

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, JANUARY 31, 2023

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JOURNAL OF THE SENATE

TWENTY-THIRD CALENDAR DAY
FOURTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 31, 2023

The Senate met in regular session at 9:02 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County, Nodaway, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Monday, January 30, 2023, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:04 a.m. until 9:00 a.m., Wednesday, February 1, 2023.

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 TRANSPORTATION

Department of Transportation Recycling Report, pursuant to Iowa Code section 307.21. Report received on January 31, 2023.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Employment Security Administration Fund Report, pursuant to Iowa Code section 96.13. Report received on January 31, 2023.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, January 31, 2023, 2:00 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Boulton, Ranking Member; Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirmbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner.

Members Absent: None.

Committee Business: [SF 84](#), [SF 61](#), [SSB 1001](#).

Adjourned: 2:40 p.m.

WAYS AND MEANS

Convened: Tuesday, January 31, 2023, 1:20 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Jochum, Ranking Member; Boussetot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirmbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun.

Members Absent: None.

Committee Business: [SF 10](#): Sen. Dawson [SSB 1056](#) w/amendment: Sen. Dawson.

Adjourned: 1:40 p.m.

WORKFORCE

Convened: Tuesday, January 31, 2023, 11:15 a.m.

Members Present: Dickey, Chair; McClintock, Vice Chair; Donahue, Ranking Member; Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor.

Members Absent: None.

Committee Business: Discuss [SF 3](#) and amendment 3.13.

Adjourned: 11:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, January 31, 2023, 9:40 a.m.

Members Present: Lofgren, Chair; Dickey, Vice Chair; Dotzler, Ranking Member; Gruenhagen, and Quirnbach.

Members Absent: None.

Committee Business: Committee Business.

Adjourned: 10:40 a.m.

INTRODUCTION OF RESOLUTION

[Senate Joint Resolution 6](#), by T. Taylor, Petersen, Dotzler, Trone Garriott, Bennett, and Celsi, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to cannabis.

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

INTRODUCTION OF BILLS

[Senate File 174](#), by committee on Local Government, a bill for an act relating to building design element regulation by governmental subdivisions, and including effective date provisions.

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

[Senate File 175](#), by McClintock, a bill for an act relating to hunting deer by persons with bow season licenses.

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

[Senate File 176](#), by Cournoyer, a bill for an act relating to retail alcohol licenses for native wineries.

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

[Senate File 177](#), by Driscoll, a bill for an act relating to school personnel training, emergency care planning, authorizations for assisting, and limitations of liability concerning students with epilepsy or a seizure disorder.

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

[Senate File 178](#), by T. Taylor, Trone Garriott, Dotzler, Petersen, Bennett, and Celsi, a bill for an act relating to the possession of marijuana and providing penalties.

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

[Senate File 179](#), by Driscoll, a bill for an act requiring boards of directors of school districts, governing boards of charter schools, and authorities in charge of accredited nonpublic schools to adopt policies related to excusing student absences for 4-H club or future farmers of America activities.

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

[Senate File 180](#), by McClintock, a bill for an act providing credit for accrued sick leave for certain law enforcement officers and making a state mandate inapplicable.

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

[Senate File 181](#), by committee on Ways and Means, a bill for an act relating to property taxes and income taxes by modifying the calculation of assessment limitations for certain property, amending provisions relating to certain tax withholding requirements and tax credits, and including effective date and retroactive applicability provisions.

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

[Senate File 182](#), by committee on Ways and Means, a bill for an act relating to the creation of land redevelopment trusts.

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

STUDY BILLS RECEIVED

[SSB 1102](#) **Commerce**

Relating to money transmission services.

[SSB 1103](#) **Health and Human Services**

Relating to the dispensing of an epinephrine auto-injector by a pharmacist without a prescription.

[SSB 1104](#) **Health and Human Services**

Relating to a state-funded psychiatry residency and fellowship program.

[SSB 1105](#) **Health and Human Services**

Relating to public assistance program oversight.

[SSB 1106](#) **Health and Human Services**

Prohibiting employers from requiring certain mental health professionals to enter into noncompete agreements and including effective date provisions.

[SSB 1107](#) **State Government**

Relating to raw milk, by providing for the production of raw milk at certain dairies, the manufacture of products using raw milk, and the labeling and distribution of raw milk and manufactured products, and making penalties applicable.

SSB 1108 State Government

Relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

SSB 1109 State Government

Proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

SSB 1110 State Government

Proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

SSB 1111 Education

Relating to entities supported in whole or in part by public moneys, including the sale of public bonds, the duties and responsibilities of the directors and officers of school boards, school districts, the department of education, the department of health and human services, accredited nonpublic schools, charter schools, community colleges, institutions under the control of the state board of regents, area education agencies, election commissioners and children's residential facilities, and the membership and voting units of county and city conference boards.

SSB 1112 Judiciary

Relating to child in need of assistance proceedings concerning determinations of reasonable efforts for placement of a child and access to criminal history data.

SSB 1113 Judiciary

Relating to the medical cannabidiol program including medical cannabidiol dispensaries.

SSB 1114 Judiciary

Relating to tort liability, including employer liability and noneconomic damages in civil actions involving commercial motor vehicles, and punitive or exemplary damages in civil actions generally.

SSB 1115 Agriculture

Providing for programs and regulations administered and enforced by the department of agriculture and land stewardship, providing fees, providing for the allocation of moneys, and making penalties applicable.

