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**STATE OF IOWA**

# **Senate Journal**

**THURSDAY, FEBRUARY 23, 2023**

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# JOURNAL OF THE SENATE

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FORTY-SIXTH CALENDAR DAY  
TWENTY-EIGHTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Thursday, February 23, 2023

The Senate met in regular session at 9:01 a.m., President Sinclair presiding.

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

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Madeline Parrott.

The Journal of Wednesday, February 22, 2023, was approved.

## SPECIAL GUEST

President Sinclair introduced the Honorable Randy Feenstra, Congressman and former member of the Iowa Senate.

The Senate rose and expressed its welcome.

## ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:11 a.m. until 1:00 p.m., Monday, February 27, 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:

#### COLLEGE STUDENT AID COMMISSION

Ethnic Diversity Report, pursuant to Iowa Code section 261.2. Report received on February 23, 2023.

#### DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

FY 2022 Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 23, 2023.

#### DEPARTMENT OF INSPECTIONS AND APPEALS

SFY 2022 Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 23, 2023.

#### DEPARTMENT OF JUSTICE

2022 Iowa Prosecutor Intern Program Annual Report, pursuant to Iowa Code section 13.2(1)(l). Report received on February 23, 2023.

### REPORTS OF COMMITTEE MEETINGS

#### COMMERCE

**Convened:** Thursday, February 23, 2023, 11:40 a.m.

**Members Present:** Brown, Chair; Boussetot, Vice Chair; Giddens, Ranking Member; Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich.

**Members Absent:** None.

**Committee Business:** [SSB 1102](#), [SSB 1087](#), [SSB 1085](#), [SSB 1084](#), [SSB 1098](#), [SSB 1055](#), [SSB 1042](#), [SSB 1156](#), [SF 284](#), and [SSB 1150](#).

**Adjourned:** 12:10 p.m.

**VETERANS AFFAIRS**

**Convened:** Thursday, February 23, 2023, 10:15 a.m.

**Members Present:** Reichman, Chair; Salmon, Vice Chair; Alons, Costello, Dawson, Edler, McClintock, and Weiner.

**Members Absent:** Dotzler, Ranking Member, Bennett, Lofgren, and Winckler (all excused).

**Committee Business:** [SF 329](#), [SF 236](#), and [SSB 1152](#).

**Adjourned:** 10:30 a.m.

**INTRODUCTION OF RESOLUTION**

[Senate Concurrent Resolution 4](#), by Whitver, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Ninetieth General Assembly.

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

**INTRODUCTION OF BILLS**

[Senate File 388](#), by committee on Technology, a bill for an act relating to conflicts between federal funding and the office of the chief information officer.

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

[Senate File 389](#), by committee on Education, a bill for an act directing the department of education to convene an achievement gap working group.

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

[Senate File 390](#), by committee on Education, a bill for an act 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.

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

[Senate File 391](#), by committee on Education, a bill for an act relating to education, including modifying provisions related to comprehensive school improvement plans, teacher librarians and guidance counselors, required days or hours of instruction in elementary and secondary schools, agreements between school districts and community colleges to teach certain courses, and required courses in school districts and accredited nonpublic schools, and authorizing school districts to offer sequential units in one classroom.

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

[Senate File 392](#), by committee on Education, a bill for an act relating to education, including eligibility for grants under the teach Iowa scholar program, licenses issued by the board of educational examiners, and the use of revenues from the district management levy, and including applicability provisions.

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

[Senate File 393](#), by Brown, a bill for an act relating to meetings of the school finance formula review committee.

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

[Senate File 394](#), by Koelker, a bill for an act exempting from the state sales and use tax the sales price of lodging supplies sold to a lodging provider.

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

[Senate File 395](#), by Alons, a bill for an act relating to vaccination and immunization reporting and tracking.

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

[Senate File 396](#), by Petersen, Trone Garriott, Weiner, Jochum, Donahue, Celsi, Winckler, Dotzler, Giddens, Bisignano, Knox, Boulton, Wahls, Bennett, Quirmbach, and T. Taylor, a bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965, making penalties applicable, and establishing an equal pay task force.

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

[Senate File 397](#), by Evans, a bill for an act relating to paternity and the obligation of parents for support of children.

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

[Senate File 398](#), by committee on Technology, a bill for an act relating to robotics extracurricular activities, including requiring the department of education to provide technical assistance to school districts related to chartering career and technical student organizations related to robotics and authorizing high school athletic organizations to sponsor interscholastic contests related to robotics.

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

[Senate File 399](#), by committee on State Government, a bill for an act relating to swimming pool inspections and housing cooperatives.

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

[Senate File 400](#), by committee on Technology, a bill for an act relating to the use of video conferences in judicial proceedings and certified shorthand reporter audio and video recordings, and including effective date provisions.

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

[Senate File 401](#), by committee on State Government, a bill for an act relating to sales of mixed drinks or cocktails for consumption off the premises and including effective date provisions.

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

[Senate File 402](#), by committee on Technology, a bill for an act establishing the cybersecurity simulation training center at the Iowa state university of science and technology, and making appropriations.

