

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, FEBRUARY 7, 2023

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JOURNAL OF THE SENATE

THIRTIETH CALENDAR DAY
EIGHTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 7, 2023

The Senate met in regular session at 9:00 a.m., President Pro Tempore Zaun presiding.

Prayer was offered by the Honorable David Rowley, member of the Senate from Dickinson County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Madeline Parrott.

The Journal of Monday, February 6, 2023, was approved.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 7, 2023, **passed** the following bill in which in the concurrence of the House was asked:

[Senate File 192](#), a bill for an act relating to school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2023, modifying provisions relating to the property tax replacement payments, making appropriations, and including effective date provisions.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:05 a.m. until 9:00 a.m., Wednesday, February 8, 2023.

APPENDIX**REPORTS OF COMMITTEE MEETINGS****JUDICIARY**

Convened: Tuesday, February 7, 2023, 10:30 a.m.

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

Members Absent: None.

Committee Business: [SF 171](#), [SSB 1082](#), [SSB 1114](#), [SSB 1068](#), and [SSB 1048](#).

Adjourned: 11:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, February 7, 2023, 9:30 a.m.

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

Members Absent: None.

Committee Business: Committee business.

Adjourned: 10:15 a.m.

INTRODUCTION OF BILLS

[Senate File 216](#), by committee on Local Government, a bill for an act relating to the authority to postpone or cancel an annual tax sale.

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

[Senate File 217](#), by committee on Local Government, a bill for an act allowing counties to collect a fee for the issuance and renewal of driver's licenses and nonoperator's identification cards to persons who reside outside the county.

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

[Senate File 218](#), by Shipley, a bill for an act relating to lighting requirements for certain areas under the control of class I or class II railroad corporations.

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

[Senate File 219](#), by Green, a bill for an act relating to educational requirements for a permit to perform tattooing.

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

[Senate File 220](#), by Shipley, a bill for an act relating to the operation of railroad trains from sunset to sunrise, and making penalties applicable.

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

[Senate File 221](#), by Westrich, Guth, Alons, Dawson, Shipley, De Witt, Evans, Lofgren, Gruenhagen, Salmon, Edler, and Zaun, a bill for an act relating to sexual exploitation of a minor, and making penalties applicable.

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

[Senate File 222](#), by Bisignano, a bill for an act relating to the crime of the unauthorized placement of a global positioning device, including the unauthorized placement of a global positioning device committed against a person under eighteen years of age, and providing penalties.

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

[Senate File 223](#), by Westrich, Dawson, Shipley, De Witt, Alons, Evans, Lofgren, Salmon, Gruenhagen, Edler, and Zaun, a bill for an act relating to an assault of a pregnant person, and providing penalties.

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

[Senate File 224](#), by committee on Veterans Affairs, a bill for an act relating to motor vehicle special registration plate decals created by a nonprofit veterans' organization or associated with military service.

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

[Senate File 225](#), by Boulton, a bill for an act designating individuals who perform work on electric utility lines as public safety employees for purposes of public employee collective bargaining and including applicability provisions.

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

[Senate File 226](#), by Boulton, a bill for an act relating to eligibility for unemployment benefits.

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

[Senate File 227](#), by Rowley, a bill for an act exempting the services furnished by executive search agencies and private employment agencies from the state sales and use tax.

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

[Senate File 228](#), by committee on Judiciary, a bill for an act 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.

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

[Senate File 229](#), by committee on Judiciary, a bill for an act relating to continuous sexual abuse of a child, and making penalties applicable.

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

STUDY BILLS RECEIVED

[SSB 1135](#) **Transportation**

Relating to the display of a special registration sticker on certain motor vehicles in lieu of a front registration plate, and making penalties applicable.

[SSB 1136](#) **Judiciary**

Relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions.

[SSB 1137](#) **Judiciary**

Relating to a Brady-Giglio list maintained by a prosecuting agency, and including effective date provisions.

[SSB 1138](#) **Veterans Affairs**

Relating to the military service property tax exemption and credit and including applicability provisions.

[SSB 1139](#) **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, 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.

