

State of Iowa

JOURNAL OF THE SENATE

**EIGHTY-EIGHTH
GENERAL ASSEMBLY**

2020 REGULAR SESSION

**CHARLES SCHNEIDER, President of the Senate
W. CHARLES SMITHSON, Secretary of the Senate**

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EIGHTY-EIGHTH GENERAL ASSEMBLY
2020 Regular Session

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OFFICERS OF THE SENATE

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BRIDGET GODES	<i>Minority Caucus Senior Research Analyst</i>
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LARISSA WURM SKIPWORTH	<i>Majority Caucus Communications Director</i>
CAROLINE WARMUTH.....	<i>Administrative Services Assistant</i>
JEANNINE WEDEMEYER.....	<i>Doorkeeper</i>

JOINT EMPLOYEES OF THE SENATE AND HOUSE

KATHLEEN BACUS	<i>Security Officer I</i>
ZACHARY L. BUNKERS	<i>Facilities Manager I</i>
JODY ELLIOTT	<i>Security Officer I</i>
JAMES EYBERG	<i>Security Officer I</i>
SHAWNA S. FERGUSON	<i>Legislative Security Coordinator II</i>
BRANDIE GARDINER	<i>Copy Center Operator</i>
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CURTIS HENDERSON	<i>Security Officer I</i>
TIMOTHY KNAPP	<i>Security Officer I</i>
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MAC McBRIDE	<i>Conservation/Restoration Specialist II</i>
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MARK L. WILLEMSSEN	<i>Senior Facilities Manager</i>
MARLAND WINTER	<i>Security Officer I</i>
MICHAEL H. WINTER	<i>Security Officer I</i>

MEMBERS OF THE SENATE

EIGHTY-EIGHTH GENERAL ASSEMBLY 2020 Regular Session

(Underlined county indicates the county of residence.)

JERRY BEHN

Address Boone
Age 66
Occupation Farmer/Agribusiness
Political Party Republican
Previous Legislative Service Senate: 1997–2019
Senatorial District 24–Boone, Greene, Hamilton, Story, Webster

TONY BISIGNANO

Address Des Moines
Age 67
Occupation Retired
Political Party Democratic
Previous Legislative Service House: 1987–1992; Senate: 1993–1996, 2015–2019
Senatorial District 17–Polk

JOE BOLKCOM

Address Iowa City
Age 63
Occupation Outreach Dir., UI Ctr. for Global and Regional
Environmental Research and Iowa Flood Center
Political Party Democratic
Previous Legislative Service Senate: 1999–2019
Senatorial District 43–Johnson

NATE BOULTON

Address Des Moines
Age 39
Occupation Attorney
Political Party Democratic
Previous Legislative Service Senate: 2017–2019
Senatorial District 19–Polk

MICHAEL BREITBACH

Address Strawberry Point
Age 63
Occupation Business Owner
Political Party Republican
Previous Legislative Service Senate: 2013–2019
Senatorial District 28–Allamakee, Clayton, Fayette, Winneshiek

WAYLON BROWN

Address Osage
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Occupation Small Business Owner/ Farmer
Political Party Republican
Previous Legislative Service Senate: 2017–2019
Senatorial District 26–Cerro Gordo, Chickasaw, Floyd, Howard,
Mitchell, Winneshiek, Worth

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Address Sioux City
Age 57
Occupation Attorney
Political Party Republican
Previous Legislative Service House: 2017; Senate: 2018*–2019
Senatorial District 3–Plymouth, Woodbury
*Elected in special election held on December 12, 2017.

CLAIRE CELSI

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Age 53
Political Party Democratic
Previous Legislative Service 2019
Senatorial District 21–Polk, Warren

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Previous Legislative Service Senate: 2013–2019
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Political Party Republican
Previous Legislative Service Senate: 2019
Senatorial District 49–Clinton, Scott

DAN DAWSON

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 Occupation Peace Officer
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 Previous Legislative Service Senate: 2017–2019
 Senatorial District 8–Pottawattamie

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Address Waterloo
 Age 72
 Occupation Retired—John Deere
 Political Party Democratic
 Previous Legislative Service House: 1997–2002; Senate: 2003–2019
 Senatorial District 31–Black Hawk

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 Age 43
 Political Party Republican
 Previous Legislative Service Senate: 2017–2019
 Senatorial District 36–Black Hawk, Marshall, Tama

RANDY FEENSTRA

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 Occupation Dordt College Professor
 Political Party Republican
 Previous Legislative Service Senate: 2009–2019
 Senatorial District 2–Cherokee, O'Brien, Plymouth, Sioux

JULIAN B. GARRETT

Address Indianola
 Age 79
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 2011–2013; Senate: 2013*–2019
 Senatorial District 13–Madison, Warren

*Elected in special election held on November 19, 2013.

ERIC GIDDENS

Address Cedar Falls
Age 46
Occupation UNI Energy Education/Outreach Coordinator
Political Party Democratic
Previous Legislative Service Senate: 2019*
Senatorial District 30–Blackhawk
*Elected in special election held on March 18, 2019.

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Previous Legislative Service Senate: 2017–2019
Senatorial District 44–Des Moines, Louisa, Muscatine

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Address Klemme
Age 64
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Previous Legislative Service Senate: 2013–2019
Senatorial District 4–Emmet, Hancock, Kossuth, Winnebago, Wright

ROBERT M. HOGG

Address Cedar Rapids
Age 53
Occupation Attorney
Political Party Democratic
Previous Legislative Service House: 2003–2006; Senate: 2007–2019
Senatorial District 33–Linn

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Occupation Legislator
Political Party Democratic
Previous Legislative Service House: 1993–2008; Senate: 2009–2019
Senatorial District 50–Dubuque

CRAIG JOHNSON

Address Independence
Age 56
Occupation Manager/State Legislator
Political Party Republican
Previous Legislative Service Senate: 2017–2019
Senatorial District 32–Black Hawk, Bremer, Buchanan, Fayette

TIM L. KAPUCIAN

Address Keystone
 Age 63
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2009–2019
 Senatorial District 38–Benton, Iowa, Poweshiek

KEVIN KINNEY

Address Oxford
 Age 56
 Occupation Farmer/Retired Deputy Sheriff
 Political Party Democratic
 Previous Legislative Service Senate: 2015–2019
 Senatorial District 39–Johnson, Keokuk, Washington

CARRIE KOELKER

Address Dyersville
 Age 49
 Occupation Executive Director-Tourism and Economic Development
 Political Party Republican
 Previous Legislative Service Senate: 2019
 Senatorial District 29–Dubuque, Jackson, Jones

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 Age 60
 Occupation Investment Advisor
 Political Party Republican
 Previous Legislative Service Senate: 2015–2019
 Senatorial District 5–Calhoun, Humboldt, Pocahontas, Webster

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 Age 58
 Occupation Real Estate Sales Associate
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 Previous Legislative Service Senate: 2017–2019
 Senatorial District 46–Muscatine, Scott

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 Occupation Legislator
 Political Party Democratic
 Previous Legislative Service House: 1989–1990, 2003–2016; Senate: 2017–2019
 Senatorial District 45–Scott

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Senatorial District 34–Linn

*Elected in special election held on November 8, 2011.

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Address Ottumwa
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Occupation Physician
Political Party Republican
Previous Legislative Service Senate: 2019
Senatorial District 41–Davis, Jefferson, Van Buren, Wapello

ZACH NUNN

Address Altoona
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Occupation Military Officer
Political Party Republican
Previous Legislative Service House: 2015–2017; Senate: 2019
Senatorial District 15–Jasper, Polk

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Occupation Marketing Communications
Political Party Democratic
Previous Legislative Service House: 2001–2012; Senate: 2013–2019
Senatorial District 18–Polk

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Address Ames
Age 69
Occupation Associate Professor of Economics, retired–Iowa State University
Political Party Democratic
Previous Legislative Service Senate: 2003–2019
Senatorial District 23–Story

AMANDA RAGAN

Address Mason City
 Age 65
 Occupation Director of Community Kitchen N Iowa/Meals on Wheels
 Political Party Democratic
 Previous Legislative Service Senate: 2002*–2019
 Senatorial District 27–Butler, Cerro Gordo, Franklin
 *Elected in special election held on March 12, 2002.

KEN ROZENBOOM

Address Oskaloosa
 Age 68
 Occupation Farming/Ag Business
 Political Party Republican
 Previous Legislative Service Senate: 2013–2019
 Senatorial District 40–Appanoose, Mahaska, Marion, Monroe, Wapello

CHARLES SCHNEIDER

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 Age 46
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 Political Party Republican
 Previous Legislative Service Senate: 2013*–2019
 Senatorial District 22–Dallas, Polk
 *Elected in special election held on December 11, 2012.

JASON SCHULTZ

Address Schleswig
 Age 47
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 2009–2013; Senate: 2015–2019
 Senatorial District 9–Crawford, Harrison, Ida, Monona, Shelby, Woodbury

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 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013–2019
 Senatorial District 6–Audubon, Buena Vista, Carroll, Crawford, Sac

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Age 66
Occupation Farmer/Legislator
Political Party Republican
Previous Legislative Service Senate: 2015–2019
Senatorial District 11–Adams, Cass, Pottawattamie, Union

AMY SINCLAIR

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Previous Legislative Service Senate: 2013–2019
Senatorial District 14–Clarke, Decatur, Jasper, Lucas
Marion, Wayne

JACKIE SMITH

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Age 64
Political Party Democratic
Previous Legislative Service Senate: 2019
Senatorial District 7–Woodbury

ROBY SMITH

Address Davenport
Age 42
Occupation Small Business Owner
Political Party Republican
Previous Legislative Service Senate: 2011–2019
Senatorial District 47–Scott

ANNETTE SWEENEY

Address Alden
Age 62
Occupation Farmer
Political Party Republican
Previous Legislative Service House: 2009–2011; Senate: 2018*–2019
Senatorial District 25–Butler, Grundy, Harden, Story

*Elected to the Senate in special election held on April 10, 2018.

RICH TAYLOR

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 Age 65
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 Political Party Democratic
 Previous Legislative Service Senate: 2013–2019
 Senatorial District 42–Henry, Jefferson, Lee, Washington

TODD E. TAYLOR

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 Political Party Democratic
 Previous Legislative Service House: 1995–2018, Senate: 2019
 Senatorial District 35–Linn

ZACH WAHLS

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 Age 28
 Occupation Small Business Owner
 Political Party Democratic
 Previous Legislative Service Senate: 2019
 Senatorial District 37–Cedar, Johnson, Muscatine

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 Political Party Republican
 Previous Legislative Service Senate: 2019
 Senatorial District 1–Clay, Dickinson, Lyon, Osceola, Palo Alto

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 Political Party Republican
 Previous Legislative Service Senate: 2011*–2019
 Senatorial District 19–Polk

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Previous Legislative Service Senate: 2005–2019
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Political Party Republican
Previous Legislative Service Senate: 2013–2019
Senatorial District 48—Buchanan, Delaware, Jones, Linn

JOURNAL OF THE SENATE

FIRST CALENDAR DAY
FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 13, 2020

The Senate met in regular session at 10:01 a.m., President Schneider presiding.

Prayer was offered by Father Ray McHenry from Saint Francis of Assisi Catholic Church in West Des Moines, Iowa. He was the guest of Senator Schneider.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Dillon Belzer.

SPECIAL GUEST

President Schneider welcomed to the Senate chamber the Honorable Patrick Deluhery, former member of the Senate from Scott County, Davenport, Iowa.

The Senate rose and expressed its welcome.

OPENING REMARKS BY THE PRESIDENT OF THE SENATE

President Schneider addressed the Senate with the following remarks:

Good morning and welcome to the second session of the 88th General Assembly.

As I said last session, I am honored to serve as President of the Iowa Senate. I appreciate the trust you have placed in me, and I will work hard every day to fulfill the obligations of this office.

Every year, fifty senators from different parts of the state gather in this chamber. We have different backgrounds. We represent different constituencies. We are from different generations. But we share a common goal—to make Iowa an even better state in which to live, work, and raise a family. I want to thank each of you for your service to our great state. I look forward to working with you in the weeks ahead.

We begin this session with our state in a strong fiscal position. As a result of responsible budgeting during the last three sessions, our reserve accounts are full, and we have a significant budget surplus.

In times like this, there is pressure to spend. While there are places where new investments make sense, it's important for us to remember that we are spending taxpayer dollars. Taxpayers expect us to spend responsibly. And if the state receives more revenue than is necessary to fund generally agreed-upon priorities, those same taxpayers expect us to return the surplus to them.

