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**STATE OF IOWA**

**Senate Journal**

**MONDAY, FEBRUARY 27, 2023**

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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, February 27, 2023

The Senate met in regular session at 1:00 p.m., President Sinclair presiding.

Prayer was offered by the Honorable Ken Rozenboom, member of the Senate from Marion County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kira Strashko.

The Journal of Thursday, February 23, 2023, was approved.

## BILLS REFERRED TO COMMITTEE

President Sinclair announced that the following bills were referred from the Regular Calendar to the following committees under Senate Rule 38:

<a href="#">Senate File 352</a>	Ways and Means
<a href="#">Senate File 355</a>	Ways and Means
<a href="#">Senate File 380</a>	Ways and Means
<a href="#">Senate File 392</a>	Ways and Means
<a href="#">Senate File 402</a>	Appropriations
<a href="#">Senate File 408</a>	Ways and Means

## BILL PLACED ON CALENDAR

President Sinclair announced that [Senate File 251](#), previously inadvertently referred to Ways and Means, will be placed on the Regular Calendar.

## ADJOURNMENT

On motion of Senator Brown, the Senate adjourned at 1:14 p.m. until 9:00 a.m., Tuesday, February 28, 2023.

## 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:

#### OFFICE OF THE STATE LONG-TERM CARE OMBUDSMAN

Annual Report, pursuant to Iowa Code section 231.42. Report received on February 27, 2023.

### REPORTS OF COMMITTEE MEETINGS

#### LOCAL GOVERNMENT

**Convened:** Monday, February 27, 2023, 3:45 p.m.

**Members Present:** Green, Chair; Lofgren, Vice Chair; Weiner, Ranking Member; Driscoll, Guth, Klimesh, Knox, Shipley, Webster, Westrich, and Winckler.

**Members Absent:** Quirnbach (excused).

**Committee Business:** [SF 34](#) passed with amendment. [SF 231](#) passed with amendment. [SF 266](#) passed with amendment. [SF 278](#) passed with amendment. [SF 293](#) passed. [SF 32](#) passed. [SF 170](#) passed. [SF 169](#) passed. [SF 314](#) passed. [SF 272](#) passed.

**Adjourned:** 4:10 p.m.

#### RULES AND ADMINISTRATION

**Convened:** Monday, February 27, 2023, 1:15 p.m.

**Members Present:** Sinclair, Vice Chair; Wahls, Ranking Member; Brown, Jochum, Reichman, Trone Garriott, and Zaun.

**Members Absent:** Whitver, Chair; and Lofgren (both excused).

**Committee Business:** [SCR 4](#).

**Adjourned:** 1:20 p.m.

#### WORKFORCE

**Convened:** Monday, February 27, 2023, 2:10 p.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:** [SSB 1154](#) and [SSB 1159](#).

**Adjourned:** 2:40 p.m.

#### INTRODUCTION OF RESOLUTION

[Senate Resolution 3](#), by Kraayenbrink, a resolution designating February 28, 2023, as Community College Day.

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

#### INTRODUCTION OF BILLS

[Senate File 417](#), by committee on Commerce, a bill for an act relating to unfair residential real estate service agreements, providing penalties, and making penalties applicable.

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

[Senate File 418](#), by committee on State Government, a bill for an act relating to the investment of certain public funds in certain companies, concerning companies that are owned or controlled by Chinese military or government services and public fund review requirements.

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

[Senate File 419](#), by committee on Commerce, a bill for an act relating to contract pharmacies and covered entities that participate in the 340B drug program.

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

[Senate File 420](#), by committee on Commerce, a bill for an act relating to investments of funds by life insurers, and including applicability provisions.

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

[Senate File 421](#), by committee on Commerce, a bill for an act relating to money transmission services.

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

[Senate File 422](#), by committee on Commerce, a bill for an act relating to communication methods regarding the disposition of unclaimed property and including applicability provisions.

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

[Senate File 423](#), by Jochum, Wahls, Weiner, Bisignano, Petersen, Celsi, Trone Garriott, Giddens, Boulton, and Knox, a bill for an act relating to property law, including rental properties, manufactured home communities, mobile home parks, and actions relating to such properties, making penalties applicable, and including effective date and applicability provisions.

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

[Senate File 424](#), by Boussetot, a bill for an act relating to captive insurance companies, and including applicability provisions.

