

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, MARCH 21, 2023

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JOURNAL OF THE SENATE

SEVENTY-SECOND CALENDAR DAY
FORTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 21, 2023

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

Prayer was offered by the Honorable Sandy Salmon, member of the Senate from Bremer County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Josephine Kelly.

The Journal of Monday, March 20, 2023, was approved.

The Senate stood at ease at 9:07 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:07 a.m., President Sinclair presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Reichman, until he arrives, on request of Senator Whitver.

UNFINISHED BUSINESS
(Deferred March 15, 2023)

[Senate File 386](#)

The Senate resumed consideration of [Senate File 386](#), a bill for an act prohibiting a court from ordering payment of a postsecondary education subsidy for a child under a dissolution of marriage temporary order or final judgment or decree, and providing for application to existing orders, judgments, and decrees, deferred March 15, 2023.

Senator Webster offered amendment [S-3088](#), filed by Senator Sweeney from the floor to pages 1 and 2 of the bill, and moved its adoption.

Amendment [S-3088](#) was adopted by a voice vote.

With the adoption of amendment [S-3088](#), the Chair ruled amendment [S-3084](#), filed by Senator Sweeney on March 15, 2023, to page 2 of the bill, out of order.

Senator Webster 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. 386](#)), the vote was:

Yeas, 34:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	De Witt	Dickey
Driscoll	Edler	Evans	Garrett
Green	Gruenhagen	Guth	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 15:

Bennett	Bisignano	Boulton	Celsi
Donahue	Dotzler	Giddens	Jochum
Petersen	Quirnbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Absent, 1:

Reichman

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 386](#) be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 209 and 384.

[Senate File 209](#)

On motion of Senator De Witt, [Senate File 209](#), a bill for an act relating to the purchasing of a youth deer hunting license and tag, was taken up for consideration.

Senator De Witt 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. 209](#)), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren

McClintock	Petersen	Quirnbach	Rowley
Rozenboom	Salmon	Schultz	Shiple
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Reichman

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

[Senate File 384](#)

On motion of Senator Shipley, [Senate File 384](#), a bill for an act establishing the criminal offense of assault on a pregnant person, and providing penalties, was taken up for consideration.

Senator Shipley offered amendment [S-3089](#), filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment [S-3089](#) was adopted by a voice vote.

Senator Shipley asked and received unanimous consent that [House File 570](#) be **substituted** for [Senate File 384](#).

[House File 570](#)

On motion of Senator Shipley, [House File 570](#), a bill for an act establishing the criminal offense of assault on a pregnant person, and providing penalties, was taken up for consideration.

Senator Shipley 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?" ([H.F. 570](#)), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirnbach	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Reichman

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

WITHDRAWN

Senator Shipley asked and received unanimous consent that [Senate File 384](#) be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that [Senate File 209](#) and [House File 570](#) be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 469 and 473.

[Senate File 469](#)

On motion of Senator J. Taylor, [Senate File 469](#), a bill for an act relating to magistrate judges, was taken up for consideration.

Senator J. Taylor 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. 469](#)), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirnbach	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Reichman

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

[Senate File 473](#)

On motion of Senator Shipley, [Senate File 473](#), a bill for an act relating to livestock health, by providing for the livestock health advisory council and livestock disease research fund, was taken up for consideration.

Senator Shipley 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. 473](#)), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirnbach	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Reichman

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 469** and **473** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 519, 533, and 545.

[Senate File 519](#)

On motion of Senator Evans, [Senate File 519](#), a bill for an act relating to electronic registration renewal of off-road utility vehicles, was taken up for consideration.

Senator Evans 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. 519](#)), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirnbach	Rowley
Rozenboom	Salmon	Schultz	Shiple
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Reichman

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

[Senate File 533](#)

On motion of Senator Bousselot, [Senate File 533](#), a bill for an act relating to rate increase notice requirements for public utilities, was taken up for consideration.

Senator Bousselot asked and received unanimous consent that [House File 601](#) be substituted for [Senate File 533](#).

[House File 601](#)

On motion of Senator Bousselot, [House File 601](#), a bill for an act relating to rate increase notice requirements for public utilities, was taken up for consideration.

Senator Boussetot 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?" ([H.F. 601](#)), the vote was:

Yeas, 42:

Alons	Bennett	Boulton	Boussetot
Brown	Costello	Cournoyer	Dawson
De Witt	Dickey	Dotzler	Driscoll
Edler	Evans	Garrett	Giddens
Green	Gruenhagen	Guth	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Quirnbach	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Westrich	Whitver
Zaun	Zumbach		

Nays, 7:

Bisignano	Celsi	Donahue	Jochum
Petersen	Weiner	Winckler	

Absent, 1:

Reichman

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

WITHDRAWN

Senator Boussetot asked and received unanimous consent that [Senate File 533](#) be **withdrawn** from further consideration of the Senate.

[Senate File 545](#)

On motion of Senator Shipley, [Senate File 545](#), a bill for an act providing for a human trafficking task force and providing information in an annual report to the general assembly, was taken up for consideration.

Senator Shipley offered amendment [S-3059](#), filed by him on March 7, 2023, to page 2 of the bill, and moved its adoption.

Amendment [S-3059](#) was adopted by a voice vote.