SUBCOMMITTEE ASSIGNMENTS

[House Joint Resolution 3](#)

STATE GOVERNMENT: Koelker, Chair; Bisignano and Cournoyer

[Senate File 155](#)

WAYS AND MEANS: Dickey, Chair; Boussetot and T. Taylor

[Senate File 162](#)

TRANSPORTATION: Zumbach, Chair; Webster and Winckler

[Senate File 163](#)

TRANSPORTATION: Dickey, Chair; Bennett and Brown

[Senate File 173](#)

NATURAL RESOURCES AND ENVIRONMENT: Shipley, Chair; Bennett and Zumbach

[Senate File 184](#)

TRANSPORTATION: Shipley, Chair; T. Taylor and Webster

[Senate File 185](#)

TRANSPORTATION: Brown, Chair; Klimesh and T. Taylor

[Senate File 187](#)

HEALTH AND HUMAN SERVICES: Rowley, Chair; Petersen and Sweeney

[Senate File 200](#)

JUDICIARY: Shipley, Chair; Evans and Petersen

[Senate File 204](#)

JUDICIARY: Dawson, Chair; Boulton and Zaun

[Senate File 206](#)

HEALTH AND HUMAN SERVICES: Edler, Chair; Donahue and Guth

[Senate File 212](#)

JUDICIARY: J. Taylor, Chair; De Witt and Quirnbach

[Senate File 222](#)

JUDICIARY: Dawson, Chair; Bisignano and Schultz

[House File 150](#)

JUDICIARY: Garrett, Chair; Bousset and Weiner

[House File 158](#)

STATE GOVERNMENT: Cournoyer, Chair; Bisignano and Driscoll

[SSB 1135](#)

TRANSPORTATION: Klimesh, Chair; Celsi and Koelker

[SSB 1136](#)

JUDICIARY: Zaun, Chair; De Witt and Weiner

[SSB 1137](#)

JUDICIARY: Zaun, Chair; Bisignano and Dawson

[SSB 1138](#)

VETERANS AFFAIRS: Lofgren, Chair; Dotzler and McClintock

[SSB 1139](#)

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

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: [SENATE FILE 171](#), a bill for an act relating to the membership of district judicial nominating commissions.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Zaun, Garrett, Bousset, Dawson, De Witt, Evans, Reichman, Rowley, Schultz, Shipley, J. Taylor, and Webster. Nays, 6: Boulton, Bisignano, Knox, Petersen, Quirnbach, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 228 \(SSB 1114\)](#), a bill for an act 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Zaun, Garrett, Bousset, Dawson, De Witt, Evans, Reichman, Rowley, Schultz, Shipley, and Webster. Nays, 7: Boulton, Bisignano, Knox, Petersen, Quirnbach, J. Taylor, and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 229 \(SSB 1048\)](#), a bill for an act relating to continuous sexual abuse of a child, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 18: Zaun, Garrett, Boulton, Bisignano, Bousset, 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 216 \(SSB 1051\)](#), a bill for an act relating to the authority to postpone or cancel an annual tax sale.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Quirnbach, Shipley, Webster, Westrich, and Winckler. Nays, none. 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 216](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 217 \(SSB 1092\)](#), a bill for an act allowing counties to collect a fee for the issuance and renewal of driver's licenses and nonoperator's identification cards to persons who reside outside the county.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Green, Lofgren, Weiner, Driscoll, Guth, Klimesh, Knox, Quirnbach, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: *[SENATE FILE 224](#) (formerly [SF 90](#)), a bill for an act relating to motor vehicle special registration plate decals created by a nonprofit veterans' organization or associated with military service.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Reichman, Salmon, Dotzler, Alons, Bennett, Costello, Edler, Lofgren, McClintock, Weiner, and Winckler. Nays, none. Excused, 1: Dawson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Veterans Affairs Committee on [Senate File 224](#), and they were attached to the committee report.

BILLS REFERRED TO COMMITTEE

The following bills were referred to the following committees:

| | |
|--|-----------------------------------|
| House Joint Resolution 3 | State Government |
| House File 35 | Natural Resources and Environment |
| House File 111 | Ways and Means |
| House File 138 | State Government |
| House File 142 | Appropriations |
| House File 150 | Judiciary |
| House File 158 | State Government |

BILL ATTACHED

[House File 128](#) was attached to [Senate File 125](#).

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 7th day of February, 2023.

[Senate File 192](#).

W. CHARLES SMITHSON
Secretary of the Senate

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 7, 2023, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 192](#) – Relating to a bill for an act relating to school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2023, modifying provisions relating to the property tax replacement payments, making appropriations, and including effective date provisions.

AMENDMENT FILED

[S-3014](#) [S.F. 148](#) Mark Lofgren