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**STATE OF IOWA**

# **Senate Journal**

**MONDAY, MARCH 1, 2021**

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Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

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# JOURNAL OF THE SENATE

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FIFTIETH CALENDAR DAY  
TWENTY-NINTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, March 1, 2021

The Senate met in regular session at 1:03 p.m., President Chapman 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 Isabel Hanson.

The Journal of Thursday, February 25, 2021, was approved.

## BILLS REFERRED TO COMMITTEE

President Chapman announced that [Senate Resolution 2](#) was referred from the committee on **State Government** to the committee on **Rules and Administration**, [Senate Resolution 3](#) was referred from the committee on **Education** to the committee on **Rules and Administration**, and [Senate File 475](#) was referred from the Regular Calendar to the committee on **Appropriations** under Senate Rule 38.

ALSO: That the following bills were referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38:

[Senate File 441](#)  
[Senate File 456](#)  
[Senate File 470](#)

[Senate File 442](#)  
[Senate File 464](#)

## ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:13 p.m. until 9:00 a.m., Tuesday, March 2, 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:

#### COLLEGE STUDENT AID COMMISSION

College Student Aid Commission Annual Report, pursuant to 2017 Iowa Acts, Chapter 172, section 14. Report received on March 1, 2021.

Ethnic Diversity Report, pursuant to Iowa Code section 261.2. Report received on March 1, 2021.

### CERTIFICATE OF RECOGNITION

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

Randy Boulton, Grinnell—Upon his retirement from the United Steelworkers. Senator Boulton.

### REPORTS OF COMMITTEE MEETINGS

#### JUDICIARY

**Convened:** Monday, March 1, 2021, 3:00 p.m.

**Members Present:** Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Bolkcom, Boulton, Dawson, Johnson, Petersen, Reichman, Schultz, Shipley, Sinclair, J. Taylor, and Whiting.

**Members Absent:** None.

**Committee Business:** [SF 111](#), [SSB 1082](#), [SF 344](#), [HF 391](#), [SF 305](#), [SF 395](#), [HF 282](#), [SSB 1212](#), [SSB 1176](#), and [SF 428](#).

**Adjourned:** 4:30 p.m.

#### VETERANS AFFAIRS

**Convened:** Monday, March 1, 2021, 2:05 p.m.

**Members Present:** Carlin, Chair; Reichman, Vice Chair; Giddens, Ranking Member; Costello, Dawson, Dotzler, Edler, Green, Lofgren, Mathis, and Ragan.

**Members Absent:** None.

**Committee Business:** [SSB 1143](#) and [SSB 1097](#).

**Adjourned:** 2:50 p.m.

## INTRODUCTION OF BILLS

[Senate File 481](#), by committee on Agriculture, a bill for an act relating to renewable fuel used to power motor vehicles, including by providing for standards and restrictions, infrastructure, tax credits, and requirements for state agencies operating motor vehicles powered by renewable fuel, making appropriations, providing penalties, making penalties applicable, and including effective date provisions.

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

[Senate File 482](#), by committee on Agriculture, a bill for an act regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties.

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

[Senate File 483](#), by committee on Agriculture, a bill for an act limiting local legislation that prohibits the operation of an animal enterprise or the use of a working animal.

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

[Senate File 484](#), by committee on Labor and Business Relations, 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 under Rule 28 and **placed on calendar**.

[Senate File 485](#), by committee on Labor and Business Relations, a bill for an act requiring employers to provide reasonable accommodations to employees based on pregnancy or childbirth and providing civil penalties.

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

[Senate File 486](#), by committee on State Government, a bill for an act establishing a central filing system relating to security interests in farm products, providing fees, and including contingent implementation and effective date provisions.

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

[Senate File 487](#), by committee on State Government, a bill for an act relating to the operation of state government, including the review of state boards, the regulation of professions and occupations, and investigations conducted by state boards, and including effective date and applicability provisions.

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

[Senate File 488](#), by committee on Appropriations, 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 Appropriations calendar**.

[Senate File 489](#), by committee on Appropriations, a bill for an act creating a public safety equipment fund, and including effective date provisions.

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

[Senate File 490](#), by committee on Labor and Business Relations, a bill for an act creating a new resident tax credit available against the individual income tax, and including applicability provisions.

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

[Senate File 491](#), by committee on Labor and Business Relations, a bill for an act establishing a new remote worker grant fund and program to be administered by the economic development authority and making appropriations.

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

[Senate File 492](#), by committee on Labor and Business Relations, a bill for an act relating to unemployment insurance and including effective date and applicability provisions.

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

[Senate File 493](#), by committee on Labor and Business Relations, a bill for an act relating to the registration of construction contractors.

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

[Senate File 494](#), by committee on Labor and Business Relations, a bill for an act relating to barbering apprenticeship programs.

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

[Senate File 495](#), by committee on Labor and Business Relations, a bill for an act relating to the regulation of boxing, mixed martial arts, and wrestling, making penalties applicable, and making an appropriation.

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

[Senate File 496](#), by committee on Labor and Business Relations, a bill for an act prohibiting employers from entering into noncompete agreements with low-wage employees.