The conventional wisdom among the press corps, political pundits, and even some legislators, is that it is not possible to accomplish big things during the session immediately preceding an election. I reject this notion outright. In fact, we passed the largest income tax cut in state history just two years ago during an election year. We even adjourned after our per diem days had expired.

The reality is that the challenges we face do not wait for a non-election year to confront us. We face them every year we are in session. Chief among them this session is the shortage of skilled workers in our state. This stifles our economic growth and keeps us from reaching our full potential. We must make Iowa a more attractive destination for talent.

Iowa has a lot to offer individuals, families, and businesses. We have an outstanding education system, an educated workforce, a strong work ethic, low unemployment, outdoor recreational opportunities, and friendly people.

Those advantages alone, however, have not been enough to train, keep, and recruit as many people as we need to fuel our growing economy. There is more we can do.

First, we can improve our tax climate. We know a state's tax climate can attract people. It can also drive them away. According to the Tax Foundation, Iowa ranks 42nd in business tax climate. The income tax cut bill we passed two years ago has improved our ranking, and it will continue to improve as the bill phases in over time. Still, it is a barrier to growth and an area where we must improve. The more we can lower income taxes, the sooner Iowans will be able to pay off student loans, buy a home, start a family, save for their children's education, or put aside money for retirement.

Second, we can remove barriers to work. Excessive occupational licensing is the proverbial government red tape of our era. Unelected bureaucrats should not impede people who move to Iowa from working in an occupation for which they were licensed in their home state. If someone who moves to Iowa is a doctor, electrician or other licensed professional, whether they come from Boston or Bangladesh, Iowa should welcome them to the workforce as quickly as possible.

Finally, we can improve how our assistance programs work. Our programs should promote work and career development. Unfortunately, for Iowans receiving childcare benefits, that is not always the case. Far too often, I have heard from constituents and business leaders who say people turn down opportunities to advance in their careers because they risk losing their childcare benefits. This is unacceptable. We need to find a way to reform this benefit to allow people receiving it to have a better shot at their American dream.

While the shortage of skilled workers is a major challenge for us this session, it is not the only one we face. We must continue to find opportunities to position rural Iowa to compete in the 21st Century. We must continue to improve access to mental health services.

These and other issues we will address this session are big challenges, but that does not mean they are insurmountable. We can achieve great things for our fellow Iowans if we work together.

I wish everyone in this chamber, including the staff, clerks, and pages, a happy, healthy, and productive legislative session. I look forward to working with all of you to make our state an even better place.

God bless you all, and God bless the great state of Iowa.

REMARKS BY THE MINORITY LEADER

Senator Petersen addressed the Senate with the following remarks:

Thank you, President Schneider.

Welcome back to the Iowa Senate and the start of the 2020 Legislative Session.

A warm welcome to our returning Senators and staff and a special welcome to our new pages, clerks, staff and news media.

I hope you enjoyed being home in your districts during the interim.

I am fortunate that most of my family lives in Iowa and we get to spend the holidays together. For Christmas, my mom wrapped up a few records from my sister Barb and my 1980's and '70s record collections and gave them to my husband who is an avid vinyl collector. One of them was a "Mister Rogers" album.

While the last episode of "Mr. Rogers' Neighborhood" aired in 2001, nearly twenty years ago, Fred Rogers nostalgia seems to be everywhere. So much so, that my 15-year-old daughter asked me this fall why Mr. Rogers has become so popular again.

I told her I believe Mr. Rogers popularity has resurged because people are longing for kindness and a sense of connection in our world.

As author and podcast creator Carvel Wallace put it: "In a time like this, Fred Rogers has something that we desperately need."

"Mr. Rogers' Neighborhood" was created especially for kids, but it also sent a message to adults about making our neighborhoods, communities and nation better places to live.

Mr. Rogers famously told this story: "When I was a boy and I would see scary things in the news, my mother would say to me, *'Look for the helpers. You will always find people who are helping.'*"

In that spirit, I'm asking today that we strive to be the new helpers focused on working together to build a healthier, happier, safer and stronger Iowa neighborhood for our parents, grandparents, children, grandchildren and our friends.

What's that mean for the Iowa Legislature and Governor this year?

First, it means state leaders must lead by example. It is time to start sending a message that Iowa will once again be a friendly, inclusive state *for everyone*. Iowans shouldn't have to worry that their human and civil rights are on the line when the Legislature is in session.

We have a responsibility to deliver kindness and care to people who don't look like us, people who have less money than us, people who don't share our interests or our political views, and people who haven't had the opportunities we have received. As leaders, we can foster the idea that our state, our communities and our neighborhoods are safe places where very diverse people can live together.

We have great examples of Iowans who have delivered that message.

Iowa State University graduate Carrie Chapman Catt played an important role in securing women's right to vote in the United States. Our state and country are stronger because women have the right to vote. As we approach the 100th anniversary of the ratification of the 19th Amendment, let's push for policies that expand voting rights and advance women's rights.

A native of Cresco, Iowa, Norman Borlaug won the Nobel Peace Prize for a lifetime of work to feed a hungry world and to prevent famine and misery in Asia and Central America. His legacy was the inspiration for the Iowa-based World Food Prize, which recognizes the achievements of individuals who are improving the world food supply. This prize continues to make our world safer and brings some of the best and brightest young people to our neighborhood.

Governor Bob Ray spread hope and kindness when he welcomed thousands of refugees from Southeast Asia in the 1970's. It was a humanitarian effort that made our state better. When Governor Ray died in 2018, here is how Iowa's beloved leader was remembered: "He was a hero in our eyes because he had the courage and the commitment to do what he felt was truly honorable, and the right thing to do to save thousands of lives." Today, Iowa neighborhoods are stronger because of the Southeast Asian refugees and other new Iowans.

Senator Tom Harkin used the power of public office to advance the rights of Americans with disabilities. He's continuing that important work as a citizen now, with The Harkin Institute, headquartered in Iowa.

The grit and persistence of Peggy Whitson, the first woman to command the International Space Station, make her a role model for young women everywhere. Did you know she applied to be an astronaut 10 times before finally getting selected? A native of Mt. Ayr, Iowa, Whitson now holds the record for spending more time in outer space than any other American: 665 days.

And the late Chief Justice Cady and the Iowa Supreme Court sent a positive signal to the world 10 years ago about the importance of equal protection under the law when it unanimously ruled in favor of marriage equality in the *Varnum* decision. The decision continued Iowa's long tradition as a leader for equality.

We have a chance this year in the Iowa Legislature to send more positive signals to our children that we want them to stay in Iowa after graduation. We can build safe, caring and vibrant neighborhoods for people of all ages by working together to get the job done.

So, what's that neighborhood look like?

It has friendly workplaces. Iowans deserve policies that will help them win at work and at home—like paid family leave, equal pay for equal work, and access to safe, high-quality, affordable child care in every community. While Iowa unemployment may be low, too many Iowans are still underpaid. Let's raise the minimum wage and end welfare practices that prop up low-wage employers who trap Iowans in chronic poverty. Let's ensure Iowans are safe on the job by restoring workers' rights and expanding protections against workplace discrimination and harassment.

Let's make Iowa a safer place to have a baby for parents-to-be. Iowa's maternal health system is in crisis. We are expecting to see the 35th labor and delivery unit close in our state and maternal mortality has more than doubled in the past three years. This is a crisis that we can no longer ignore. We are just seeing the tip of the iceberg. Family planning also needs attention. The Reynolds Administration recently released data that shows Iowa's new family planning program is failing with an 85 percent decrease in participation and increase in sexually transmitted infections since it began in 2017.

Let's help Iowans get a second chance. This includes immediately restoring voting rights to Iowans leaving prison and returning to their communities, as well as ensuring people in prison get job training, education, and skills they need to reenter society. And let's ignore the call by some to impose a poll tax on returning citizens who want to vote in the next election.

Let's expand health care and mental health services, and ensure stable, substantial funding for adult and children's mental health services. And let's protect our children from the dangers of vaping!

Let's pass a meaningful medical cannabis laws that actually helps Iowans with chronic pain and debilitating diseases. Governor Reynolds, thousands of Iowans are counting on you to provide direction so this can be one of the first issues we tackle this year.

Let's protect human and civil rights. It is time to impose a ban on conversion fraud, a discredited and dangerous practice, and quit putting politicians in charge of the reproductive rights of women. Discrimination deserves no place in the Iowa Constitution.

Let's improve democracy by restoring checks and balances in government. Privatizing oversight of senior programs, relying on the federal government to investigate crime in our DHS facilities, blocking amendments from being debated, back room deals, and ignoring calls for Government Oversight to meet are all unacceptable measures. President Schneider and Senator Whitver, Iowans deserve clean government.

Let's clean up Iowa's water and increase cultural and recreational opportunities, especially in our small towns and rural areas.

Instead of more closed-door meetings, let's invite everyone to the table to talk about how best to clean up Iowa's water.

Let's get the Iowa economy working *for everyone*. Iowans don't win when tax cuts go to out-of-state corporate giants and the wealthy and program cuts go to our public schools and health care services. Our budget should put Iowans first - investing in our K12 public schools, apprenticeships and job-training programs *at a rate higher than inflation*.

Let's protect our children so that Iowa kids can be kids. Iowa shouldn't be a safe place for sexual predators. Let's pass meaningful legislation to remove Iowa's criminal and civil statute of limitations and give adult survivors a chance to seek justice. Let's also give the Attorney General expanded powers to go after sexual predators and organizations that cover up crimes.

Let's redouble our efforts to expand the rights for residents of manufactured homes. Even though they own their homes, these residents have fewer rights than renters and they are facing outrageous rate hikes from predatory, out-of-state landlords.

As Fred Rogers once said: "If you look for the helpers, you'll know that there's hope."

Let's put the power of kindness to work in this place so our children, our grandchildren and all Iowans see that the Iowa Legislature is comprised of helpers who want to make our state a welcoming, friendly neighborhood again for everyone.

REMARKS BY THE MAJORITY LEADER

Senator Whitver addressed the Senate with the following remarks:

“Good morning Mister President, Minority Leader Petersen, and my colleagues in the Senate.

It is exciting to be back and ready to work for another legislative session. This will be my second full session as the majority leader in this chamber, and I can’t tell you how proud I am of the members we have here and what we have accomplished so far, with more exciting changes to come. It truly is a great time to be an Iowan.

Iowa has more job openings right now than unemployed people to fill them. One of our challenges as legislators is to help people get the right skills to fill those jobs, with the education and training they need to succeed. We want people to be able to work and be productive members of our society, changing both their own lives and the lives of their family forever.

We’ve seen more dollars in the classroom for schools, reliable, sustainable spending each of the last three years. Every funding promise we have made to K-12 education, we have fully funded. Those promises are yielding results. Iowa has the highest high school graduation rate, highest average ACT score, and the highest rate of concurrent enrollment in the country.

The state budget, when we took the majority, had a deficit over \$100 million, but now it has a surplus of hundreds of millions of dollars. According to Forbes, Iowa is one of only a few states in America with a truly balanced budget, a budget surplus, instead of deficit. Iowa has the second lowest unemployment rate in the country, and it is rated one of the top states for opportunity.

All these positive results did not happen by accident. They happened with the methodical and purposeful implementation of pro-growth policies: Policies to conservatively manage the state budget. Policies to make it easier to do business in Iowa. Policies to fully fund our commitments to education. And policies to reduce the tax burden, so Iowans can keep more of what they earn.

But we still have a long way to go in our race to be the best state in the country. We passed the largest tax cut in Iowa’s history. It was a huge reform package, and now that we are a few years into that plan, we are starting to see some of the results and benefits. And more needs to be done. We want to continue to reduce those rates to bring our state from the back of the pack to one of the states with the lowest rates. We can continue to do more to simplify and make taxes lower, fairer, and more efficient. But the ultimate goal is to ensure the people who work hard for their money are getting to keep more of it.

We implemented Future Ready Iowa last year to help address the skills gap, but work remains to be done to encourage those able-bodied Iowans on public assistance programs to join the workforce. A workforce that needs them to fill some of the 50,000 open jobs in our state.

At the end of the day, our goal is to implement policies that provide an opportunity for success for every human being who has chosen to call our state home, while cultivating an environment here to attract people outside Iowa to call our state home. We should be fixing the broken systems that hinder a person’s chance of being successful.

An old Latin proverb reads, “fortune favors the bold.” I want to urge my colleagues to continue to seek out bold solutions to improving this state. We have pursued a bold agenda and the results speak for themselves. If we don’t take this chance to make big changes to how our state runs, should we even be here? Bold change is the legacy I want to leave and if we continue to pursue those reforms, it will be how we are remembered.

