

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, MARCH 9, 2021

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JOURNAL OF THE SENATE

FIFTY-EIGHTH CALENDAR DAY
THIRTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 9, 2021

The Senate met in regular session at 9:04 a.m., President Chapman presiding.

Prayer was offered by the Honorable Tim Kraayenbrink, member of the Senate from Webster County, Fort Dodge, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Holly Boeke.

The Journal of Monday, March 8, 2021, was approved.

The Senate stood at ease at 9:08 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:19 a.m., President Pro Tempore Zaun presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Whiting, until he arrives, on request of Senator Sinclair; and Senator Hogg, until he arrives, on request of Senator Wahls.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 461, 462, 521, and 522.

[Senate File 461](#)

On motion of Senator Edler, [Senate File 461](#), a bill for an act relating to the voting members of a governing board of a mental health and disability services region, was taken up for consideration.

Senator Edler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 461](#)), the vote was:

Yeas, 47:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dickey	Dotzler
Driscoll	Edler	Garrett	Giddens
Goodwin	Green	Guth	Jochum
Johnson	Kinney	Klimesh	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Petersen	Quirnbach	Ragan	Reichman
Rozenboom	Schultz	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Whitver
Williams	Zaun	Zumbach	

Nays, none.

Absent, 3:

Hogg	Nunn	Whiting
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

President Chapman took the chair at 10:26 a.m.

[Senate File 462](#)

On motion of Senator Edler, [Senate File 462](#), a bill for an act relating to a study regarding reimbursement for administrative days, was taken up for consideration.

Senator Edler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 462](#)), the vote was:

Yeas, 47:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dickey	Dotzler
Driscoll	Edler	Garrett	Giddens
Goodwin	Green	Guth	Jochum
Johnson	Kinney	Klimesh	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Petersen	Quirnbach	Ragan	Reichman
Rozenboom	Schultz	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Whitver
Williams	Zaun	Zumbach	

Nays, none.

Absent, 3:

Hogg	Nunn	Whiting
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

[Senate File 521](#)

On motion of Senator Zaun, [Senate File 521](#), a bill for an act providing for a human trafficking task force and an annual report to the general assembly, was taken up for consideration.

Senator Zaun moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 521](#)), the vote was:

Yeas, 47:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dickey	Dotzler
Driscoll	Edler	Garrett	Giddens

Goodwin	Green	Guth	Jochum
Johnson	Kinney	Klimesh	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Petersen	Quirnbach	Ragan	Reichman
Rozenboom	Schultz	Shiple	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Whitver
Williams	Zaun	Zumbach	

Nays, none.

Absent, 3:

Hogg	Nunn	Whiting
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

[Senate File 522](#)

On motion of Senator Garrett, [Senate File 522](#), a bill for an act relating to older individuals and dependent adults and creating certain criminal offenses and civil actions, and providing penalties, was taken up for consideration.

Senator Garrett moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 522](#)), the vote was:

Yeas, 47:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dickey	Dotzler
Driscoll	Edler	Garrett	Giddens
Goodwin	Green	Guth	Jochum
Johnson	Kinney	Klimesh	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Petersen	Quirnbach	Ragan	Reichman
Rozenboom	Schultz	Shiple	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Whitver
Williams	Zaun	Zumbach	

Nays, none.

Absent, 3:

Hogg Nunn Whiting

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 461, 462, 521, and 522** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 531](#).

[Senate File 531](#)

On motion of Senator R. Smith, [Senate File 531](#), a bill for an act relating to the conduct of elections during emergencies, was taken up for consideration.

Senator R. Smith offered amendment [S-3057](#), filed by him on March 8, 2021, to page 8 of the bill.

Senator Celsi raised the point of order that amendment [S-3057](#) was not germane to the bill.

The Chair ruled the point not well-taken and amendment [S-3057](#) in order.

Senator R. Smith moved the adoption of amendment [S-3057](#).

A record roll call was requested.

On the question “Shall amendment [S-3057](#) be adopted?” ([S.F. 531](#)), the vote was:

Yeas, 47:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dickey	Dotzler
Driscoll	Edler	Garrett	Giddens
Goodwin	Green	Guth	Jochum
Johnson	Kinney	Klimesh	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Petersen	Quirnbach	Ragan	Reichman
Rozenboom	Schultz	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Whitver
Williams	Zaun	Zumbach	

Nays, none.