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

[Senate File 497](#), by Garrett, Zaun, and Dawson, a bill for an act relating to law enforcement and certain criminal offenses, and providing penalties.

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

[Senate File 498](#), by Zaun, a bill for an act relating to the repayment and cancellation of certain fines issued pursuant to a proclamation of disaster emergency relating to the novel coronavirus pandemic and including effective date provisions.

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

[Senate File 499](#), by Guth, a bill for an act relating to the investment of certain public funds in companies that are owned or controlled by Chinese military or government services.

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

[Senate File 500](#), by Guth, a bill for an act relating to the establishment, repair, and improvement of drainage and levee districts, including by requiring proof of professional liability insurance by civil engineers and providing for rights of landowners.

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

[Senate File 501](#), by Carlin, a bill for an act providing for a study committee to determine best practices for the placement of juveniles in foster care with histories of violent or sexually predatory behavior.

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

[Senate File 502](#), by Carlin, a bill for an act providing a nursing home visitation shelter tax credit available against the individual and corporate income taxes, and including effective date and applicability provisions.

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

[Senate File 503](#), by Dickey, a bill for an act relating to fire fighters and emergency medical services members responding to emergency situations in certain vehicles.

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

[Senate File 504](#), by Cournoyer, a bill for an act providing for foreign-trade zones organized as domestic profit or nonprofit corporations, and foreign profit or nonprofit corporations.

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

[Senate File 505](#), by Dawson, a bill for an act relating to the admissibility of the results of an analysis of a person's blood, breath, or urine in criminal and administrative proceedings.

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

#### STUDY BILLS RECEIVED

[SSB 1232](#)      **Judiciary**

Relating to the acquisition and possession of weapons and providing penalties.

[SSB 1233](#)      **Judiciary**

Relating to the sale of certain consumer products by high-volume third-party using online marketplaces and including effective date provisions.



**SSB 1234 Human Resources**

Relating to the emergency detention of a person experiencing a mental health or substance use crisis and access centers.

**SSB 1235 Commerce**

Relating to loans originated by mortgage bankers.

**SSB 1236 Commerce**

Relating to banks, making appropriations, providing penalties, and making penalties applicable.

**SSB 1237 State Government**

Relating to the conduct of elections, including nominations and procedures for proposed amendments to the Iowa Constitution, and including effective date provisions.

**SSB 1238 Judiciary**

Relating to tort liability, including employer liability in civil actions involving commercial motor vehicles and arising from an employee's negligence, punitive or exemplary damages, and noneconomic damages available against owners or operators of commercial motor vehicles.

**SUBCOMMITTEE ASSIGNMENTS****Senate File 473**

HUMAN RESOURCES: Edler, Chair; Costello and Mathis

**Senate File 474**

HUMAN RESOURCES: Edler, Chair; Costello and Ragan

**Senate File 497**

JUDICIARY: Garrett, Chair; Dawson and Kinney

**SSB 1232**

JUDICIARY: Schultz, Chair; Dawson and Kinney

[SSB 1233](#)

JUDICIARY: Schultz, Chair; Dawson and Kinney

[SSB 1234](#)

HUMAN RESOURCES: Edler, Chair; Bolcom and Costello

[SSB 1235](#)

COMMERCE: Williams, Chair; Goodwin and Petersen

[SSB 1236](#)

COMMERCE: Williams, Chair; Quirnbach and R. Smith

[SSB 1237](#)

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

[SSB 1238](#)

JUDICIARY: Whiting, Chair; Boulton and Zaun

## FINAL COMMITTEE REPORTS OF BILL ACTION

### AGRICULTURE

**Bill Title:** [SENATE FILE 481 \(SSB 1179\)](#), a bill for an act relating to renewable fuel used to power motor vehicles, including by providing for standards and restrictions, infrastructure, tax credits, and requirements for state agencies operating motor vehicles powered by renewable fuel, making appropriations, providing penalties, making penalties applicable, and including effective date provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 12: Zumbach, Sweeney, Kinney, Costello, Driscoll, Edler, Green, Mathis, Ragan, Rozenboom, J. Smith, and Wahls. Nays, none. Absent, 1: Shipley.

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

### ALSO:

**Bill Title:** [SENATE FILE 482 \(SSB 1214\)](#), a bill for an act regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 12: Zumbach, Sweeney, Kinney, Costello, Driscoll, Edler, Green, Mathis, Ragan, Rozenboom, J. Smith, and Wahls. Nays, none. Absent, 1: Shipley.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 483 \(SSB 1195\)](#), a bill for an act limiting local legislation that prohibits the operation of an animal enterprise or the use of a working animal.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 8: Zumbach, Sweeney, Kinney, Costello, Driscoll, Edler, Green, and Rozenboom. Nays, 4: Mathis, Ragan, J. Smith, and Wahls. 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 Agriculture Committee on [Senate File 483](#), and they were attached to the committee report.

