

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, MARCH 23, 2023

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JOURNAL OF THE SENATE

SEVENTY-FOURTH CALENDAR DAY
FORTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 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, March 22, 2023, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 22, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 429](#), a bill for an act relating to school districts, including authorizing the parent or guardian of a student enrolled in a school district to enroll the student in another attendance center within the same school district in certain specified circumstances, requiring school district employees to provide notice to the parents or guardians of students enrolled in the school district if the employee witnesses the student being physically injured, harassed, or bullied, and including effective date provisions.

Read first time referred to committee on **Education**.

[House File 474](#), a bill for an act relating to placement of custody of a newborn infant under the newborn safe haven Act.

Read first time referred to committee on **Judiciary**.

[House File 548](#), a bill for an act relating to court records for residential forcible entry and detainer actions and including effective date provisions.

Read first time referred to committee on **Judiciary**.

[House File 565](#), a bill for an act relating to specified utility construction project requirements, establishing an interim study committee, and including effective date and applicability provisions.

Read first time referred to committee on **Commerce**.

[House File 602](#), a bill for an act relating to the inclusion of the telephone and text numbers for the your life Iowa program on public school student identification cards and including applicability provisions.

Read first time referred to committee on **Education**.

[House File 604](#), a bill for an act relating to education, including authorizing the ombudsman to investigate complaints received by individuals who hold a license, certificate, authorization, or statement of recognition issued by the board of educational examiners, modifying the responsibilities of school districts and charter schools, and authorizing teachers employed by school districts or charter schools to remove disruptive students from the classroom.

Read first time referred to committee on **Education**.

[House File 605](#), a bill for an act relating to energy benchmarking requirements for private properties.

Read first time referred to committee on **Commerce**.

[House File 644](#), a bill for an act relating to criminal law including defense subpoenas, depositions, conditional guilty pleas, prosecution witnesses who are minors, and juror qualifications, and including effective date provisions.

Read first time and attached to [Senate File 523](#).

[House File 648](#), a bill for an act providing for the expungement of information regarding investment advisers and investment adviser representatives authorized to do business in this state.

Read first time referred to committee on **Judiciary**.

[House File 652](#), a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

Read first time and attached to [Senate File 387](#).

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:05 a.m. until 1:00 p.m., Monday, March 27, 2023.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Thursday, March 23, 2023, 11:25 a.m.

Members Present: J. Taylor, Vice Chair; Quirnbach, Ranking Member; Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun.

Members Absent: Rozenboom, Chair (excused).

Committee Business: Senator Taylor acting as Chair. Approve minutes. Subcommittee assignments. [HF 256](#) discussed and passed 15 yeas. [HF 614](#) discussed and passed 15 yeas. Chair passed to Senator Sinclair. [HF 421](#) discussed and passed 15 yeas.

Adjourned: 11:35 a.m.

JUDICIARY

Convened: Thursday, March 23, 2023, 10:00 a.m.

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

Members Absent: Bisignano (excused).

Committee Business: [HF 400](#), [HF 568](#), [HF 232](#), [HF 398](#), and [HF 645](#).

Adjourned: 10:55 a.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 9](#), by Sweeney, a resolution urging the United States environmental protection agency and the United States army corps of engineers to withdraw vague regulations that threaten to impose complicated and overreaching restrictions upon Iowa farmers.

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

INTRODUCTION OF BILL

[Senate File 556](#), by committee on Ways and Means, a bill for an act providing for financing of certain agricultural commodity programs, by reducing and eliminating fees imposed on licensed grain dealers and warehouse operators, replacing those moneys with moneys collected from a percentage of state assessments imposed on the sale of corn, increasing moneys deposited into the grain depositors and sellers indemnity fund, increasing indemnification amounts, and making appropriations.