Absent, 3:

Hogg	Nunn	Whiting
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Amendment [S-3057](#) was adopted.

Senator R. Smith moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 531](#)), the vote was:

Yeas, 30:

Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Dickey	Driscoll
Edler	Garrett	Goodwin	Green
Guth	Johnson	Klimesh	Koelker
Kraayenbrink	Lofgren	Reichman	Rozenboom
Schultz	Shipley	Sinclair	Smith, R.
Sweeney	Taylor, J.	Whitver	Williams
Zaun	Zumbach		

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Quirnbach
Ragan	Smith, J.	Taylor, T.	Trone Garriott
Wahls			

Absent, 3:

Hogg Nunn Whiting

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that [Senate File 531](#) be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 554](#).

[Senate File 554](#)

On motion of Senator Klimesh, [Senate File 554](#), a bill for an act relating to the acquisition of title to abandoned property in the unincorporated area of a county, was taken up for consideration.

Senator Klimesh moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 554](#)), the vote was:

Yeas, 47:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dickey	Dotzler
Driscoll	Edler	Garrett	Giddens
Goodwin	Green	Guth	Jochum
Johnson	Kinney	Klimesh	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Petersen	Quirnbach	Ragan	Reichman
Rozenboom	Schultz	Shiple	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Whitver
Williams	Zaun	Zumbach	

Nays, none.

Absent, 3:

Hogg Nunn Whiting

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

President Pro Tempore Zaun took the chair at 10:52 a.m.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate Concurrent Resolution 5](#).

[Senate Concurrent Resolution 5](#)

On motion of Senator Cournoyer, [Senate Concurrent Resolution 5](#), A concurrent resolution encouraging the United States Congress to provide flexibility to the states in determining visitation practices in nursing facilities, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer moved the adoption of [Senate Concurrent Resolution 5](#), which motion prevailed by a voice vote.

Senator Cournoyer moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the resolution be adopted?" ([S.C.R. 5](#)), the vote was:

Yeas, 47:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dickey	Dotzler
Driscoll	Edler	Garrett	Giddens
Goodwin	Green	Guth	Jochum
Johnson	Kinney	Klimesh	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Petersen	Quirnbach	Ragan	Reichman

Rozenboom	Schultz	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Whitver
Williams	Zaun	Zumbach	

Nays, none.

Absent, 3:

Hogg	Nunn	Whiting
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The resolution, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that [Senate Concurrent Resolution 5](#) be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 541](#).

[Senate File 541](#)

On motion of Senator Cournoyer, [Senate File 541](#), a bill for an act relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts, was taken up for consideration.

Senator Cournoyer moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 541](#)), the vote was:

Yeas, 47:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dickey	Dotzler
Driscoll	Edler	Garrett	Giddens
Goodwin	Green	Guth	Jochum

Johnson	Kinney	Klimesh	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Petersen	Quirnbach	Ragan	Reichman
Rozenboom	Schultz	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Whitver
Williams	Zaun	Zumbach	

Nays, none.

Absent, 3:

Hogg Nunn Whiting

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 541** and **554** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:19 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:07 p.m., President Chapman presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Koelker, until she arrives, on request of Senator Whitver.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 419](#).

Senate File 419

On motion of Senator Zumbach, [Senate File 419](#), a bill for an act relating to the display of registration plates on motor vehicles, was taken up for consideration.

Senator Zumbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 419](#)), the vote was:

Yeas, 29:

Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Dickey	Edler
Garrett	Goodwin	Green	Guth
Johnson	Klimesh	Kraayenbrink	Lofgren
Lykam	Reichman	Rozenboom	Schultz
Shipley	Sinclair	Smith, R.	Sweeney
Taylor, J.	Whitver	Williams	Zaun
Zumbach			

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Driscoll	Giddens	Jochum
Kinney	Mathis	Petersen	Quirnbach
Ragan	Smith, J.	Taylor, T.	Trone Garriott
Wahls			

Absent, 4:

Hogg	Koelker	Nunn	Whiting
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that [Senate File 419](#) be **immediately messaged** to the House.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Zumbach, until he returns, on request of Senator Whitver.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 546](#).