SSB 1116 Health and Human Services

Relating to the health and well-being of children and families including provisions for maternal support and fatherhood initiatives, regional centers of excellence, a state-funded family medicine obstetrics fellowship program, self-administered hormonal contraceptives, state employee parental leave, adoption expenses under the adoption subsidy program, and accessibility to the all Iowa scholarship program; making appropriations; and including effective date and applicability provisions.

SSB 1117 Health and Human Services

Relating to the certificate of need process.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 6**

JUDICIARY: Dawson, Chair; Petersen and Schultz

Senate File 113

WAYS AND MEANS: Dickey, Chair; Dawson and Petersen

Senate File 121

EDUCATION: Evans, Chair; Cournoyer and Trone Garriott

Senate File 124

AGRICULTURE: Sweeney, Chair; Giddens and McClintock

[Senate File 129](#)

HEALTH AND HUMAN SERVICES: Edler, Chair; Petersen and Salmon

[Senate File 132](#)

WAYS AND MEANS: Koelker, Chair; Dawson and Quirnbach

[Senate File 134](#)

WAYS AND MEANS: Sweeney, Chair; Driscoll and Winckler

[Senate File 139](#)

EDUCATION: Cournoyer, Chair; Kraayenbrink and Quirnbach

[Senate File 141](#)

WAYS AND MEANS: Koelker, Chair; Dawson and Quirnbach

[Senate File 146](#)

WAYS AND MEANS: Driscoll, Chair; Sweeney and T. Taylor

[Senate File 150](#)

WAYS AND MEANS: Dickey, Chair; Koelker and Quirnbach

[Senate File 151](#)

APPROPRIATIONS: Zumbach, Chair; Koelker and T. Taylor

[Senate File 158](#)

JUDICIARY: Boussetot, Chair; Petersen and J. Taylor

[Senate File 166](#)

JUDICIARY: Reichman, Chair; Bisignano and Boussetot

[Senate File 171](#)

JUDICIARY: Garrett, Chair; Boulton and Schultz

[Senate File 175](#)

NATURAL RESOURCES AND ENVIRONMENT: Green, Chair; Evans and Trone
Garriott

[Senate File 178](#)

JUDICIARY: Dawson, Chair; Petersen and Schultz

[Senate File 180](#)

JUDICIARY: Schultz, Chair; Boulton and Dawson

[House File 93](#)

HEALTH AND HUMAN SERVICES: Garrett, Chair; Rowley and Trone Garriott

[SSB 1013](#)
(Reassigned)

APPROPRIATIONS: Rowley, Chair; Guth and Petersen

[SSB 1102](#)

COMMERCE: Rowley, Chair; Giddens and Gruenhagen

[SSB 1103](#)

HEALTH AND HUMAN SERVICES: Edler, Chair; Costello and Jochum

[SSB 1104](#)

HEALTH AND HUMAN SERVICES: Costello, Chair; Alons and Donahue

[SSB 1105](#)

HEALTH AND HUMAN SERVICES: Edler, Chair; Costello and Trone Garriott

[SSB 1106](#)

HEALTH AND HUMAN SERVICES: Garrett, Chair; Rowley and Trone Garriott

[SSB 1107](#)

STATE GOVERNMENT: Schultz, Chair; Bisignano and Westrich

[SSB 1108](#)

STATE GOVERNMENT: Cournoyer, Chair; Koelker and Weiner

[SSB 1109](#)

STATE GOVERNMENT: Cournoyer, Chair; Jochum and Koelker

[SSB 1110](#)

STATE GOVERNMENT: Koelker, Chair; Bisignano and Cournoyer

[SSB 1111](#)

EDUCATION: Cournoyer, Chair; Donahue and Westrich

[SSB 1112](#)

JUDICIARY: Shipley, Chair; De Witt and Weiner

[SSB 1113](#)

JUDICIARY: Reichman, Chair; Evans and Petersen

[SSB 1114](#)

JUDICIARY: Boussetot, Chair; Boulton and Zaun

[SSB 1115](#)

AGRICULTURE: Gruenhagen, Chair; Boulton and Zumbach

[SSB 1116](#)

HEALTH AND HUMAN SERVICES: Edler, Chair; Evans and Trone Garriott

[SSB 1117](#)

HEALTH AND HUMAN SERVICES: Edler, Chair; Costello and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: [SENATE FILE 61](#), a bill for an act relating to earned time applied to reduce certain mandatory minimum sentences.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 84](#), a bill for an act relating to sexual exploitation of a minor and providing penalties.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Boussetot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: *[SENATE FILE 174](#) (formerly [SF 43](#)), a bill for an act relating to building design element regulation by governmental subdivisions, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Green, Lofgren, Driscoll, Guth, Klimesh, Shipley, Webster, and Westrich. Nays, 4: Weiner, Knox, Quirnbach, and Winckler. Excused, 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 Local Government Committee on [Senate File 174](#), and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *[SENATE FILE 181 \(SSB 1056\)](#), a bill for an act relating to property taxes and income taxes by modifying the calculation of assessment limitations for certain property, amending provisions relating to certain tax withholding requirements and tax credits, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Present, 1: Quirnbach. Excused, 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 Ways and Means Committee on [Senate File 181](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 182](#) (formerly [SF 10](#)), a bill for an act relating to the creation of land redevelopment trusts.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Dawson, Koelker, Jochum, Bousselot, Brown, Cournoyer, Dickey, Dotzler, Driscoll, Klimesh, Petersen, Quirnbach, Rowley, Schultz, Sweeney, T. Taylor, Winckler, and Zaun. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.