As we continue to build that legacy here, we want to make sure we are focused on policy we believe is right and will move our state forward. We will continue to challenge the status quo and implement bold reforms.

What I like most about my colleagues and this chamber is that we work from the ground up. We work on the issues important to our constituents, their families, and our communities. And the most important part of this is, we want our time here to be meaningful. We want to make changes that aren't just going to fix a problem for a year or two. We want the laws we pass to make positive changes for generations to come. We have the opportunity here to really change people's lives for the better and improve the environment for them to succeed.

Now, let's get to work!"

COMMITTEE TO NOTIFY THE HOUSE

Senator Whitver moved that a committee of three be appointed to notify the House of Representatives that the Senate was organized and ready for business.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators R. Smith, Chair; Bisignano and Johnson.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Whitver moved that a committee of three be appointed to notify the Governor that the Senate was organized and ready to receive any communication that he might be ready to transmit.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Sweeney, Chair; Celsi and Cournoyer.

RECESS

On motion of Senator Whitver, the Senate recessed at 10:30 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 10:37 a.m., President Schneider presiding.

SUPPLEMENTAL REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MR. PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following personnel for appointment as officers and employees of the Senate for the 2020 Session of the Eighty-eighth General Assembly:

Secretary of the Senate

Administrative Services Assistant Caroline Warmuth

Senate Switchboard

Switchboard OperatorStephanie Maher

Sergeant-at-Arms

Doorkeeper Mike Coverdale
 Doorkeeper Dan Kaercher
 Doorkeeper Christine Norris
 Doorkeeper Samuel Sampson
 DoorkeeperJeannine Wedemeyer

Secretaries to Senators

Legislative Committee Secretary.....Alexa Callaway
 Legislative Committee Secretary..... Jennifer Chapman
 Legislative Committee Secretary..... Talynn Griggs
 Legislative Committee Secretary.....Katelyn Nickell
 Legislative Secretary Taylor Adams
 Legislative Secretary Matthew Deike
 Legislative SecretaryMichael Dix
 Legislative Secretary Andrew Dunn
 Legislative Secretary Witt Harberts
 Legislative Secretary Piper LaGrange
 Legislative Secretary Ireland Larsen
 Legislative SecretaryElizabeth Miglin
 Legislative Secretary Robert Roberson
 Legislative SecretaryJackie Sayers
 Legislative Secretary Terri Steinke

JACK WHITVER, Chair

Senator Whitver moved the adoption of the report and appointment of the permanent officers and employees of the Senate.

The motion prevailed by a voice vote, and the foregoing officers and employees appeared before the bar of the Senate and were duly sworn.

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MR. PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following persons as Pages for the Senate for the 2020 Session of the Eighty-eighth General Assembly:

Dillon Belzer, Grimes
Megan Decker, Rockwell City
Kathleen Engel, Davenport
Makenna Gregurek, Johnston
Aleah Heims, Manchester
Kanyon Huntington, Afton
Lluvia Jimenez, Iowa City
Laura Kiely, Clive
Kadin Kruse, Bettendorf
Jackie Liang, Johnston
Erica Nasstrom, Osage

JACK WHITVER, Chair

Senator Whitver moved the adoption of the report and appointment of the permanent officers and employees of the Senate.

The motion prevailed by a voice vote, and the foregoing Senate pages appeared before the bar of the Senate and were duly sworn to their oaths of office.

REPORT OF THE COMMITTEE TO NOTIFY THE HOUSE

Senator R. Smith reported that the committee assigned to notify the House that the Senate was organized and ready for business had performed its duty.

The report was accepted, and the committee was discharged.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and notified the Senate that the House was duly organized and ready to receive any communication the Senate might be ready to transmit.

REPORT OF COMMITTEE ON MILEAGE

MISTER PRESIDENT: Pursuant to Section 2.10, Code 2013, the following has been determined to be the set or updated mileage to which the following Senator is entitled for the Eighty-eighth General Assembly, 2020 Session:

<u>NAME</u>	<u>ROUND TRIP MILES</u>
BROWN, Waylon	302

WAYLON BROWN, Chair
DENNIS GUTH
JAMES LYKAM
JACKIE SMITH

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Senator Sweeney reported that the committee assigned to notify the Governor that the Senate was organized and ready for business had performed its duty.

The report was accepted, and the committee was discharged.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 13, 2020, **adopted** the following resolutions in which the concurrence of the Senate is asked:

House Concurrent Resolution 101, a concurrent resolution providing for a joint convention for the Condition of the State Address.

Read first time and **placed on calendar**.

House Concurrent Resolution 102, a concurrent resolution providing for a joint convention for the Condition of the Judiciary Address.

Read first time and **placed on calendar**.

House Concurrent Resolution 103, a concurrent resolution to provide for a joint convention for the Condition of the Iowa National Guard Address.

Read first time and **placed on calendar**.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Concurrent Resolutions 101, 102, and 103.

House Concurrent Resolution 101

On motion of Senator Whitver, **House Concurrent Resolution 101**, a concurrent resolution providing for a joint convention for the Condition of the State Address, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 101, which motion prevailed by a voice vote.

House Concurrent Resolution 102

On motion of Senator Whitver, **House Concurrent Resolution 102**, a concurrent resolution providing for a joint convention for the Condition of the Judiciary Address, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 102, which motion prevailed by a voice vote.

House Concurrent Resolution 103

On motion of Senator Whitver, **House Concurrent Resolution 103**, a concurrent resolution to provide for a joint convention for the Condition of the Iowa National Guard Address, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 103, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Concurrent Resolutions 101, 102, and 103** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:56 a.m. until 9:00 a.m., Tuesday, January 14, 2020.

APPENDIX

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MR. PRESIDENT: Pursuant to Senate Concurrent Resolution 1, your committee on rules and administration submits the following names of officers and employees of the Senate for the Eighty-eighth General Assembly, 2020 Session, and their respective classifications, grades and steps:

		<u>CLASS</u>	<u>GRADE</u>	<u>STEP</u>
Administrative Services Assistant	Caroline Warmuth	S-O	20	1
Legislative Committee Secretary	Alexa Callaway	S-O	18	1
Legislative Committee Secretary	Jennifer Chapman	S-O	18	1
Legislative Committee Secretary	Talynn Griggs	S-O	17	3
Legislative Committee Secretary	Katelyn Nickell	S-O	18	1
Legislative Secretary	Taylor Adams	S-O	18	1
Legislative Secretary	Matthew Deike	S-O	17	1
Legislative Secretary	Michael Dix	S-O	16	1
Legislative Secretary	Andrew Dunn	S-O	16	1
Legislative Secretary	Witt Harberts	S-O	16	1
Legislative Secretary	Piper LaGrange	S-O	16	1
Legislative Secretary	Ireland Larsen	S-O	16	1
Legislative Secretary	Elizabeth Miglin	S-O	18	1
Legislative Secretary	Robert Roberson	S-O	17	1
Legislative Secretary	Jackie Sayers	S-O	18	1
Legislative Secretary	Terri Steinke	S-O	17	1
Switchboard Operator	Stephanie Maher	S-O	14	1
Doorkeeper	Mike Coverdale	S-O	11	1
Doorkeeper	Dan Kaercher	S-O	11	1
Doorkeeper	Christine Norris	S-O	11	5
Doorkeeper	Samuel Sampson	S-O	11	1
Doorkeeper	Jeannine Wedemeyer	S-O	11	1
Page	Dillon Belzer	S-O	9	1
Page	Megan Decker	S-O	9	1
Page	Kathleen Engel	S-O	9	1
Page	Makenna Gregurek	S-O	9	1
Page	Aleah Heims	S-O	9	1
Page	Kanyon Huntington	S-O	9	1
Page	Lluvia Jimenez	S-O	9	1
Page	Laura Kiely	S-O	9	1
Page	Kadin Kruse	S-O	9	1
Page	Jackie Liang	S-O	9	1
Page	Erica Nasstrom	S-O	9	1

JACK WHITVER, Chair

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MR. PRESIDENT: Pursuant to Senate Concurrent Resolution 1, duly adopted during the 87th General Assembly, the committee on Rules and Administration submits the following increases, reclassifications and the effective dates of Senate employees:

Secretary of the Senate	W. Charles Smithson	Step 5 to Step 6 Effective 6/19
Assist. Secretary of the Senate III	Janet Hawkins	Resigned Effective 12/19
Admin. Services Officer I	Michelle Bauer	Step 6 to Step 7 Effective 7/19
Admin. Services Officer I to Assist. Secretary of the Senate I		Grade 26 Step 7 to Grade 32 Step 6 Effective 1/20
Sr. Admin. Assist. to Leader to Sr Admin. Assist. to Leader II	Caleb Hunter	Grade 38 Step 8 to Grade 41 Step 8 Effective 9/19
Executive Secretary to Leader	Emily Schwickerath	Step 1 to Step 2 Effective 6/19 Resigned Effective 8/19
Sr. Admin. Assist. to President	Andy Conlin	Step 7 to Step 8 Effective 9/19
Admin. Assist. to President III	Chris Dorsey	Step 6 to Step 7 Effective 5/19
Caucus Staff Director	Gannon Hendrick	Step 7 to Step 8 Effective 6/19
Research Analyst III to Sr. Research Analyst	Josh Bronsink	Grade 35 Step 6 to Grade 38 Step 4 Effective 6/19
Research Analyst II	Robert Bird	Step 4 to Step 5 Effective 7/19
Research Analyst to Research Analyst I	Jillian Carlson	Grade 27 Step 2 to Grade 29 Step 2 Effective 7/19
Research Analyst I	Jacob Heard	Step 3 to Step 4 Effective 5/19 Resigned Effective 9/19
Research Analyst to Research Analyst I	Megan Schlesky	Grade 27 Step 4 to Grade 29 Step 3 Effective 6/19
Research Analyst I	Larrisa Wurm Skipworth	Step 5 to Step 6 Effective 11/19
Research Analyst	Dylan Keller	Step 1 to Step 2 Effective 5/19
Sr. Research Analyst	Cathy Engel	Step 6 to Step 7 Effective 11/19
Sr. Research Analyst	Sue Foecke	Step 6 to Step 7 Effective 11/19

Sr. Research Analyst	Jace Mikels	Step 5 to Step 6 Effective 11/19
Sr. Research Analyst	Erica Shorkey	Step 7 to Step 8 Effective 11/19
Sr. Admin Services Officer	Kay Dearie	Step 6 to Step 7 Effective 6/19
Sr. Admin Services Officer	Kathy Olah	Step 6 to Step 7 Effective 6/19
Admin. Services Officer II	Angie Cox	Step 7 to Step 8 Effective 1/20
Admin. Services Officer II to Admin. Services Officer III		Step 6 to Step 7 Effective 11/19
Admin. Services Officer II to Admin. Services Officer III	Maureen Taylor	Grade 29 Step 7 to Grade 32 Step 5 Effective 1/20
Admin. Services Officer II	Cindy Meyerdirk	Grade 29 Step 6 to Grade 32 Step 5 Effective 1/20
Admin. Services Officer I	Jennifer Beminio	Step 7 to Step 8 Effective 12/19
Admin. Services Officer I to Admin. Services Officer II		Step 6 to Step 7 Effective 11/19
Sergeant at Arms to Sergeant at Arms II	Jerry Carlson	Grade 26 Step 7 to Grade 29 Step 5 Effective 1/20
Doorkeeper to Assist. Sergeant at Arms	Sharon Kimberlin	Grade 17 Step 7 to Grade 20 Step 5 Effective 1/20
Admin. Services Assist.	Kathy Stachon	Grade 11 Step 3 Grade 14 Step 3 Effective 1/20
Legislative Committee Secretary	Brody Larson	Step 6 to Step 7 Effective 4/20
Legislative Committee Secretary	Sarah Moore	Step 1 to Step 2 Effective 1/20
Legislative Committee Secretary	Regina Ten Pas	Step 2 to Step 3 Effective 3/20
Legislative Secretary	John Altendorf	Step 1 to Step 2 Effective 1/20
Legislative Secretary	Judith Elliott	Step 4 to Step 5 Effective 2/20
Legislative Secretary	Tanner Halleran	Step 1 to Step 2 Effective 1/20

JACK WHITVER, Chair

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MISTER PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following individuals as secretaries to senators for the 2020 Session of the Eighty-eighth General Assembly:

ADAMS, Taylor	JOCHUM, Pam
ALTENDORF, John	NUNN, Zach
ARNDT, Kathryn	FEENSTRA, Randy
BAILEY, Bobby	DOTZLER, William
CALLAWAY, Alexa	SWEENEY, Annette
CARPENTER, Joshua	SCHNEIDER, Charles
CHAPMAN, Jenn	CHAPMAN, Jake
DEIKE, Matt	GREENE, Thomas
DIX, Michael	KOELKER, Carrie
DUNN, Andrew	CELSI, Claire
ELLETT, Kathy	LYKAM, Jim
ELLIOTT, Judith	BOULTON, Nate
FREEMAN, Beth	MATHIS, Liz
GARRETT, Nancy	GARRETT, Julian
GENEST, Carrie	SMITH, Roby
GRIGGS, Talynn	CARLIN, Jim
GROVE, Sue	SEGEBART, Mark
GUTH, Margaret	GUTH, Dennis
HALLERAN, Tanner	KINNEY, Kevin
HANSEN, Linda	WAHLS, Zach
HARBERTS, Witt	GIDDENS, Eric
HAWS, Claire	PETERSEN, Janet
HEARTSILL, Greg	WHITING, Zach
HILDRETH, Theresa	BROWN, Waylon
HOEPPNER, Rebecca	QUIRMBACH, Herman
HUHN, Marce	BEHN, Jerry
KRAAYENBRINK, Sally	KRAAYENBRINK, Tim
KRIEGEL, Tammy	KAPUCIAN, Tim
LAGRANGE, Piper	COURNOYER, Chris
LARSEN, Ireland	SMITH, Jackie
LARSON, Brody	SCHULTZ, Jason
LEDFORD, Haley	DAWSON, Dan
LONG, Jennifer	JOHNSON, Craig
MIGLIN, Ellie	RAGAN, Amanda
MOORE, Sarah	EDLER, Jeff
NICKELL, Katelyn	SINCLAIR, Amy
ROBERSON, Robert	HOGG, Robert
SAYERS, Jackie	BOLKCOM, Joe
STEARNS, Beth	COSTELLO, Mark
STEINKE, Terri	BISIGNANO, Tony
TAYLOR, Annette	TAYLOR, Rich
TEN PAS, Regina	ROZENBOOM, Ken
WALKER, Zeke	LOFGREN, Mark
WENGERT, Susie	TAYLOR, Todd

WILLEY, Barbara	BREITBACH, Michael
ZAUN, Dede	ZAUN, Brad
ZUMBACH, Alex	SHIPLEY, Tom
ZUMBACH, Michelle	ZUMBACH, Dan
.....	MILLER-MEEKS, Mariannette
.....	WHITVER, Jack

JACK WHITVER, Chair

STANDING COMMITTEES APPOINTED

The Majority and Minority Leaders announced the following appointments to the standing committees of the Senate for the Eighty-eighth General Assembly, 2020 session:

*Vice Chair
**Ranking Member

AGRICULTURE—13 Members

Zumbach, Chair	Costello	Mathis	Shipley
Sweeney*	Edler	Ragan	Taylor, R.
Kinney**	Kapucian	Rozenboom	Wahls
Brown			

APPROPRIATIONS—21 Members

Breitbach, Chair	Garrett	Lykam	Sinclair
Kraayenbrink*	Greene	Mathis	Taylor, T.
Bolkcom**	Guth	Miller-Meeks	Wahls
Celsi	Johnson	Ragan	
Costello	Koelker	Rozenboom	
Dotzler	Lofgren	Shipley	

COMMERCE—17 Members

Dawson, Chair	Breitbach	Johnson	Petersen
Koelker*	Brown	Mathis	Quirmbach
Lykam**	Chapman	Miller-Meeks	Sinclair
Bisignano	Feenstra	Nunn	Smith, R.
Bolkcom			

EDUCATION—15 Members

Sinclair, Chair	Celsi	Kraayenbrink	Sweeney
Cournoyer*	Edler	Lofgren	Wahls
Quirmbach**	Giddens	Rozenboom	Zaun
Behn	Johnson	Smith, J.	

ETHICS—6 Members

Costello, Chair Behn*	Jochum** Kinney	Mathis	Miller-Meeks
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GOVERNMENT OVERSIGHT—5 Members

Sinclair, Chair Lofgren*	Bisignano**	Celsi	Whiting
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HUMAN RESOURCES—13 Members

Sweeney, Chair Segebart* Mathis** Bolkcom	Carlin Costello Edler	Garrett Greene Jochum	Johnson Quirnbach Ragan
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JUDICIARY—15 Members

Zaun, Chair Garrett* Kinney** Bisignano	Chapman Dawson Hogg Nunn	Petersen Schultz Shipley Sinclair	Sweeney Taylor, R. Whiting
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LABOR AND BUSINESS RELATIONS—11 Members

Schultz, Chair Whiting* Taylor, T. **	Boulton Brown Carlin	Dotzler Guth Koelker	Nunn Taylor, R.
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LOCAL GOVERNMENT—11 Members

Edler, Chair Greene* Smith, J. **	Boulton Garrett Guth	Hogg Kraayenbrink Lofgren	Quirnbach Segebart
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NATURAL RESOURCES AND ENVIRONMENT—13 Members

Rozenboom, Chair Shipley* Hogg** Behn	Boulton Celsi Cournoyer	Kapucian Lykam Segebart	Smith, J. Sweeney Zumbach
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RULES AND ADMINISTRATION—11 Members

Whitver, Chair Schneider* Petersen**	Behn Bolkcom Chapman	Feenstra Jochum Ragan	Sinclair Smith, R.
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STATE GOVERNMENT—15 Members

Smith, R., Chair	Chapman	Jochum	Taylor, T.
Johnson*	Cournoyer	Miller-Meeks	Whiting
Bisignano**	Feenstra	Rozenboom	Zaun
Celsi	Giddens	Schultz	

TRANSPORTATION—13 Members

Kapucian, Chair	Cournoyer	Lykam	Taylor, T.
Brown*	Kinney	Shipley	Whiting
Giddens**	Koelker	Smith, J.	Zumbach
Breitbart			

VETERANS AFFAIRS—11 Members

Carlin, Chair	Costello	Edler	Lofgren
Miller-Meeks*	Dawson	Giddens	Ragan
Taylor, R.**	Dotzler	Koelker	

WAYS AND MEANS—17 Members

Chapman, Chair	Brown	Feenstra	Schultz
Dawson*	Carlin	Giddens	Smith, R.
Jochum**	Dotzler	Nunn	Sweeney
Behn	Edler	Quirnbach	Wahls
Bolkcom			

SENATE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION

Guth, Chair	Celsi**	Whiting
Zumbach*	Taylor, R.	

AGRICULTURE AND NATURAL RESOURCES

Shipley, Chair	Mathis**	Sweeney
Rozenboom*	Kinney	

ECONOMIC DEVELOPMENT

Lofgren, Chair	Dotzler**	Smith, J.
Greene*	Cournoyer	

EDUCATION

Kraayenbrink, Chair	Wahls**	Quirnbach
Sinclair*	Koelker	

HEALTH AND HUMAN SERVICES

Costello, Chair
Edler*

Ragan**
Bolkcom

Miller-Meeks

JUSTICE SYSTEM

Garrett, Chair
Nunn*

Hogg**
Carlin

Taylor, T.

TRANSPORTATION, INFRASTRUCTURE AND CAPITALS

Johnson, Chair
Smith, R.*

Lykam**
Boulton

Dawson

SENATORS AND THEIR RESPECTIVE COMMITTEES

BEHN, Jerry

Education
Ethics, Vice Chair
Natural Resources and Environment
Rules and Administration
Ways and Means

BISIGNANO, Tony

Commerce
Government Oversight, Ranking Member
Judiciary
State Government, Ranking Member

BOLKCOM, Joe

Appropriations, Ranking Member
Commerce
Human Resources
Rules and Administration
Ways and Means
Health and Human Services
Appropriations Subcommittee

BOULTON, Nate

Labor and Business Relations
Local Government
Natural Resources and Environment
Transportation, Infrastructure, and Capitals
Appropriations Subcommittee

BREITBACH, Michael

Appropriations, Chair
Commerce
Transportation

BROWN, Waylon

Agriculture
Commerce
Labor and Business Relations
Transportation, Vice Chair
Ways and Means

CARLIN, Jim	Human Resources Labor and Business Relations Veterans Affairs, Chair Ways and Means Justice System Appropriations Subcommittee
CELSI, Claire	Appropriations Education Government Oversight Natural Resources and Environment State Government Administration and Regulation Appropriations Subcommittee, Ranking Member
CHAPMAN, Jake	Commerce Judiciary Rules and Administration State Government Ways and Means, Chair
COSTELLO, Mark	Agriculture Appropriations Ethics, Chair Human Resources Veterans Affairs Health and Human Services Appropriations Subcommittee, Chair
COURNOYER, Chris	Education, Vice Chair Natural Resources and Environment State Government Transportation Economic Development Appropriations Subcommittee
DAWSON, Dan	Commerce, Chair Judiciary State Government Veterans Affairs Ways and Means, Vice Chair Transportation, Infrastructure, and Capitals Appropriations Subcommittee
DOTZLER, William A., Jr.	Appropriations Labor and Business Relations Veterans Affairs Ways and Means Economic Development Appropriations Subcommittee, Ranking Member

EDLER, Jeff	Agriculture Education Human Resources Local Government, Chair Veterans Affairs Ways and Means Health and Human Services Appropriations Subcommittee, Vice Chair
FEENSTRA, Randy	Commerce Rules and Administration State Government Ways and Means
GARRETT, Julian B.	Appropriations Human Resources Judiciary, Vice Chair Local Government Justice System Appropriations Subcommittee, Chair
GIDDENS, Eric	Education State Government Transportation, Ranking Member Veterans Affairs Ways and Means
GREENE, Thomas A.	Appropriations Human Resources Local Government, Vice Chair Economic Development Appropriations Subcommittee, Vice Chair
GUTH, Dennis	Appropriations Labor and Business Relations Local Government Administration and Regulation Appropriations Subcommittee, Chair
HOGG, Robert	Judiciary Local Government Natural Resources and Environment, Ranking Member Justice System Appropriations Subcommittee, Ranking Member
JOCHUM, Pam	Ethics, Ranking Member Human Resources Rules and Administration State Government Ways and Means, Ranking Member

JOHNSON, Craig	Appropriations Commerce Education Human Resources State Government, Vice Chair Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair
KAPUCIAN, Tim L.	Agriculture Natural Resources and Environment Transportation, Chair
KINNEY, Kevin	Agriculture, Ranking Member Ethics Judiciary, Ranking Member Transportation Agriculture and Natural Resources Appropriations Subcommittee
KOELKER, Carrie	Appropriations Commerce, Vice Chair Labor and Business Relations Transportation Veterans Affairs Education Appropriations Subcommittee
KRAAYENBRINK, Tim	Appropriations, Vice Chair Education Local Government Education Appropriations Subcommittee, Chair
LOFGREN, Mark S.	Appropriations Education Government Oversight, Vice Chair Local Government Veterans Affairs Economic Development Appropriations Subcommittee, Chair
LYKAM, Jim	Appropriations Commerce, Ranking Member Natural Resources and Environment Transportation Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Ranking Member

MATHIS, Liz	Agriculture Appropriations Commerce Ethics Human Resources, Ranking Member Agriculture and Natural Resources Appropriations Subcommittee, Ranking Member
MILLER-MEEKS, Mariannette	Appropriations Commerce Ethics State Government Veterans Affairs, Vice Chair Health and Human Services Appropriations Subcommittee
NUNN, Zach	Commerce Judiciary Labor and Business Relations Ways and Means Justice System Appropriations Subcommittee, Vice Chair
PETERSEN, Janet	Commerce Judiciary Rules and Administration, Ranking Member
QUIRMBACH, Herman C.	Commerce Education, Ranking Member Human Resources Local Government Ways and Means Education Appropriations Subcommittee
RAGAN, Amanda	Agriculture Appropriations Human Resources Rules and Administration Veterans Affairs Health and Human Services Appropriations Subcommittee, Ranking Member
ROZENBOOM, Ken	Agriculture Appropriations Education Natural Resources and Environment, Chair State Government Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair

SCHNEIDER, Charles	Rules and Administration, Vice Chair
SCHULTZ, Jason	Judiciary Labor and Business Relations, Chair State Government Ways and Means
SEGEBART, Mark	Human Resources, Vice Chair Local Government Natural Resources and Environment
SHIPLEY, Tom	Agriculture Appropriations Judiciary Natural Resources and Environment, Vice Chair Transportation Agriculture and Natural Resources Appropriations Subcommittee, Chair
SINCLAIR, Amy	Appropriations Commerce Education, Chair Government Oversight, Chair Judiciary Rules and Administration Education Appropriations Subcommittee, Vice Chair
SMITH, Jackie	Education Local Government, Ranking Member Natural Resources and Environment Transportation Economic Development Appropriations Subcommittee
SMITH, Roby	Commerce Rules and Administration State Government, Chair Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Vice Chair
SWEENEY, Annette	Agriculture, Vice Chair Education Human Resources, Chair Judiciary Natural Resources and Environment Ways and Means Agriculture and Natural Resources Appropriations Subcommittee

TAYLOR, Rich	Agriculture Judiciary Labor and Business Relations Veterans Affairs, Ranking Member Administration and Regulation Appropriations Subcommittee
TAYLOR, Todd E.	Appropriations Labor and Business Relations, Ranking Member State Government Transportation Justice System Appropriations Subcommittee
WAHLS, Zach	Agriculture Appropriations Education Ways and Means Education Appropriations Subcommittee, Ranking Member
WHITING, Zach	Government Oversight Judiciary Labor and Business Relations, Vice Chair State Government Transportation Administration and Regulation, Appropriations Subcommittee
WHITVER, Jack	Rules and Administration, Chair
ZAUN, Brad	Education Judiciary, Chair State Government
ZUMBACH, Dan	Agriculture, Chair Natural Resources and Environment Transportation Administration and Regulation Appropriations Subcommittee, Vice Chair

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:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Comprehensive Annual Financial Report (CAFR) FY Ended June 30, 2018, pursuant to Iowa Code section 8A.502. Report received June 27, 2019.

