

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, MARCH 5, 2024

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JOURNAL OF THE SENATE

FIFTY-EIGHTH CALENDAR DAY
THIRTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 5, 2024

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

Prayer was offered by the Honorable Janice Weiner, member of the Senate from Johnson County.

The Journal of Monday, March 4, 2024, 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 4, 2024, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 2319](#), a bill for an act prohibiting counties and cities from providing guaranteed income programs, and including effective date provisions.

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

[House File 2571](#), a bill for an act relating to the ability of peace officers to file a petition for emergency protective orders on behalf of persons seeking relief from domestic abuse.

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

[House File 2576](#), a bill for an act establishing a cause of action for murder in the first degree by causing the death of another by delivering, dispensing, or providing fentanyl or a fentanyl-related substance, and making penalties applicable.

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

[House File 2628](#), a bill for an act expanding the sales and use tax exemption allowed for nonprofit blood centers.

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

[House File 2631](#), a bill for an act relating to the use of moneys appropriated to support therapeutic classrooms, and including effective date provisions.

Read first time and **passed on file**.

The Senate stood at ease at 9:08 a.m. until the fall of the gavel for the purpose of party caucuses.

RECONVENED

The Senate reconvened at 11:18 a.m., President Sinclair presiding.

QUORUM CALL

Senator Whitver requested a nonrecord roll call to determine that a quorum was present.

The Chair declared a quorum present.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator T. Taylor, until he arrives, on request of Senator Jochum.

HOUSE AMENDMENT CONSIDERED

[Senate File 295](#)

Senator Whitver called up for consideration [Senate File 295](#), a bill for an act concerning the creation, administration, and termination of adult and minor guardianships and conservatorships, amended by the House in House amendment [S-5037](#), filed March 4, 2024.

Senator Dawson moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Dawson moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 295](#)), 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	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, T.

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

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 2396](#).

[Senate File 2396](#)

On motion of Senator Dawson, [Senate File 2396](#), a bill for an act relating to state taxation by modifying lottery and alcoholic beverages provisions under the purview of the department of revenue, changing the taxation of lump sum distributions of retirement income, increasing estimated tax thresholds, making appropriations, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dawson offered amendment [S-5044](#), filed by him from the floor to page 5 of the bill, and moved its adoption.

Amendment [S-5044](#) was adopted by a voice vote.

Senator Dawson 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. 2396](#)), 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	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shiple	Sinclair	Sweeney	Taylor, J.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, T.

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 295** and **2396** be **immediately messaged** to the House.

The Senate stood at ease at 11:49 a.m. until the fall of the gavel.

The Senate resumed session at 12:25 p.m., President Sinclair presiding.

RECESS

On motion of Senator Zumbach, the Senate recessed at 12:26 p.m. until 3:00 p.m.

RECONVENED

The Senate reconvened at 3:17 p.m., President Sinclair presiding.

QUORUM CALL

Senator Whitver requested a nonrecord roll call to determine that a quorum was present.

The Chair declared a quorum present.

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 5, 2024, **amended and passed** the following bill in which the concurrence of the Senate is asked:

[Senate File 345](#), a bill for an act relating to the regulation of certain tobacco products, providing penalties, and including effective date provisions. ([S-5050](#))

ALSO: That the House has on March 5, 2024, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 2491](#), a bill for an act relating to radon mitigation in residential buildings.

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

[House File 2610](#), a bill for an act relating to the duties of the secretary of state, including the address confidentiality program and the conduct of elections, and including effective date provisions.

Read first time and attached to [Senate File 2380](#).

[House File 2627](#), a bill for an act exempting the sales price of honey bees from the state sales and use tax.

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

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 2289](#).

Senate File 2289

On motion of Senator Boussetot, [Senate File 2289](#), a bill for an act relating to economic development and energy shortages under the purview of the economic development authority and governor, and providing penalties, was taken up for consideration.

Senator Boussetot offered amendment [S-5049](#), filed by him from the floor to pages 1 and 5–8 of the bill, and moved its adoption.

Amendment [S-5049](#) was adopted by a voice vote.

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?” ([S.F. 2289](#)), the vote was:

Yeas, 50:

Alons	Bennett	Bisignano	Boulton
Boussetot	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	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, none.

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 2289](#) be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 2340](#).

[Senate File 2340](#)

On motion of Senator Reichman, [Senate File 2340](#), a bill for an act relating to illegal reentry into the state by certain aliens, prohibition on arrest in certain locations, orders to return to a foreign nation, immunity from liability and indemnification for enforcement actions, sentencing restrictions, and providing penalties, was taken up for consideration.

Senator Weiner offered amendment [S-5048](#), filed by her from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5048](#) be adopted?” ([S.F. 2340](#)), the vote was:

Yeas, 17:

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

Nays, 33:

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

Absent, none.

Amendment [S-5048](#) lost.

Senator Reichman 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. 2340](#)), the vote was:

Yeas, 34:

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

Nays, 16:

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

Absent, none.

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 2340](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Cournoyer, the Senate adjourned at 3:47 p.m. until 9:00 a.m., Wednesday, March 6, 2024.

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:

DEPARTMENT OF VETERANS AFFAIRS

Veterans' Trust Fund Report, pursuant to Iowa Code section 35A.13. Report received on March 5, 2024.

SUBCOMMITTEE ASSIGNMENTS

[House File 2484](#)

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Shipley and Trone Garriott

[House File 2544](#)

EDUCATION: Green, Chair; Quirnbach and Rozenboom

[House File 2545](#)

EDUCATION: Zaun, Chair; Donahue and J. Taylor

[House File 2556](#)

JUDICIARY: Webster, Chair; Petersen and Reichman

[House File 2568](#)

TRANSPORTATION: Lofgren, Chair; Giddens and Webster

[House File 2569](#)

TRANSPORTATION: Klimesh, Chair; Dickey and T. Taylor

[House File 2571](#)

JUDICIARY: J. Taylor, Chair; Knox and Rowley

[House File 2573](#)

JUDICIARY: Boussetot, Chair; Shipley and Weiner

House File 2576

JUDICIARY: J. Taylor, Chair; Shipley and Weiner

House File 2593

JUDICIARY: Rowley, Chair; Boulton and J. Taylor

House File 2600

JUDICIARY: Webster, Chair; Knox and J. Taylor

AMENDMENTS FILED

<u>S-5042</u>	<u>S.F. 2386</u>	Lynn Evans
<u>S-5043</u>	<u>H.F. 2612</u>	Lynn Evans
<u>S-5044</u>	<u>S.F. 2396</u>	Dan Dawson
<u>S-5045</u>	<u>S.F. 2346</u>	Jeff Taylor
<u>S-5046</u>	<u>H.F. 636</u>	Jeff Taylor
<u>S-5047</u>	<u>S.F. 2283</u>	Zach Wahls
<u>S-5048</u>	<u>S.F. 2340</u>	Janice Weiner
<u>S-5049</u>	<u>S.F. 2289</u>	Mike Boussetot
<u>S-5050</u>	<u>S.F. 345</u>	House