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

[Senate File 403](#), by Shipley, a bill for an act relating to the payment of costs by railroad track owners and railroad corporations for certain railroad construction, maintenance, and other related projects.

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

[Senate File 404](#), by Shipley, a bill for an act relating to livestock health, by providing for the livestock health advisory council and livestock disease research fund.

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

[Senate File 405](#), by Boulton, a bill for an act relating to statutes of limitations tolled by the Iowa supreme court, and including retroactive applicability provisions.

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

[Senate File 406](#), by Cournoyer, a bill for an act relating to the responsibilities of nonprofit corporations.

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

[Senate File 407](#), by T. Taylor, Dotzler, Bennett, Giddens, Knox, Trone Garriott, and Celsi, a bill for an act relating to the natural reduction of human remains, making penalties applicable, and including effective date provisions.

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

[Senate File 408](#), by committee on Commerce, a bill for an act relating to the economic development authority, including certain tax credit programs, the Iowa wine, beer, and spirits promotion board, and the beer and liquor control fund, and including applicability provisions.

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

[Senate File 409](#), by committee on Commerce, a bill for an act relating to value-added products or services offered by insurers or producers.

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

[Senate File 410](#), by committee on Veterans Affairs, a bill for an act relating to the administration of the veterans trust fund.

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

[Senate File 411](#), by committee on Commerce, a bill for an act relating to the regulation of energy sources by counties and cities.

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



[Senate File 412](#), by Weiner, a bill for an act relating to eligibility for education savings accounts and including effective date and retroactive applicability provisions.

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

[Senate File 413](#), by Weiner, a bill for an act relating to insurance coverage for prescription drugs used to treat substance use disorders.

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

[Senate File 414](#), by Weiner, a bill for an act relating to family-focused substance use disorder treatment and programming, and making an appropriation.

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

[Senate File 415](#), by Weiner, a bill for an act relating to coverage under the Medicaid program for anti-addiction medication.

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

[Senate File 416](#), by Dickey, Evans, and Shipley, a bill for an act prohibiting the expenditure of certain public moneys for dues or membership fees to high school organizations that do not use required enrollment calculations when determining school classifications for extracurricular interscholastic activities.

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

## STUDY BILLS RECEIVED

**SSB 1187      Transportation**

Relating to vehicles of excessive size and weight, including highways and streets upon which movement of such vehicles is permitted and warning lights on such vehicles.

**SSB 1188      Judiciary**

Providing for business organizations, including limited liability companies, providing penalties, and including effective date provisions.

## SUBCOMMITTEE ASSIGNMENTS

**Senate File 243**

(Reassigned)

TRANSPORTATION: Shipley, Chair; Bennett and Zumbach

**Senate File 245**

(Reassigned)

TRANSPORTATION: Shipley, Chair; Celsi and Zumbach

**Senate File 368**

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

**Senate File 373**

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

**Senate File 374**

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

**Senate File 375**

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

**Senate File 376**

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

[Senate File 378](#)

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

[Senate File 379](#)

EDUCATION: Rozenboom, Chair; Kraayenbrink and Quirmbach

[Senate File 393](#)

EDUCATION: Evans, Chair; Celsi and Rozenboom

[Senate File 394](#)

WAYS AND MEANS: Koelker, Chair; Cournoyer and Dotzler

[Senate File 397](#)

JUDICIARY: Evans, Chair; Knox and J. Taylor

[Senate File 404](#)

AGRICULTURE: Shipley, Chair; Alons and Dotzler

[Senate File 405](#)

JUDICIARY: Rowley, Chair; Boulton and Shipley

[House File 258](#)

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

[House File 282](#)

AGRICULTURE: Rozenboom, Chair; McClintock and T. Taylor

[SSB 1173](#)

(Reassigned)

COMMERCE: Boussetot, Chair; Jochum and Klimesh

[SSB 1187](#)

TRANSPORTATION: Zumbach, Chair; Klimesh and T. Taylor

[SSB 1188](#)

JUDICIARY: J. Taylor, Chair; Shipley and Weiner

## FINAL COMMITTEE REPORTS OF BILL ACTION

## COMMERCE

**Bill Title:** [SENATE FILE 284](#), a bill for an act relating to pharmacy benefits manager reverse auctions and group insurance for public employees.

**Recommendation:** DO PASS.

**Final Vote:** Yeas, 13: Brown, Boussetot, Dawson, De Witt, Dickey, Gruenhagen, Klimesh, Knox, Koelker, Rowley, Schultz, Webster, and Westrich. Nays, 5: Giddens, Bisignano, Jochum, Petersen, and Trone Garriott. Excused, none.

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

## ALSO:

**Bill Title:** [SENATE FILE 408 \(SSB 1087\)](#), a bill for an act relating to the economic development authority, including certain tax credit programs, the Iowa wine, beer, and spirits promotion board, and the beer and liquor control fund, and including applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 18: Brown, Boussetot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, none.

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

## ALSO:

**Bill Title:** [SENATE FILE 409 \(SSB 1150\)](#), a bill for an act relating to value-added products or services offered by insurers or producers.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 18: Brown, Boussetot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, none.