Comprehensive Annual Financial Report (CAFR) FY Ended June 30, 2019, pursuant to Iowa Code section 8A.502. Report received December 30, 2019.

Condition of Affirmative Action, Diversity, and Multicultural Programs Report, pursuant to Iowa Code 19B.5(2). Report received on September 30, 2019.

Experimental Research Report, pursuant to Iowa Code section 8A.414. Report received on September 10, 2019.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 3, 2019.

Internal Service Fund Expenditure FY 2019 Report, pursuant to Iowa Code section 8A.123. Report received on September 30, 2019.

Reversion Report—Training and Technology Expenditures, pursuant to Iowa Code section 8.62. Report received on June 27, 2019.

Solicitations for Capitol Complex Report, pursuant to Iowa Code section 8A.108. Report received on August 28, 2019.

State-Owned Real Property by County Report, pursuant to Iowa Code section 8A.111. Report received on December 30, 2019.

State-Owned Real Property Database Study Report, pursuant to 2019 Iowa Acts, Chapter 136, section 1. Report received on December 30, 2019.

DEPARTMENT ON AGING

Long-Term Care Options Counseling Pilot Initiative Report, pursuant to 2019 Iowa Acts, Chapter 85, section 1. Report received on December 16, 2019.

State Public Guardian's Report, pursuant to Iowa Code section 231E.4. Report received on November 4, 2019.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Agriculture and Land Stewardship Expenditures SFY 19 Report, ending June 30, 2019, pursuant to 2019 Iowa Acts, Chapter 131. Report received on July 1, 2019.

Agriculture and Land Stewardship Expenditures SFY 20 Report, ending September 30, 2019, pursuant to 2019 Iowa Acts, Chapter 131. Report received on October 1, 2019.

Agriculture and Land Stewardship Expenditures SFY 20 Report, ending December 31, 2019, pursuant to 2019 Iowa Acts, Chapter 131. Report received on January 2, 2020.

Control of Pathogenic Viruses in Poultry Report, pursuant to Iowa Code section 165B.2. Report received on December 30, 2019.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 27, 2019.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on November 21, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on December 30, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on July 2, 2019.

Natural Resources and Outdoor Recreation Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on December 12, 2019.

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 13, 2019.

State Pseudorabies Advisory Committee, pursuant to Iowa Code section 166D.3. Report received on January 2, 2020.

Water Quality Agriculture Infrastructure Program Itemized Expenditures, pursuant to Iowa Code section 466B.43. Report received on October 1, 2019.

Water Quality Urban Infrastructure Program Itemized Expenditures, pursuant to Iowa Code section 466B.44. Report received on October 1, 2019.

Watershed Planning Advisory Council Report, pursuant to Iowa Code section 466B.31. Report received on November 21, 2019.

ALCOHOLIC BEVERAGES COMMISSION

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 19, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on November 1, 2019.

ATTORNEY GENERAL

Iowa Consumer Credit Code 2017 Annual Report, pursuant to Iowa Code section 537.6104. Report received September 30, 2019.

Iowa Consumer Credit Code 2018 Annual Report, pursuant to Iowa Code section 537.6104. Report received September 30, 2019.

COMMISSION FOR THE BLIND

Blind Recycling Report, pursuant to Iowa Code section 216B.3. Report received on November 4, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 28, 2019.

CHIEF INFORMATION OFFICER

Annual Report FY 2019, pursuant to Iowa Code section 8B.6. Report received on September 16, 2019.

Information Technology Services Financial Report, pursuant to Iowa Code section 8B.21. Report received on September 17, 2019.

Internal Service Fund Report, pursuant to Iowa Code section 8B.13. Report received on September 17, 2019.

IowaAccess Revolving Fund Report, pursuant to Iowa Code section 8B.33. Report received on September 17, 2019.

Status of Technology Upgrades or Enhancements for State Agencies Quarterly Report, pursuant to Iowa Code section 8B.9. Report received on September 17, 2019.

IOWA STATE CIVIL RIGHTS COMMISSION

Iowa State Civil Rights Commission Report, pursuant to Iowa Code section 216.5. Report received on November 27, 2019.

COLLEGE STUDENT AID COMMISSION

College Student Aid Commission Tuition Grant Report, pursuant to Iowa Code section 261.15. Report received on December 13, 2019.

Educational Credits Awarded to Veterans Report, pursuant to Iowa Code section 261.9. Report received on December 13, 2019.

Health Care Loan Repayment Program Report, pursuant to Iowa Code section 261.116. Report received on December 18, 2019.

Iowa Minority Academic Grants for Economic Success Program Report, pursuant to Iowa Code section 261.104. Report received on August 5, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on August 5, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on August 5, 2019.

Reversion Report–Training and Technology Expenditures, pursuant to Iowa Code section 8.62. Report received on August 5, 2019.

Scholarship and Tuition Grant Reserve Fund Report, pursuant to Iowa Code section 261.20. Report received on December 26, 2019.

Skilled Workforce Shortage Tuition Grant Program Report, pursuant to Iowa Code section 261.130. Report received on December 26, 2019.

Teacher Shortage Loan Forgiveness Program Report, pursuant to Iowa Code section 261.112. Report received on December 26, 2019.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Annual Report of Superintendent of Banking, pursuant to Iowa Code section 524.216. Report received on December 20, 2019.

Bank Required Collateral Qtr 1 2019 Report, pursuant to Iowa Code section 12C.20. Report received on June 3, 2019.

Bank Required Collateral Qtr 2 2019 Report, pursuant to Iowa Code section 12C.20. Report received on August 20, 2019.

Bank Required Collateral Qtr 3 2019 Report, pursuant to Iowa Code section 12C.20. Report received on December 2, 2019.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on July 1, 2019.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 9, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on July 1, 2019.

Qualified Student Loan Bond Issuer, pursuant to Iowa Code section 7C.13. Report received on January 8, 2020.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Cemetery and Funeral Report, pursuant to Iowa Code section 523A.801. Report received on January 8, 2020.

Health Spending Costs Report, pursuant to Iowa Code section 505.18. Report received on November 13, 2019.

Iowa Cemetery Act Report, pursuant to Iowa Code section 523I.201. Report received on January 8, 2020.

Medical Malpractice Insurance Annual, pursuant to Iowa Code section 505.27. Report received on December 5, 2019.

DEPARTMENT OF CORRECTIONS

Annual Report, pursuant to Iowa Code section 904.115. Report received on November 27, 2019.

Interstate Compact for Adult Offender Supervision, pursuant to Iowa Code section 907B.2. Report received on September 26, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 2, 2020.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 24, 2019.

Reversion Report—Training and Technology Expenditures, pursuant to Iowa Code section 8.62(3). Report received on June 24, 2019.

CREDIT UNION REVIEW BOARD

Annual Report, pursuant to Iowa Code section 533.114. Report received on August 27, 2019.

BOARD OF DENTISTRY

Home Base Iowa—Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 12, 2019.

OFFICE OF DRUG CONTROL POLICY

2020 Iowa Drug Control Strategy Report, pursuant to Iowa Code section 80E.1(2)(b). Report received on October 31, 2019.

ECONOMIC DEVELOPMENT AUTHORITY

Building Energy Management Report, pursuant to Iowa Code section 473.19. Report received on December 23, 2019.

Iowa Commission on Volunteer Services 10/1/18–12/31/18 FY 2019 Qtr 2 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on June 21, 2019.

Iowa Commission on Volunteer Services 1/1/19–3/31/19 FY 2019 Qtr 3 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on June 21, 2019.

Iowa Commission on Volunteer Services 4/1/19–6/30/19 FY 2019 Qtr 4 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on November 14, 2019.

Iowa Commission on Volunteer Services 7/1/19–9/30/19 FY 2020 Qtr 1 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on December 19, 2019.

Iowa Innovation Corporation, pursuant to Iowa Code section 15.107. Report received on January 3, 2020.

Iowa Reading Corps FY 2019 Annual Report, pursuant to Iowa Code section 15H.7. Report received on June 20, 2019.

Nuisance Property Remediation Assistance Report, pursuant to Iowa Code section 15.338. Report received on September 25, 2019.

RefugeeRise AmeriCorps Program FY 2019 Annual Report, pursuant to Iowa Code section 15H.8. Report received on June 24, 2019.

DEPARTMENT OF EDUCATION

Adult Education and Literacy Program Report, pursuant to Iowa Code section 260C.50. Report received on January 7, 2020.

Antibullying Program Report, pursuant to 2019 Iowa Acts, Chapter 135, section 5. Report received on January 3, 2020.

Charter School and Innovation Zone School Report, pursuant to Iowa Code section 256F.10. Report received on November 25, 2019.

Child Development Coordination Council Annual Report, pursuant to Iowa Code section 256A.3. Report received on December 16, 2019.

Commission on Educator Leadership and Compensation Report, pursuant to Iowa Code section 284.15. Report received on December 5, 2019.

Commission on Educator Leadership and Compensation Report–Three Year Report, pursuant to Iowa Code section 284.15. Report received on January 8, 2020.

Dyslexia Response Task Force Report, pursuant to 2018 Iowa Acts, Chapter 1122, SF 2360. Report received on November 15, 2019.

Gap Tuition Assistance Program Report, pursuant to Iowa Code section 260I. Report received on December 26, 2019.

Home Base Iowa Postsecondary Education Report, pursuant to Iowa Code sections 260C.14, 261.9, and 262.9. Report received on September 24, 2019.

Iowa Association of School Boards Annual Report, pursuant to Iowa Code section 279.38. Report received on January 6, 2020.

Iowa Autism Council Report, pursuant to Iowa Code section 256.35A. Report received on December 16, 2019.

Iowa Reading Research Center Annual Report, pursuant to Iowa Code section 256.9. Report received on January 7, 2020.

Job Placement of Individuals with Disabilities–Vocational Rehabilitation Division, pursuant to 2019 Iowa Acts, Chapter 135, section 5. Report received on January 7, 2020.

Pathways for Academic Career and Employment (PACE) Program Report, pursuant to Iowa Code section 260H. Report received on January 7, 2020.

Statewide Work-Based Intermediary Network Report, pursuant to Iowa Code section 256.40. Report received on December 26, 2019.

Supplemental Assistance for High-Need Schools Report, pursuant to Iowa Code section 284.11. Report received on January 7, 2020.

Workforce Training and Economic Development (WTED) Fund Annual Report, pursuant to Iowa Code section 260C.18A. Report received on December 19, 2019.

BOARD OF EDUCATIONAL EXAMINERS

Administrative Rules Review–Triennial Report, pursuant to Iowa Code section 272.29. Report received on December 30, 2019.

Detailed Financial Report–Licensing Fees, pursuant to Iowa Code section 272.10. Report received on December 30, 2019.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 12, 2019.

IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 27, 2019.

Reversion Report–Training and Technology Expenditures, pursuant to Iowa Code section 8.62(3). Report received on June 28, 2019.