#### APPROPRIATIONS

**Bill Title:** [SENATE FILE 488](#) (formerly [SF 256](#)), 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, 21: Kraayenbrink, Lofgren, Bolkcom, Celsi, Costello, Cournoyer, Dotzler, Edler, Garrett, Guth, Johnson, Klimesh, Koelker, Mathis, Petersen, Ragan, Reichman, Rozenboom, J. Smith, T. Taylor, and Williams. Nays, none. Absent, none.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 489 \(SSB 1094\)](#), a bill for an act creating a public safety equipment fund, and including effective date provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 21: Kraayenbrink, Lofgren, Bolkcom, Celsi, Costello, Cournoyer, Dotzler, Edler, Garrett, Guth, Johnson, Klimesh, Koelker, Mathis, Petersen, Ragan, Reichman, Rozenboom, J. Smith, T. Taylor, and Williams. 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 Appropriations Committee on [Senate File 489](#), and they were attached to the committee report.

**LABOR AND BUSINESS RELATIONS**

**Bill Title:** [SENATE FILE 484 \(SSB 1173\)](#), 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.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 10: Whiting, Green, Boulton, Dotzler, Driscoll, Guth, Jochum, Schultz, J. Taylor, and T. Taylor. Nays, none. Absent, 1: Dickey.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 485 \(SSB 1029\)](#), a bill for an act requiring employers to provide reasonable accommodations to employees based on pregnancy or childbirth and providing civil penalties.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 10: Whiting, Green, Boulton, Dotzler, Driscoll, Guth, Jochum, Schultz, J. Taylor, and T. Taylor. Nays, none. Absent, 1: Dickey.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 490 \(SSB 1033\)](#), a bill for an act creating a new resident tax credit available against the individual income tax, and including applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 7: Whiting, Green, Boulton, Driscoll, Guth, Schultz, and J. Taylor. Nays, 3: Dotzler, Jochum, and T. Taylor. Absent, 1: Dickey.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 491 \(SSB 1032\)](#), a bill for an act establishing a new remote worker grant fund and program to be administered by the economic development authority and making appropriations.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 6: Whiting, Green, Driscoll, Guth, Schultz, and J. Taylor. Nays, 4: Boulton, Dotzler, Jochum, and T. Taylor. Absent, 1: Dickey.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 492 \(SSB 1172\)](#), a bill for an act relating to unemployment insurance and including effective date and applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 6: Whiting, Green, Driscoll, Guth, Schultz, and J. Taylor. Nays, 4: Boulton, Dotzler, Jochum, and T. Taylor. Absent, 1: Dickey.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 493](#) (formerly [SF 69](#)), a bill for an act relating to the registration of construction contractors.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 10: Whiting, Green, Boulton, Dotzler, Driscoll, Guth, Jochum, Schultz, J. Taylor, and T. Taylor. Nays, none. Absent, 1: Dickey.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 494](#) (formerly [SF 350](#)), a bill for an act relating to barbering apprenticeship programs.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 6: Whiting, Green, Driscoll, Guth, Schultz, and J. Taylor. Nays, 4: Boulton, Dotzler, Jochum, and T. Taylor. Absent, 1: Dickey.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 495 \(SSB 1174\)](#), a bill for an act relating to the regulation of boxing, mixed martial arts, and wrestling, making penalties applicable, and making an appropriation.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 10: Whiting, Green, Boulton, Dotzler, Driscoll, Guth, Jochum, Schultz, J. Taylor, and T. Taylor. Nays, none. Absent, 1: Dickey.

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

**ALSO:**

**Bill Title:** [SENATE FILE 496 \(SSB 1147\)](#), a bill for an act prohibiting employers from entering into noncompete agreements with low-wage employees.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 10: Whiting, Green, Boulton, Dotzler, Driscoll, Guth, Jochum, Schultz, J. Taylor, and T. Taylor. Nays, none. Absent, 1: Dickey.

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

## STATE GOVERNMENT

**Bill Title:** \*[SENATE FILE 486 \(SSB 1151\)](#), a bill for an act establishing a central filing system relating to security interests in farm products, providing fees, and including contingent implementation and effective date provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 10: R. Smith, Cournoyer, Brown, Dawson, Giddens, Guth, Johnson, Koelker, Reichman, and Schultz. Nays, 5: Bisignano, Boulton, Celsi, Goodwin, and Jochum. 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 State Government Committee on [Senate File 486](#), and they were attached to the committee report.

**ALSO:**

**Bill Title:** \*[SENATE FILE 487 \(SSB 1046\)](#), a bill for an act relating to the operation of state government, including the review of state boards, the regulation of professions and occupations, and investigations conducted by state boards, and including effective date and applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 10: R. Smith, Cournoyer, Brown, Dawson, Giddens, Guth, Johnson, Koelker, Reichman, and Schultz. Nays, 5: Bisignano, Boulton, Celsi, Goodwin, and Jochum. 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 State Government Committee on [Senate File 487](#), and they were attached to the committee report.

#### BILLS ATTACHED

President Chapman announced that [House File 559](#) was attached to companion [Senate File 484](#) and [House File 428](#) was attached to companion [Senate File 488](#), both previously passed on file.

#### AMENDMENT FILED

[S-3044](#)      [S.F. 341](#)      Julian B. Garrett