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

[Senate File 425](#), by committee on Commerce, a bill for an act relating to utilization of filing services offered by the secretary of state.

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

[Senate File 426](#), by Donahue, a bill for an act relating to prohibitions on noncompete covenants involving nurses and including applicability provisions.

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

[Senate File 427](#), by Sweeney, a bill for an act relating to electronic registration renewal of off-road utility vehicles.

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

[Senate File 428](#), by Sweeney, a bill for an act relating to agricultural land restoration for electric transmission lines, making penalties applicable, and including applicability provisions.

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

[Senate File 429](#), by Cournoyer, a bill for an act relating to flavored vapor products, providing for permit suspension and revocation, and providing civil penalties.

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

[Senate File 430](#), by Lofgren, a bill for an act relating to the duties of insurers under medical malpractice insurance policies.

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

[Senate File 431](#), by Boussetot, a bill for an act relating to certain cost controls for health care services, and including penalties.

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

[Senate File 432](#), by Cournoyer, a bill for an act designating peace officers employed by regents institutions 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 433](#), by Garrett, a bill for an act relating to conducting elections for benefited recreational lake and water quality districts.

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

[Senate File 434](#), by Lofgren, a bill for an act relating to hospitals, ambulatory surgical centers, and health care facilities, including information and reporting requirements.

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

[Senate File 435](#), by Boulton, Petersen, Quirnbach, Wahls, Jochum, Trone Garriott, Weiner, Celsi, T. Taylor, Knox, Giddens, and Donahue, 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 referred to committee on **Workforce**.

[Senate File 436](#), by Lofgren, a bill for an act relating to the board of medicine, including membership of the board and licensee discipline.

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

[Senate File 437](#), by Zaun, a bill for an act relating to tenure systems, including modifying provisions related to tenure systems adopted by institutions of higher education governed by the state board of regents and implementing standards for community college tenure systems.

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

[Senate File 438](#), by Cournoyer, a bill for an act relating to regents institutions and the enforcement of state, local, and municipal laws, and personal injury or illness of a peace officer employed by a regents institution.

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

[Senate File 439](#), by Boussetot, a bill for an act relating to the licensure of internationally trained physicians and including effective date provisions.

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

[Senate File 440](#), by Lofgren, a bill for an act relating to patients' written consent to a medical or surgical procedure.

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

[Senate File 441](#), by Webster, a bill for an act relating to the national electrical code.

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

[Senate File 442](#), by Cournoyer, a bill for an act related to guaranteed maximum price contracts.

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



## STUDY BILLS RECEIVED

**SSB 1189**      **Technology**

Relating to censorship of expression on online platforms, and providing penalties.

**SSB 1190**      **Technology**

Relating to the publication of certain public notices by designated public entities, providing for fees, and including effective date provisions.

**SSB 1191**      **Judiciary**

Relating to access to confidential records of the commission on judicial qualifications by members of the general assembly.

**SSB 1192**      **Judiciary**

Relating to medical certification of a suicide on a death certificate and providing for licensee discipline.

**SSB 1193**      **Judiciary**

Relating to assaults on sports officials, making penalties applicable, and including effective date provisions.

**SSB 1194**      **Judiciary**

Relating to the statute of limitations in a civil action involving certain sexual offenses against a minor.

**SSB 1195**      **State Government**

Relating to county or city legislation affecting dog ownership.

**SSB 1196**      **Health and Human Services**

Relating to visitation policies in hospitals and nursing facilities.

**SSB 1197 Health and Human Services**

Relating to prohibited activities regarding gender transition procedures relative to minors, and including effective date and applicability provisions.

**SSB 1198 Natural Resources and Environment**

Relating to the management of open space properties and recreational trails.