OFFICE OF THE GOVERNOR

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 28, 2019.

HIGHER EDUCATION LOAN AUTHORITY

Annual Report, pursuant to Iowa Code section 261A.21. Report received on December 11, 2019.

DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

911 Status Report, pursuant to Iowa Code section 34A.7A. Report received on January 2, 2020.

Flood Mitigation Board Annual Report, pursuant to Iowa Code section 418.8. Report received on January 8, 2020.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 2, 2019.

IOWA HOSPITAL ASSOCIATION

Medical Aid Provided to Prisoners of County Jails Report, pursuant to 2019 Iowa Acts, Chapter 157. Report received on December 16, 2019.

DEPARTMENT OF HUMAN RIGHTS

Correctional Policy Project Plans and Findings, pursuant to Iowa Code section 216A.137. Report received on December 24, 2019.

Criminal and Juvenile Justice Planning Advisory Council–Legislation Monitoring Report, pursuant to Iowa Code section 476.66. Report received on June 28, 2019.

Department of Human Rights Report, pursuant to Iowa Code section 216A.2. Report received on October 29, 2019.

Family Development and Self-Sufficiency Grant Program, pursuant to Iowa Code section 216A.107. Report received on November 27, 2019.

Graduation Sanction, Court-Ordered, and Group Foster Care Services and Funding Work Group Report, pursuant to 2019 Iowa Acts, Chapter 85, section 40. Report received on December 13, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on July 1, 2019.

Twenty-year and Five-year Criminal and Juvenile Justice Plan, pursuant to Iowa Code section 216A.135. Report received on November 27, 2019.

DEPARTMENT OF HUMAN SERVICES

Autism Support Program Fund Report, pursuant to Iowa Code section 225D.2. Report received on January 3, 2020.

Child Abuse Registry Report, pursuant to Iowa Code section 235A.23. Report received on January 2, 2020.

Children’s Behavioral Health System State Board Activities Report, pursuant to 2019 Iowa Acts, Chapter 61, section 9. Report received on November 22, 2019.

Dependent Adult Abuse Registry Report, pursuant to Iowa Code section 235B.13. Report received on December 23, 2019.

Direct Care Worker in Nursing Facilities Turnover Report, pursuant to 2008 Iowa Acts, Chapter 1188, section 71. Report received on January 3, 2020.

Disaster Case Management Fund, pursuant to Iowa Code section 29C.20B. Report received on January 3, 2020.

Drug Utilization Report, pursuant to Iowa Code section 249A.24. Report received on December 5, 2019.

Family Support Subsidy and Children at Home Program Report, pursuant to Iowa Code section 225C.42. Report received on December 17, 2019.

Iowa Individual Assistance Grant Program Report, pursuant to Iowa Code section 29C.20A. Report received on January 3, 2020.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on August 29, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on July 2, 2019.

Medicaid Home and Community-Based Services Brain Injury Waiver Report, pursuant to 2019 Iowa Acts, Chapter 82. Report received on December 17, 2019.

Medicaid Managed Care Oversight Annual Report July 2018–June 2019, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on January 2, 2020.

Medicaid Managed Care Oversight Quarterly Meeting Minutes Qtr 4 SFY 19, pursuant to 2016 Iowa Acts, Chapter 1139, section 94. Report received on July 23, 2019.

Medicaid Managed Care Oversight Quarterly Meeting Minutes Qtr 1 SFY 20, pursuant to 2016 Iowa Acts, Chapter 1139, section 94. Report received on December 3, 2019.

Medicaid Managed Care Oversight Quarterly Report Qtr 3 SFY 19, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on July 2, 2019.

Medicaid Managed Care Oversight Quarterly Report Qtr 4 SFY 19, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on November 12, 2019.

Medical Assistance Act Report, pursuant to Iowa Code section 249A.4. Report received on December 26, 2019.

Mental Health and Disabilities Services Annual Report, pursuant to Iowa Code section 225C.6. Report received on January 2, 2020.

Mental Health and Disabilities Services Biennial Report, pursuant to Iowa Code section 225C.6. Report received on January 2, 2020.

Mental Health Services Annual Report, pursuant to Iowa Code section 249N.8. Report received on January 2, 2020.

Non-State Government-Owned Nursing Facility Upper Payment Limit Supplemental Payment Program Report, pursuant to 2017 Iowa Acts, Chapter 174, section 113. Report received on December 4, 2019.

Outcomes of Programs and Activities Report, pursuant to 2019 Iowa Acts, Chapter 85, section 32. Report received on January 2, 2020.

Preferred Drug List Program Report, pursuant to Iowa Code section 249A.20A. Report received on December 3, 2019.

Recommendations for the Enhanced Delivery of Co-Occurring Conditions Services Report, pursuant to 2019 Iowa Acts, Chapter 85, section 41. Report received on December 16, 2019.

Reversion Report–Training Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on July 2, 2019.

DEPARTMENT OF INSPECTIONS AND APPEALS

Citizen Foster Care Evaluation Report, pursuant to Iowa Code section 237.18. Report received on November 1, 2019.

Court Appointed Special Advocate Program Report, pursuant to Iowa Code section 237.18. Report received on November 1, 2019.

Fraud in Public Assistance Programs Report, pursuant to 2019 Iowa Acts, Chapter 136, section 12. Report received on December 2, 2019.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 1, 2019.

Iowa Child Advocacy Board Annual Report, pursuant to Iowa Code section 237.18. Report received on November 1, 2019.

Reversion Report–Training and Technology Expenditures Report End of FY 2019, pursuant to Iowa Code section 8.62. Report received on June 27, 2019.

IOWA ASSOCIATION OF SCHOOL BOARDS

Annual Financial Report for June 30, 2019 and 2018, pursuant to Iowa Code section 12B.10A(7). Report received on September 24, 2019.

IOWA COMMUNICATIONS NETWORK

Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 27, 2019.

Iowa Telecommunications and Technology Commission, pursuant to Iowa Code section 8D.3. Report received on December 18, 2019.

IOWA PUBLIC INFORMATION BOARD

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 28, 2019.

JUDICIAL BRANCH

Court Debt Report, pursuant to Iowa Code section 602.8107. Report received on October 1, 2019.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 18, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 27, 2019.

LAW ENFORCEMENT ACADEMY

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 12, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on December 19, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 14, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 17, 2019.

LEGISLATIVE SERVICES AGENCY

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on August 21, 2019.

IOWA LOTTERY AUTHORITY

2019 Annual Report, pursuant to Iowa Code section 99G.7. Report received on December 17, 2019.

Government Oversight June 2019 Report, pursuant to Iowa Code section 99G.7. Report received on June 28, 2019.

Government Oversight December 2019 Report, pursuant to Iowa Code section 99G.7. Report received on December 24, 2019.

Quarterly Report Ending June 30, 2019, pursuant to Iowa Code section 99G.7. Report received on September 11, 2019.

Quarterly Report Ending September 30, 2019, pursuant to Iowa Code section 99G.7. Report received on October 16, 2019.

IOWA PUBLIC AGENCY INVESTMENT

2019 Annual Report, pursuant to Iowa Code section 12B.10A. Report received on September 19, 2019.

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Comprehensive Annual Financial Report (CAFR), pursuant to Iowa Code section 97B.4. Report received on December 20, 2019.

Public Fund Iran Divestment Report Yr Ended June 30, 2019, pursuant to Iowa Code section 12H.5. Report received on October 1, 2019.

Public Fund Israel Divestment Report Yr Ended June 30, 2019, pursuant to Iowa Code section 12J.5. Report received on October 1, 2019.

Public Fund Israel Divestment Report Yr Ended June 30, 2019, pursuant to Iowa Code section 12F.5. Report received on October 1, 2019.

DEPARTMENT OF MANAGEMENT

Block Grants Report, pursuant to Iowa Code section 8.22. Report received on July 12, 2019.

Grants Enterprise Management Compliance Report, pursuant to Iowa Code section 8.9. Report received on July 17, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on July 12, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on July 12, 2019.

Standing Appropriations Report FY 2017 & 2018, pursuant to Iowa Code section 8.6. Report received on September 10, 2019.

Standing Appropriations Report FY 2018 & 2019, pursuant to Iowa Code section 8.6. Report received on November 12, 2019.

State Tort Claims Report, pursuant to Iowa Code section 669.12. Report received on July 12, 2019.

Utility Replacement Task Force Report, pursuant to Iowa Code section 437A.15(7)(b). Report received on November 26, 2019.

BOARD OF MEDICINE

Home Base Iowa–Licensed Professions and Occupations Annual Report 1/1/18–12/31/18. Report received on December 2, 2019.

Home Base Iowa–Licensed Professions and Occupations Annual Report 1/1/19–12/31/19. Report received on December 2, 2019.

Interstate Medical Licensure Compact Report, pursuant to Iowa Code section 147B.1. Report received on October 17, 2019.

MENTAL HEALTH AND DISABILITY SERVICES

Transfer of Funds Report–Polk County, pursuant to 2018 Iowa Acts, Chapter 1165, section 109. Report received on September 5, 2019.

DEPARTMENT OF NATURAL RESOURCES

Annual Report on Hazardous Waste/Substance Disposal, pursuant to Iowa Code section 455B.427. Report received on January 2, 2020.

Aquatic Invasive Species Report, pursuant to Iowa Code section 462A.52. Report received on January 2, 2020.

Compliance with Federal Air Quality Standards Report, pursuant to Iowa Code section 455B.134. Report received on October 11, 2019.

Evaluation of License Fees Report, pursuant to Iowa Code section 483A.1. Report received on December 17, 2019.

Fees and Occupancy Rates for State Camping and Rental Facilities Report, pursuant to Iowa Code section 455A.14. Report received on January 2, 2020.

Greenhouse Gas Emissions Report, pursuant to Iowa Code section 455B.104. Report received on January 2, 2020.

Hazardous Substance Remedial Fund, pursuant to Iowa Code section 455B.425. Report received on December 18, 2019.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 17, 2019.

Household Hazardous Waste Account Report, pursuant to Iowa Code section 455E.11. Report received on December 19, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on September 19, 2019.

Lake Restoration Report, pursuant to Iowa Code section 456A.33B. Report received on January 2, 2020.

Proceeds Deposited to the State Fish and Game Protection Fund, pursuant to Iowa Code section 483A.33(5). Report received on January 2, 2020.

Quarterly Expenditure Report FY 19 Qtr Ending 6/30/19, pursuant to 2019 Iowa Acts, Chapter 131, section 14. Report received on September 19, 2019.

Quarterly Expenditure Report FY 20 Qtr Ending 9/30/19, pursuant to 2019 Iowa Acts, Chapter 131, section 14. Report received on October 23, 2019.

Removal, Collection, and Recovery of Vehicle Mercury-Added Switches Recommendations, pursuant to Iowa Code section 455B.803. Report received on December 16, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on September 23, 2019.

OFFICE OF OMBUDSMAN

Annual Report, pursuant to Iowa Code section 2C.18. Report received on December 30, 2019.

Long-Term Care Ombudsman's Report, pursuant to Iowa Code section 231.42. Report received on June 26, 2019.

IOWA BOARD OF PAROLE

FY 2019 Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 13, 2019.

Reversion Report, pursuant to Iowa Code section 8.62. Report received on June 28, 2019.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE
TANK FUND BOARD

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on September 5, 2019.

Progress and Activities Report, pursuant to Iowa Code section 455G.4(6). Report received on September 5, 2019.

POLK COUNTY HEALTH SERVICES

Polk County 2019 Transfer of Funds Report, pursuant to SF 2418. Report received on August 30, 2019.

PROFESSIONAL LICENSING AND REGULATION BUREAU

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on June 27, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 27, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 27, 2019.

IOWA PROPANE EDUCATION AND RESEARCH COUNCIL

Auditor's Report December 31, 2018 and 2017, pursuant to Iowa Code section 101C.3. Report received on September 5, 2019.

IowaPERC Programs and Projects Report, pursuant to Iowa Code section 101C.11. Report received on September 5, 2019.

STATE PUBLIC DEFENDER

Indigent Defense System Report, pursuant to Iowa Code section 13B.2A. Report received on December 3, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on December 2, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 27, 2019.

DEPARTMENT OF PUBLIC DEFENSE

Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 18, 2019.

Projects Funded by the Department of Public Defense Report, pursuant to 2019 Iowa Acts, Chapter 137. Report received on December 18, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 28, 2019.

PUBLIC EMPLOYMENT RELATIONS BOARD

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 2, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 27, 2019.