[Senate File 546](#)

On motion of Senator Johnson, [Senate File 546](#), a bill for an act relating to private instruction and driver education, was taken up for consideration.

Senator Bisignano offered amendment [S-3058](#), filed by him from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3058](#) be adopted?" ([S.F. 546](#)), the vote was:

Yeas, 20:

Bisignano	Bolkcom	Boulton	Celsi
Dickey	Dotzler	Edler	Giddens
Jochum	Kinney	Lykam	Mathis
Petersen	Quirnbach	Ragan	Shiple
Smith, J.	Taylor, T.	Trone Garriott	Wahls

Nays, 25:

Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Driscoll	Garrett
Goodwin	Green	Guth	Johnson
Klimesh	Kraayenbrink	Lofgren	Reichman
Rozenboom	Schultz	Sinclair	Smith, R.
Sweeney	Taylor, J.	Whitver	Williams
Zaun			

Absent, 5:

Hogg	Koelker	Nunn	Whiting
Zumbach			

Amendment [S-3058](#) lost.

Senator Johnson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 546](#)), the vote was:

Yeas, 28:

Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Dickey	Driscoll
Edler	Garrett	Goodwin	Green
Guth	Johnson	Klimesh	Kraayenbrink
Lofgren	Reichman	Rozenboom	Schultz
Shiple	Sinclair	Smith, R.	Sweeney
Taylor, J.	Whitver	Williams	Zaun

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, T.	Trone Garriott
Wahls			

Absent, 5:

Hogg	Koelker	Nunn	Whiting
Zumbach			

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that [Senate File 546](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 2:19 p.m. until 9:00 a.m., Wednesday, March 10, 2021.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF CORRECTIONS

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on March 9, 2021.

CERTIFICATE OF RECOGNITION

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

Don Swanson, Iowa City—Upon his retirement as a Nurse Manager with the University of Iowa Hospitals and Clinics, serving from 1983–2021. Senators T. Taylor and Wahls.

INTRODUCTION OF BILL

[Senate File 573](#), by committee on State Government, a bill for an act relating to the frequency of meetings of a committee created to establish the minimum rate to be earned on state funds placed in time deposits.

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

SUBCOMMITTEE ASSIGNMENTS

[Senate File 491](#)

APPROPRIATIONS: Guth, Chair; Dotzler and Lofgren

[Senate File 495](#)

APPROPRIATIONS: Guth, Chair; Dotzler and Klimesh

[Senate File 558](#)

APPROPRIATIONS: Garrett, Chair; Bolkcom and Reichman

[Senate File 566](#)

APPROPRIATIONS: Williams, Chair; Klimesh and Petersen

[Senate File 571](#)

WAYS AND MEANS: Schultz, Chair; Green and Petersen

[House File 303](#)

JUDICIARY: Reichman, Chair; Kinney and J. Taylor

[House File 318](#)

EDUCATION: J. Taylor, Chair; Cournoyer and Quirnbach

[House File 427](#)

JUDICIARY: Sinclair, Chair; Bolkcom and Schultz

[House File 554](#)

JUDICIARY: Garrett, Chair; Bisignano and Johnson

[House File 602](#)

EDUCATION: Goodwin, Chair; Giddens and Kraayenbrink

[House File 604](#)

EDUCATION: Rozenboom, Chair; Sweeney and Trone Garriott

FINAL COMMITTEE REPORT OF BILL ACTION

STATE GOVERNMENT

Bill Title: *[SENATE FILE 573](#) (formerly [SF 405](#)), a bill for an act relating to the frequency of meetings of a committee created to establish the minimum rate to be earned on state funds placed in time deposits.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Cournoyer, Bisignano, Boulton, Brown, Celsi, Dawson, Giddens, Goodwin, Guth, Jochum, Johnson, Koelker, Reichman, and Schultz. 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 State Government Committee on [Senate File 573](#), and they were attached to the committee report.

AMENDMENT FILED

[S-3058](#) [S.F. 546](#) Tony Bisignano