Senator Shipley 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. 545](#)), the vote was:

Yeas, 49:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Cournoyer	Dawson	De Witt	Dickey
Donahue	Dotzler	Driscoll	Edler
Evans	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirnbach	Rowley
Rozenboom	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Reichman

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 519** and **545** and [House File 601](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 11:03 a.m. until 9:00 a.m., Wednesday, March 22, 2023.

APPENDIX**REPORTS OF COMMITTEE MEETINGS****COMMERCE**

Convened: Tuesday, March 21, 2023, 11:25 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: [HF 136](#) and [HF 617](#).

Adjourned: 11:30 a.m.

LOCAL GOVERNMENT

Convened: Monday, March 20, 2023, 1:35 p.m.

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

Members Absent: Klimesh and Quirnbach (both excused).

Committee Business: [HF 541](#), passed. Guest Speakers: County Finance and Property Tax System.

Adjourned: 2:30 p.m.

STATE GOVERNMENT

Convened: Monday, March 20, 2023, 3:10 p.m.

Members Present: Schultz, Chair; Cournoyer, Vice Chair; Bisignano, Ranking Member; Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich.

Members Absent: None.

Committee Business: Consideration and passage of the following bills: [HF 138](#), [HF 158](#), [HF 424](#), and [HJR 3](#).

Adjourned: 3:15 p.m.

STUDY BILL RECEIVED

SSB 1207 Ways and Means

Proposing amendments to the Constitution of the State of Iowa relating to requirements for certain state tax law changes and creating a taxpayer relief fund.

SUBCOMMITTEE ASSIGNMENTS

House File 370

WAYS AND MEANS: Cournoyer, Chair; Quirnbach and Rowley

House File 400

JUDICIARY: Garrett, Chair; De Witt and Knox

House File 466

HEALTH AND HUMAN SERVICES: Evans, Chair; Jochum and Rowley

House File 469

JUDICIARY: Reichman, Chair; Petersen and Shipley

House File 499

COMMERCE: Klimesh, Chair; Giddens and Rowley

House File 540

LOCAL GOVERNMENT: Lofgren, Chair; Guth and Quirnbach

House File 555

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

House File 566

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

House File 568

JUDICIARY: Reichman, Chair; Boussetot and Weiner

House File 603

STATE GOVERNMENT: Kraayenbrink, Chair; Bisignano and Webster

[House File 610](#)

EDUCATION: Cournoyer, Chair; Trone Garriott and Westrich

[House File 626](#)

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

[House File 632](#)

TECHNOLOGY: Cournoyer, Chair; Webster and Weiner

[House File 635](#)

STATE GOVERNMENT: Koelker, Chair; Jochum and Salmon

[House File 636](#)

JUDICIARY: J. Taylor, Chair; Quirnbach and Webster

[House File 645](#)

JUDICIARY: Boussetot, Chair; Boulton and Shipley

[House File 656](#)

STATE GOVERNMENT: Boussetot, Chair; Kraayenbrink and Weiner

[House File 661](#)

AGRICULTURE: Green, Chair; Alons and Bisignano

[SSB 1207](#)

WAYS AND MEANS: Dawson, Chair; Koelker and Winckler

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: [HOUSE FILE 136](#), a bill for an act relating to matters under the purview of the banking division of the department of commerce, including permissible investments, notice requirements, and requirements for a person obtaining control of a state bank.

Recommendation: DO PASS.

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: [HOUSE FILE 617](#), a bill for an act relating to Iowa utilities board review of specified provisions and utility ratemaking procedures.

Recommendation: DO PASS.

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.

LOCAL GOVERNMENT

Bill Title: [HOUSE FILE 541](#), a bill for an act relating to the tax certification deadline for sanitary districts and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 10: Green, Lofgren, Weiner, Driscoll, Guth, Knox, Shipley, Webster, Westrich, and Winckler. Nays, none. Excused, 2: Klimesh and Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: [HOUSE JOINT RESOLUTION 3](#), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Boussetot, 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.

ALSO:

Bill Title: [HOUSE FILE 138](#), a bill for an act providing for membership in a protection occupation under the Iowa public employees' retirement system and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Boussetot, 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.

ALSO:

Bill Title: [HOUSE FILE 158](#), a bill for an act relating to alcohol beverage control concerning product placement and inducements by manufacturers and wholesalers of alcoholic liquor, wine, or beer.

Recommendation: DO PASS.

Final Vote: Yeas, 18: Schultz, Cournoyer, Bisignano, Boulton, Boussetot, 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.

ALSO:

Bill Title: [HOUSE FILE 424](#), a bill for an act providing for the collaborative practice of physician assistants by allowing for the practice of physician assistants without supervision by a physician.

Recommendation: DO PASS.

Final Vote: Yeas, 16: Schultz, Cournoyer, Boulton, Boussetot, Brown, Celsi, Dawson, Driscoll, Giddens, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 2: Bisignano and Weiner. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on March 17, 2023:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Board of Educational Examiners formerly held by Tim McKinney. The appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
KIM REYNOLDS
Governor

AMENDMENTS FILED

S-3088	S.F. 386	Annette Sweeney
S-3089	S.F. 384	Tom Shipley
S-3090	S.F. 525	Herman C. Quirnbach
S-3091	S.F. 525	Janet Petersen
S-3092	S.F. 506	Jeff Edler