DEPARTMENT OF PUBLIC HEALTH

Anatomical Gift Public Awareness Donation and Compliance Report, pursuant to Iowa Code section 142C.17. Report received on December 30, 2019.

Behavior Analyst and Assistant Behavior Analyst Grants Program Report, pursuant to Iowa Code section 135.181. Report received on December 20, 2019.

Board of Medicine and Board of Physician Assistants Joint Report, pursuant to Iowa Code section 148C.12. Report received on December 30, 2019.

Child Vision Screening, pursuant to 2018 Iowa Acts, SF 2418, section 6. Report received on August 6, 2019.

Distribution of Federal Public Health Services Act Funds for Family Planning Report, pursuant to 2019 Iowa Acts, Chapter 85, section 98. Report received on December 30, 2019.

Distribution of Funds Report, pursuant to 2019 Iowa Acts, Chapter 85, section 3. Report received on December 20, 2019.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 18, 2019.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 13, 2019.

Iowa Child Death Review Team Annual Report, pursuant to Iowa Code section 135.43. Report received on August 6, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on July 29, 2019.

Medical Cannabidiol Board Report, pursuant to Iowa Code section 124E.4A. Report received on January 2, 2020.

Outcomes of Programs and Activities Report, pursuant to 2019 Iowa Acts, Chapter 85, section 4. Report received on December 30, 2019.

Plumbing and Mechanical Systems Board Report, pursuant to Iowa Code section 105.9. Report received on October 17, 2019.

Recommendations for the Enhanced Delivery of Co-Occurring Conditions Services Report, pursuant to 2019 Iowa Acts, Chapter 85, section 41. Report received on December 13, 2019.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on July 29, 2019.

Tobacco Use Prevention and Control Report, pursuant to Iowa Code section 142A.4. Report received on December 13, 2019.

DEPARTMENT OF PUBLIC SAFETY

DCI Report of Activities at Racetrack Enclosures, pursuant to Iowa Code section 99D.14. Report received on December 30, 2019.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 27, 2019.

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 19, 2019.

Human Trafficking Report, pursuant to Iowa Code section 80.45. Report received on November 1, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on December 23, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 24, 2019.

Reversion Report–Training and Technology Expenditures, pursuant to Iowa Code section 8.62. Report received on June 24, 2019.

Statewide Interoperable Communications System Board Report, pursuant to Iowa Code section 80.29. Report received on December 19, 2019.

IOWA PUBLIC TELEVISION

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 17, 2019.

BOARD OF REGENTS

Activities, Projects, and Programs Funded with Board of Regents Innovation Fund Appropriations, pursuant to 2019 Iowa Acts, Chapter 154, section 17. Report received on December 17, 2019.

Annual Articulation Report, pursuant to Iowa Code section 262.9. Report received on November 21, 2019.

Beginner Farmer Center Report, pursuant to Iowa Code section 266.39E. Report received on December 17, 2019.

Capital Projects Report, pursuant to 2019 Iowa Acts, Chapter 89, section 40. Report received on December 17, 2019.

Cooperative Purchasing Plan report, pursuant to Iowa Code section 262.9B. Report received on October 28, 2019.

Educational Credits Awarded to Veterans Report, pursuant to Iowa Code section 262.9. Report received on November 21, 2019.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 21, 2019.

Local Food and Farm Program Report, pursuant to Iowa Code section 267A.7. Report received on September 3, 2019.

Patents and Licenses Report, pursuant to Iowa Code section 262B.3. Report received on December 17, 2019.

Postsecondary Enrollment Program Annual Report, pursuant to Iowa Code section 262.9(35). Report received on September 17, 2019.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5. Report received on September 10, 2019.

Public Fund Israel Divestment Report, pursuant to Iowa Code section 12J.5(2). Report received on September 10, 2019.

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on September 10, 2019.

Research and Development School Advisory Council Report, pursuant to Iowa Code section 256G.4. Report received on October 21, 2019.

Reversion Report–Training and Technology Expenditures, pursuant to Iowa Code section 8.62. Report received on May 30, 2019.

Technology Commercialization, Entrepreneurship, Regional Development, and Market Research Report, pursuant to 2017 Iowa Acts, SF 513, Chapter 17. Report received on December 17, 2019.

Transfer of Funds—Regional Study Centers, pursuant to Iowa Code section 262.28. Report received on October 28, 2019.

UIHC Audited Financial Report, pursuant to Iowa Code section 263A.13. Report received on December 17, 2019.

Use of Medical Cannabidiol—UI Carver College of Medicine and UI College of Pharmacy Report FY 2018, pursuant to 2014 Iowa Acts, Chapter 1125, section 10. Report received on June 27, 2019.

DEPARTMENT OF REVENUE

Central Collections Unit Quarterly Debt Collection Report Ending June 30, 2019, pursuant to Iowa Code section 421.17(27)(h). Report received on August 21, 2019.

Central Collections Unit Quarterly Debt Collection Report Ending September 30, 2019, pursuant to Iowa Code section 421.17(27)(h). Report received on October 29, 2019.

Financial Assistance Report, pursuant to 2019 Iowa Acts, SF 608, section 5. Report received on October 29, 2019.

Iowa Capital Investment Board Annual Report, pursuant to Iowa Code section 15E.63. Report received on June 28, 2019.

Iowa Collection Enterprise (ICE) Report, pursuant to Iowa Code section 421.17. Report received on September 26, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 28, 2019.

Nonfilers of Returns, Nonpayers of Taxes, and Refund Fraud, pursuant to Iowa Code section 421.17. Report received on October 29, 2019.

Reversion Report—Training and Technology Expenditures, pursuant to Iowa Code section 8.62. Report received on June 28, 2019.

Solar Energy System Tax Credits, pursuant to Iowa Code section 422.11(L). Report received on December 30, 2019.

Tax Gap Compliance Project Report, pursuant to Iowa Code section 421.17. Report received on October 29, 2019.

Total Debt Collection Report FY 2019, pursuant to Iowa Code section 421.17(27)(j). Report received on September 27, 2019.

SECRETARY OF STATE

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 2, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on October 31, 2019.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 28, 2019.

STATE FAIR BOARD

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 9, 2020.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on January 9, 2020.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on January 9, 2020.

State Historical Building Task Force Interim Report, pursuant to 2019 Iowa Acts, Chapter 137, section 13. Report received on December 18, 2019.

STATEWIDE FIRE AND POLICE RETIREMENT SYSTEM BOARD OF TRUSTEES

Annual Report, pursuant to Iowa Code section 411.5. Report received on December 13, 2019.

Public Fund Iran-Related Divestment Report, pursuant to Iowa Code section 12H.5(2). Report received on December 12, 2019.

Public Fund Israel-Related Divestment Report, pursuant to Iowa Code section 12J.5(2). Report received on December 12, 2019.

Public Fund Sudan-Related Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on December 12, 2019.

DEPARTMENT OF TRANSPORTATION

Annual Report (Five Year Program Report), pursuant to Iowa Code section 7A.9. Report received on June 12, 2019.

Commercial Driver's License Driving Skills Test Study Report, pursuant to 2019 Iowa Acts, Chapter 41, section 5. Report received on December 30, 2019.

Highway Improvement Program and Sufficiency Rating Report, pursuant to Iowa Code section 307A.2. Report received on June 12, 2019.

Integrated Roadside Vegetation Management Committee Report (Five Year Program Report), pursuant to Iowa Code section 314.22. Report received on June 12, 2019.

Living Roadway Trust Fund Report (Five Year Program Report), pursuant to 2017 Iowa Acts, SF 405, section 89. Report received on June 12, 2019.

Nature and Scope of Enforcement Activities by Peace Officers Report, pursuant to 2019 Iowa Acts, Chapter 7, section 1. Report received on November 27, 2019.

Rail/Highway Grade Crossing Warning Devices, Signals and Signs Report (Five Year Program Report), pursuant to Iowa Code section 307.26(5)(c). Report received on June 12, 2019.

Road Use Tax Fund Efficiency Measures, pursuant to 2014 Iowa Acts, Chapter 1123, section 21. Report received on December 31, 2019.

Use of Reversions Report, pursuant to Iowa Code section 307.46. Report received on October 10, 2019.

TREASURER OF STATE

ABLE Savings Trust Financial Report, pursuant to Iowa Code section 12I.7. Report received on October 31, 2019.

Iowa Educational Savings Plan Trust Report, pursuant to Iowa Code section 12D.8(1)(a). Report received on October 31, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on December 31, 2019.

Public Fund Iran-Related Divestment Report, pursuant to Iowa Code section 12H.5(2). Report received on September 27, 2019.

Public Fund Israel-Related Divestment Report, pursuant to Iowa Code section 12J.5(2). Report received on September 27, 2019.

Public Fund Sudan-Related Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on September 27, 2019.

Tobacco Settlement Authority Annual Report, pursuant to Iowa Code section 12E.15. Report received on December 18, 2019.

UTILITIES BOARD

Small Wind Innovation Zone Report, pursuant to Iowa Code section 476.48. Report received on December 30, 2019.

VETERANS AFFAIRS

County Allocation Fund Report, pursuant to Iowa Code section 35A.5. Report received on September 9, 2019.

Injured Veterans Grant Program Report, pursuant to 2019 Iowa Acts, Chapter 9, section 3. Report received on December 16, 2019.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 6, 2020.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on November 19, 2019.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on November 20, 2019.

New Career Vocational Training and Education Program Report, pursuant to Iowa Code section 85.70. Report received on November 20, 2019.

Nursing Workforce Data Clearinghouse Report, pursuant to Iowa Code section 84A.11. Report received on November 19, 2019.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Atlantic Bottling Company, Ames Branch—For achieving 2000 consecutive days without lost time due to a job injury, an outstanding record of workplace safety. Senator Quirmbach.

Carmen Black and Terry Hodges—For celebrating their 12th wedding anniversary. Senator Chapman.

Tim and Erin Brennehan—For creating Pig Pen Park and making a difference in our children's lives. Senator Kinney.

Sam Gordon of Muscatine High School—For earning Second Team All-Conference as a sophomore this year in Cross Country. Senator Lofgren.

Nathan D. Hamp, Pocahontas—Upon his retirement after 23 years of service with the Iowa Department of Human Services. Senator Kraayenbrink.

Ron Hankins, Polk City—For receiving the Abbott Six Star Finisher Award. Senator Whitver.

Ruth A. Hanson, Fort Dodge—For celebrating her 100th birthday. Senator Kraayenbrink.

Leona Heinze, Manson—For celebrating her 101st birthday. Senator Kraayenbrink.

Claudia Henning—Upon her receipt of a Key to the City of West Des Moines, Iowa, and for her more than 20 years of service to the West Des Moines Youth Justice Initiative. Senator Schneider.

Daniel J. Houston, Chairman, President, and Chief Executive Officer of Principal Financial Group—Upon his induction into the Iowa Business Hall of Fame and for his leadership of Iowa's business community. Senator Schneider.

Shelly Hughes, Waukee—For her leadership and service to the citizens of Waukee. Senator Schneider.

Benjamin Taro Knapp-Scott, Ankeny—For achieving the rank of Eagle Scout, Troop #40. Senator Whitver.

Jake Kruse, Tipton—For achieving the rank of Eagle Scout, Troop #76. Senator Wahls.

Andrew LeClere, Muscatine Schools—Upon receiving the 2019 Excellence in Education Scholarship. Senator Lofgren.

Belen Marquez, Muscatine Schools—Upon receiving the 2019 Excellence in Education Scholarship. Senator Lofgren.

Kris Meeker, Muscatine Schools—Upon receiving the 2019 Excellence in Education Scholarship. Senator Lofgren.

Vickie Meerdink, Muscatine Schools—Upon receiving the 2019 Excellence in Education Scholarship. Senator Lofgren.

Council Member John Mickelson, West Des Moines—For his leadership and service to the citizens of West Des Moines. Senator Schneider.

Karen Misjak—For her 15 years of leadership as Executive Director of the Iowa College Student Aid Commission and for her service to the students of Iowa and their families in furthering their educational opportunities. Senator Quirmbach.

Rosemary Moody—Upon her retirement after more than 32 years serving the citizens of Polk County with a professional work ethic and positive attitude that have earned her the respect and admiration of all who interact with her. Senator Boulton.

Edna Ozinga—For celebrating her 100th birthday. Senator Rozenboom.

Liz Panther, Muscatine Schools—Upon receiving the 2019 Excellence in Education Scholarship. Senator Lofgren.

Mayor Bill Peard, Waukee—For leading Waukee through unprecedented growth, and for his dedicated service to the citizens of Waukee. Senator Schneider.