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

STUDY BILL RECEIVED

SSB 1208 **Ways and Means**

Relating to certain education programs and tax credits and including effective date, applicability, and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 265

STATE GOVERNMENT: Webster, Chair; Jochum and Schultz

House File 349

JUDICIARY: Boussetot, Chair; Knox and Zaun

House File 474

JUDICIARY: Rowley, Chair; Petersen and Shipley

House File 548

JUDICIARY: J. Taylor, Chair; Quirnbach and Reichman

House File 648

JUDICIARY: Webster, Chair; Evans and Weiner

SSB 1208

WAYS AND MEANS: Cournoyer, Chair; Dawson and Winckler

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: [HOUSE FILE 256](#), a bill for an act relating to the minimum age of applicants for licenses from the board of educational examiners.

Recommendation: DO PASS.

Final Vote: Yeas, 15: J. Taylor, Quirnbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone, Garriott, Westrich, and Zaun. Nays, none. Excused, 1: Rozenboom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 421](#), a bill for an act relating to the Iowa tuition grants program administered by the college student aid commission and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 15: J. Taylor, Quirnbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, 1: Rozenboom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 614](#), a bill for an act relating to licenses issued by the board of educational examiners to applicants from other states or countries.

Recommendation: DO PASS.

Final Vote: Yeas, 15: J. Taylor, Quirnbach, Celsi, Cournoyer, Donahue, Evans, Garrett, Giddens, Gruenhagen, Kraayenbrink, Salmon, Sinclair, Trone Garriott, Westrich, and Zaun. Nays, none. Excused, 1: Rozenboom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: [HOUSE FILE 232](#), a bill for an act relating to probate proceedings, including fiduciary and trustee duties, and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Busselot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 398](#), a bill for an act relating to adoption proceedings by providing for representation of adoptive parents and guardians ad litem by local public defenders for children in certain adoption proceedings and modifying filing requirements for adoption petitions and notice requirements for adoption hearings of adults.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Busselot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 400](#), a bill for an act relating to the vacation of certain termination of parental rights orders.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Busselot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 568](#), a bill for an act relating to criminal history and intelligence data.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Busselot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 645](#), a bill for an act relating to interpretation of law in administrative and judicial proceedings under the Iowa administrative procedure Act.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Zaun, Garrett, Boulton, Busselot, Dawson, De Witt, Evans, Knox, Petersen, Quirnbach, Reichman, Rowley, Schultz, Shipley, J. Taylor, Webster, and Weiner. Nays, none. Excused, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *[SENATE FILE 556 \(SSB 1205\)](#), a bill for an act providing for financing of certain agricultural commodity programs, by reducing and eliminating fees imposed on licensed grain dealers and warehouse operators, replacing those moneys with moneys collected from a percentage of state assessments imposed on the sale of corn, increasing moneys deposited into the grain depositors and sellers indemnity fund, increasing indemnification amounts, and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Dawson, Koelker, Boussetot, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, Schultz, and Zaun. Nays, 7: Jochum, Dotzler, Petersen, Quirmbach, Sweeney, T. Taylor, 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 Ways and Means Committee on [Senate File 556](#), and they were attached to the committee report.

BILL REFERRED TO COMMITTEE

The following bill was referred to the following committee:

[House File 349](#) Judiciary

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 22, 2023, the Governor approved and transmitted to the Secretary of State the following bills:

[Senate File 154](#) – Exempting hydroexcavation equipment from certain size, weight, load, and permit requirements on highways.

[Senate File 157](#) – Authorizing certain persons to administer the final field test of an approved driver education course.

[Senate File 482](#) – Prohibiting persons from entering single and multiple occupancy restrooms or changing areas and other facilities in elementary and secondary schools that do not correspond with the person's biological sex and including effective date provisions.

[Senate File 538](#) – Relating to prohibited activities regarding gender transition procedures relative to minors, and including effective date and applicability provisions.

AMENDMENTS FILED

<u>S-3106</u>	<u>S.F.</u>	<u>127</u>	Mark Costello
<u>S-3107</u>	<u>H.F.</u>	<u>232</u>	Jeff Taylor