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

## ALSO:

**Bill Title:** [SENATE FILE 411 \(SSB 1085\)](#), a bill for an act relating to the regulation of energy sources by counties and cities.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 18: Brown, Bousselot, Giddens, Bisignano, Dawson, De Witt, Dickey, Gruenhagen, Jochum, Klimesh, Knox, Koelker, Petersen, Rowley, Schultz, Trone Garriott, Webster, and Westrich. Nays, none. Excused, none.

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

## EDUCATION

**Bill Title:** \*[SENATE FILE 389](#) (formerly [SF 38](#)), a bill for an act directing the department of education to convene an achievement gap working group.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 16: Rozenboom, J. Taylor, Quirnbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. 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 Education Committee on [Senate File 389](#), and they were attached to the committee report.

## ALSO:

**Bill Title:** \*[SENATE FILE 390 \(SSB 1111\)](#), a bill for an act 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.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 16: Rozenboom, J. Taylor, Quirnbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. 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 Education Committee on [Senate File 390](#), and they were attached to the committee report.

**ALSO:**

**Bill Title:** \*[SENATE FILE 391 \(SSB 1076\)](#), a bill for an act relating to education, including modifying provisions related to comprehensive school improvement plans, teacher librarians and guidance counselors, required days or hours of instruction in elementary and secondary schools, agreements between school districts and community colleges to teach certain courses, and required courses in school districts and accredited nonpublic schools, and authorizing school districts to offer sequential units in one classroom.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 10: Rozenboom, Cournoyer, Evans, Garrett, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Westrich, and Zaun. Nays, 6: J. Taylor, Quirnbach, Celsi, Donahue, Giddens, and Trone Garriott. 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 Education Committee on [Senate File 391](#), and they were attached to the committee report.

**ALSO:**

**Bill Title:** \*[SENATE FILE 392 \(SSB 1049\)](#), a bill for an act relating to education, including eligibility for grants under the teach Iowa scholar program, licenses issued by the board of educational examiners, and the use of revenues from the district management levy, and including applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 16: Rozenboom, J. Taylor, Quirnbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. 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 Education Committee on [Senate File 392](#), and they were attached to the committee report.

**STATE GOVERNMENT**

**Bill Title:** [SENATE FILE 399 \(SSB 1134\)](#), a bill for an act relating to swimming pool inspections and housing cooperatives.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 17: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Brown, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 1: Giddens.

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

**ALSO:**

**Bill Title:** \*[SENATE FILE 401 \(SSB 1032\)](#), a bill for an act relating to sales of mixed drinks or cocktails for consumption off the premises and including effective date provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. 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 State Government Committee on [Senate File 401](#), and they were attached to the committee report.

#### TECHNOLOGY

**Bill Title:** [SENATE FILE 388 \(SSB 1161\)](#), a bill for an act relating to conflicts between federal funding and the office of the chief information officer.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Bousset, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

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

**ALSO:**

**Bill Title:** [SENATE FILE 398](#) (formerly [SF 264](#)), a bill for an act relating to robotics extracurricular activities, including requiring the department of education to provide technical assistance to school districts related to chartering career and technical student organizations related to robotics and authorizing high school athletic organizations to sponsor interscholastic contests related to robotics.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Bousset, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. Nays, none. Excused, none.

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

**ALSO:**

**Bill Title:** [SENATE FILE 400 \(SSB 1014\)](#), a bill for an act relating to the use of video conferences in judicial proceedings and certified shorthand reporter audio and video recordings, and including effective date provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 10: Cournoyer, Kraayenbrink, Bennett, Alons, Boussetot, Knox, Koelker, Reichman, J. Taylor, and Webster. Nays, 2: Dotzler and Weiner. Excused, none.

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

**ALSO:**

**Bill Title:** [\\*SENATE FILE 402 \(SSB 1160\)](#), a bill for an act establishing the cybersecurity simulation training center at the Iowa state university of science and technology, and making appropriations.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 12: Cournoyer, Kraayenbrink, Bennett, Alons, Boussetot, Dotzler, Knox, Koelker, Reichman, J. Taylor, Webster, and Weiner. 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 Technology Committee on [Senate File 402](#), and they were attached to the committee report.

**VETERANS AFFAIRS**

**Bill Title:** [SENATE FILE 410 \(SSB 1152\)](#), a bill for an act relating to the administration of the veterans trust fund.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 7: Reichman, Salmon, Alons, Costello, Dawson, Edler, and McClintock. Nays, 1: Weiner. Excused, 4: Dotzler, Bennett, Lofgren, and Winckler.

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



## BILLS REFERRED TO COMMITTEE

The following bills were referred to the following committees:

<a href="#">House File 252</a>	Education
<a href="#">House File 256</a>	Education
<a href="#">House File 271</a>	Commerce
<a href="#">House File 279</a>	Local Government
<a href="#">House File 282</a>	Agriculture
<a href="#">House File 314</a>	Local Government
<a href="#">House File 316</a>	Commerce
<a href="#">House File 323</a>	Education
<a href="#">House File 333</a>	State Government