENATE FILE 451 \(SSB 1002\)](#), a bill for an act 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Bolcom, Boulton, Dawson, Johnson, Petersen, Reichman, Schultz, Sinclair, J. Taylor, and Whiting. Nays, none. Absent, 1: Shipley.

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

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *[SENATE FILE 457](#) (formerly [SF 311](#)), a bill for an act relating to requirements for using a dog to track a wounded deer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Sweeney, Driscoll, Trone Garriott, Boulton, Celsi, Cournoyer, Green, Lykam, Rozenboom, J. Taylor, and Zumbach. Nays, none. Absent, 2: Hogg and Shipley.

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

ALSO:

Bill Title: [SENATE FILE 458](#) (formerly [SF 369](#)), a bill for an act relating to the established season for hunting game birds on a preserve, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Sweeney, Driscoll, Trone Garriott, Boulton, Celsi, Cournoyer, Green, Lykam, Rozenboom, J. Taylor, and Zumbach. Nays, none. Absent, 2: Hogg and Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *[SENATE FILE 448](#) ([SSB 1057](#)), a bill for an act relating to a weigh station preclearance program and associated systems and devices for use by commercial motor vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Brown, Dickey, Giddens, Bisignano, Driscoll, Klimesh, Koelker, Lykam, Rozenboom, J. Smith, T. Taylor, and Zumbach. Nays, none. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on [Senate File 448](#), 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 engrossing [Senate File 413](#), the following correction was made:

1. Page 5, after line 10, by removing three lines of incomplete paragraph 1A.

W. CHARLES SMITHSON
Secretary of the Senate