**SUBCOMMITTEE ASSIGNMENTS****Senate File 335**

(Reassigned)

EDUCATION: Westrich, Chair; Celsi and Cournoyer

**Senate File 377**

APPROPRIATIONS: Zumbach, Chair; Kraayenbrink and T. Taylor

**Senate File 402**

APPROPRIATIONS: J. Taylor, Chair; Kraayenbrink and Winckler

**Senate File 403**

TRANSPORTATION: Shipley, Chair; Webster and Winckler

**Senate File 416**

EDUCATION: Evans, Chair; Gruenhagen and Quirnbach

**Senate File 427**

NATURAL RESOURCES AND ENVIRONMENT: De Witt, Chair; Bennett and Evans

**House File 252**

EDUCATION: J. Taylor, Chair; Giddens and Rozenboom

**House File 256**

EDUCATION: Salmon, Chair; Donahue and Kraayenbrink

**House File 323**

EDUCATION: Salmon, Chair; Kraayenbrink and Trone Garriott

[SSB 1188](#)  
(Reassigned)

JUDICIARY: Zaun, Chair; Shipley and Weiner

[SSB 1189](#)

TECHNOLOGY: Boussetot, Chair; Dotzler and Webster

[SSB 1190](#)

TECHNOLOGY: Cournoyer, Chair; Knox and Webster

[SSB 1191](#)

JUDICIARY: Dawson, Chair; Petersen and Zaun

[SSB 1192](#)

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

[SSB 1193](#)

JUDICIARY: Boussetot, Chair; Boulton and Evans

[SSB 1194](#)

JUDICIARY: J. Taylor, Chair; Boulton and Zaun

[SSB 1195](#)

STATE GOVERNMENT: Cournoyer, Chair; Bisignano and Kraayenbrink

[SSB 1196](#)

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

[SSB 1197](#)

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

[SSB 1198](#)

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Knox and Shipley

## FINAL COMMITTEE REPORTS OF BILL ACTION

### COMMERCE

**Bill Title:** \*[SENATE FILE 417 \(SSB 1156\)](#), a bill for an act relating to unfair residential real estate service agreements, providing penalties, and making penalties applicable.

**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.

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on [Senate File 417](#), and they were attached to the committee report.

**ALSO:**

**Bill Title:** \*[SENATE FILE 419 \(SSB 1098\)](#), a bill for an act relating to contract pharmacies and covered entities that participate in the 340B drug program.

**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.

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on [Senate File 419](#), and they were attached to the committee report.

**ALSO:**

**Bill Title:** \*[SENATE FILE 420 \(SSB 1084\)](#), a bill for an act relating to investments of funds by life insurers, and including applicability provisions.

**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.

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on [Senate File 420](#), and they were attached to the committee report.

**ALSO:**

**Bill Title:** [SENATE FILE 421 \(SSB 1102\)](#), a bill for an act relating to money transmission services.

**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.

**ALSO:**

**Bill Title:** \*[SENATE FILE 422 \(SSB 1055\)](#), a bill for an act relating to communication methods regarding the disposition of unclaimed property and including applicability provisions.

**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.

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on [Senate File 422](#), and they were attached to the committee report.

**ALSO:**

**Bill Title:** \*[SENATE FILE 425 \(SSB 1042\)](#), a bill for an act relating to utilization of filing services offered by the secretary of state.

**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.

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on [Senate File 425](#), and they were attached to the committee report.

## **RULES AND ADMINISTRATION**

**Bill Title:** [SENATE CONCURRENT RESOLUTION 4](#), a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Ninetieth General Assembly.

**Recommendation:** DO PASS.

**Final Vote:** Yeas, 7: Sinclair, Wahls, Brown, Jochum, Reichman, Trone Garriott, and Zaun. Nays, none. Excused, 2: Whitver and Lofgren.

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

#### STATE GOVERNMENT

**Bill Title:** \*[SENATE FILE 418](#) (formerly [SF 98](#)), a bill for an act relating to the investment of certain public funds in certain companies, concerning companies that are owned or controlled by Chinese military or government services and public fund review requirements.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 17: Schultz, Cournoyer, Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, 1: Bisignano. 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 418](#), and they were attached to the committee report.

#### VETERANS AFFAIRS

**Bill Title:** [SENATE FILE 329](#), a bill for an act relating to leaves of absences for civil employees performing state active duty, national guard duty, federal active duty, civil air patrol duty, or national disaster medical system duty.

**Recommendation:** DO PASS.

**Final Vote:** Yeas, 8: Reichman, Salmon, Alons, Costello, Dawson, Edler, McClintock, and Weiner. Nays, none. Excused, 4: Dotzler, Bennett, Lofgren, and Winckler.

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

#### BILLS ATTACHED

[House File 271](#) was attached to [Senate File 420](#).

[House File 316](#) was attached to [Senate File 409](#).