Pelds Engineering Company—For celebrating its 50th Anniversary. With congratulations to company Founder, A. Leo Pelds, and President, Wally Pelds for five decades they have served the Des Moines community and State of Iowa in engineering architectural design, innovation in construction, and tradecraft in land surveying. Senator Nunn.

Theresa Putnam-Genz, school counselor at Louisa-Muscatine Community School District, Columbus Community School District, and Muscatine Community College in Muscatine and Columbus Junction—Upon being named the 2019 Iowa Multi-Level Counselor of the Year, awarded by the Iowa School Counselor Association. Senator Lofgren.

Caitlin Reeves—For winning Reserve Grand Champion for her pony at the Iowa State Fair 2019. Senator Lofgren.

Sandra Riley, Muscatine Schools—Upon receiving the 2019 Excellence in Education Scholarship. Senator Lofgren.

Dan Rupprecht, Founder and Chairman of R&R Realty Group—Upon his induction into the Iowa Business Hall of Fame and for his leadership of Iowa's business community. Senator Schneider.

Council Member Jim Sandager, West Des Moines—For his leadership and service to the citizens of West Des Moines. Senator Schneider.

Daniel Seville—For achieving the rank of Eagle Scout. Senator Lykam.

Leonel “Lee” and Mary Tollefson—For celebrating their 50th wedding anniversary. Senator Edler.

Jodi Tomlonovic—Upon her retirement. Senator Petersen.

Bob Welsh, Iowa City—For his leadership in the Heritage Area Agency on Aging, the Older Iowas Legislature, the Johnson County Affordable Housing Coalition, and other organizations. Senators Bolckcom, Kinney, and Wahls.

Kate Wood, Fort Dodge—For celebrating her 100th birthday. Senator Kraayenbrink.

Zion Lutheran Church—For celebrating their 100th anniversary. Senator Petersen.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, January 13, 2020, 2:00 p.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolckcom, Ranking Member; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, and Wahls.

Members Absent: T. Taylor (excused).

Committee Business: Organizational meeting.

Adjourned: 2:20 p.m.

GOVERNMENT OVERSIGHT

Convened: Friday, October 4, 2019, 10:00 a.m.

Members Present: Sinclair, Chair; Lofgren, Vice Chair; Bisignano, Ranking Member; Celsi, and Whiting.

Members Absent: None.

Committee Business: Fact finding regarding alleged break-ins of Dallas and Polk County Courthouses and security testing of court facilities.

Adjourned: 1:20 p.m.

INTRODUCTION OF BILLS

Senate File 2001, by Brown, a bill for an act relating to the operation of home bakeries licensed by the department of inspections and appeals.

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

Senate File 2002, by Lofgren, a bill for an act relating to regional representation and residency requirements for members of the state transportation commission, and including effective date and applicability provisions.

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

Senate File 2003, by Boulton, a bill for an act relating to replacement of prosthetic devices under the workers' compensation program.

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

Senate File 2004, by Dawson, a bill for an act relating to the Iowa learning online initiative and making appropriations.

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

Senate File 2005, by Dawson, a bill for an act relating to the privacy of a victim of a sex offense in a criminal or civil proceeding.

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

Senate File 2006, by Dawson, a bill for an act allowing certain emergency medical care providers to obtain a professional permit to carry weapons.

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

Senate File 2007, by R. Smith, a bill for an act relating to class “A” felonies and life sentences.

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

Senate File 2008, by Lofgren, a bill for an act exempting from the sales tax certain building materials, supplies, goods, wares, merchandise, or specified digital products sold, or services furnished, to a nonprofit whose primary activity is the construction of low-cost homes by incarcerated individuals, and providing for an effective date.

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

Senate File 2009, by R. Smith, a bill for an act regarding driving privileges of persons issued a special minor’s driver’s license who attend a public school, and making penalties applicable.

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

Senate File 2010, by Sinclair, a bill for an act relating to the reporting of certain assessment scores by approved practitioner preparation programs and including effective date provisions.

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

Senate File 2011, by Sinclair, a bill for an act relating to loan repayment for refinanced eligible loans under the rural physician loan repayment program.

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

Senate File 2012, by Whiting, a bill for an act requiring the use of safety belts or safety harnesses by passengers of motor vehicles, and making penalties applicable.

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

STUDY BILLS RECEIVED

SSB 3001 Transportation

Relating to persons operating a farm tractor or implement of husbandry who are exempt from driver's licensing requirements.

SSB 3002 Transportation

Creating a special minor's farm driver's license, and providing penalties.

SSB 3003 Commerce

Relating to the legal reserve requirements of life insurance companies.

SSB 3004 Commerce

Relating to filing requirements applicable to extensions of real estate conveyances or transactions under specified circumstances.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 20

APPROPRIATIONS: Costello, Chair; Dotzler and Koelker

Senate File 503

NATURAL RESOURCES AND ENVIRONMENT: Kapucian, Chair; Boulton and Zumbach

Senate File 601

APPROPRIATIONS: Rozenboom, Chair; Bolkcom and Shipley

House File 262
(Reassigned)

COMMERCE: Koelker, Chair; Lykam and R. Smith

SSB 3001

TRANSPORTATION: Zumbach, Chair; Kapucian and Kinney

SSB 3002

TRANSPORTATION: Brown, Chair; Kinney and Shipley

SSB 3003

COMMERCE: Brown, Chair; Johnson and Petersen

SSB 3004

COMMERCE: Johnson, Chair; Brown and Quirmbach

REPORT OF THE SECRETARY OF THE SENATE

October 11, 2019

The Honorable Paul Pate
Secretary of State
Hand-Delivered

Re: Certified Copy of Senate Journal

Dear Secretary Pate:

Pursuant to Iowa Code section 2.9(1)(b), my office is required to “preserve copies of the printed daily journals...as corrected, certify to their correctness, and file them with the secretary of state...”

With this letter I am providing your office a copy of the Senate Journal for the 88th Iowa General Assembly 2019 Regular Session January 14-April 27. The certification of the correctness of the same is limited to the avoidance of intentional error, oversight, or knowing mistake by either the Secretary of the Senate's office or the publishing company.

If you have any questions or concerns, please notify me.

Sincerely,

W. Charles Smithson
Secretary of the Senate

JOURNAL OF THE SENATE

SECOND CALENDAR DAY
SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 14, 2020

The Senate met in regular session at 9:02 a.m., President Schneider presiding.

Prayer was offered by Scott Rains of Lutheran Church of Hope in Ankeny, Iowa. He was the guest of Senator Whitver.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Megan Decker.

The Journal of Monday, January 14, 2020, was approved.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate stood at ease at 9:06 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:47 a.m., President Schneider presiding.

In accordance with House Concurrent Resolution 101, duly adopted, the Senate proceeded to the House chamber under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

The joint convention convened at 9:56 a.m., President Schneider presiding.

Senator Whitver moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Schneider declared a quorum present and the joint convention duly organized.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify Governor Kim Reynolds that the joint convention was ready to receive her.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Behn, Giddens, and Lofgren on the part of the Senate, and Representatives Klein, Hein, and Matson on the part of the House.

Secretary of State, Paul Pate; Secretary of Agriculture, Mike Naig; Auditor of State, Rob Sand; Treasurer of State, Mike Fitzgerald; and Attorney General, Tom Miller were escorted into the House chamber.

The Acting Chief Justice and the Justices of the Supreme Court and the Chief Judge and the Judges of the Court of Appeals were escorted into the House chamber.

Lieutenant Governor Adam Gregg and his family were escorted into the House chamber.

First Gentleman Kevin Reynolds and their family were escorted into the House chamber.

The committee waited upon Governor Kim Reynolds and escorted her to the Speaker's station.

President Schneider presented Governor Kim Reynolds, who delivered the following Condition of the State Address:

Mr. President, Mr. Speaker, Lieutenant Governor, legislative leaders, Senators and Representatives, justices and judges, elected officials, distinguished guests, family, friends, and my fellow Iowans.

Each time I enter this spectacular building, I am reminded of the generations of Iowans who have come before us. And each time I walk into this historic chamber, I am humbled by the responsibility of following in the footsteps of some amazing leaders and outstanding public servants.

We lost a number of those leaders last year.

Most notable for us today is Chief Justice Mark Cady, whose absence is felt right there in the front row. He loved his state. And he loved the law. To his family and colleagues in the Iowa Judicial Branch, our entire state shares your loss.

We also bid farewell to former Lt. Governor Joann Zimmerman, the first woman elected Lt. Governor of this great State. She brought the heart of a nurse and the passion of a mother to a distinguished career in public service.

And with shared sadness we mourn the loss of Congressman Berkley Bedell, and former Iowa Supreme Court justices Daryl Hecht, and Bruce Snell, as well as the longest-serving Chief Justice in state history, Art McGivern.

We honor those leaders—and so many more—who committed their lives to making tomorrow a little better than today.

So often public service comes with sacrifice. A sacrifice that our men and women in uniform make each day. Our military, police, and first responders risk their lives to protect ours, and so today—and every day—we should thank those who serve and honor those we've lost.

In 2019 we saw the resilience of Iowans tested once again as historic floods ravaged both sides of our state and parts in between. Entire communities were wiped out as the waters rose and didn't seem to recede. But that devastation was met with purpose and resolve to rebuild and recover.

To those whose lives have been impacted, your state stands with you as we work to return life to normal and get your homes, businesses, and communities back on track. To do that, the budget I'm submitting today includes an additional \$20 million for flood relief.

This is the third time I've stood before you to report on the Condition of the State. As always, it's a time to reflect on what we've done over the last year and to lay out a vision for the year to come.

But this year marks the beginning of a new decade, so it seems appropriate that we take stock in what we've accomplished the last 10 years. And more important, to talk about what we want for the next 10—and beyond.

When this body met in January 2010, our unemployment rate was 6.4 percent. Our state faced a near billion-dollar deficit. School funding was drastically cut and Iowans were worried about their future.

A decade later, the condition of our state is truly strong. Because of the vision and tenacity of Iowans, our unemployment rate has gone from a near-record high to a record low. Instead of cutting school budgets, we're cutting taxes. Our cash reserves are full, wages are going up, and Iowans once again believe we're headed in the right direction.

Because we have such a great story to tell, this year we launched the "This is Iowa" campaign. The goal is to show the country what we have to offer. To show that Iowa is the best place to live, work, and raise a family.

As part of this new initiative, we created a candid-camera style video where an actor, playing a real-estate agent, shows Iowa house listings to New Yorkers. When the couples hear how big the homes are, how short the commute is, and what they can buy the properties for, they're baffled. "That's not possible," is their general reaction.

When the actor tells them that these homes are in Iowa, not New York, they're shocked and amazed. That's not how they envisioned Iowa. That's not what they've been told.

We made that video to dispel some of the misconceptions and to showcase what we have. But I think the video serves another purpose: It reminds us what we have.

Because it can be easy to forget—forget what it means to grow up in a safe neighborhood with a good school and a nice backyard. To spend more time with our families than we do in traffic. And to watch the sun set in our big skies and the stars shine over our beautiful fields.

That's what Iowa has to offer—and so much more. Those New Yorkers saw what I see: That opportunity lives here.

But we cannot take it for granted. If we do, if we become complacent, then the condition of the state will not be strong when this body gathers 10 years from now.

That's why this year, 2020, we need to plan for 2030. For 2040. We need to seize the opportunities that exist so that years from now, the next generation of Iowans will inherit an Iowa whose greatness comes as no surprise to anyone, including New Yorkers.

That kind of planning takes work. It doesn't happen all at once, and no single policy will do. But that kind of planning also takes a bold vision. A vision that preserves our heritage while seizing our opportunities.

My request to this General Assembly is that you join me in taking the first bold step. Right now. This session.

In the coming weeks, I will introduce the Invest in Iowa Act, a bill that will: significantly cut income taxes, create a sustainable funding source for our mental health system, reduce the burden of property taxpayers, and fund the Natural Resources and Outdoor Recreation Trust,

These changes will make our vision a reality. It's an investment in our future. And it's an investment in those who are our future.

Ten years ago, Iowans voted to establish the Natural Resources and Outdoor Recreation Trust. Funding that trust is no small investment, but I believe it's one we need to make. We were given this beautiful land to work but also to keep. And preserving what we've been given must be a responsibility of all Iowans.

In 2010, the legislature established a formula for distributing the Trust Fund. I voted for that formula, as did every one of my colleagues. But the challenges we face today and will face tomorrow are different than what we understood them to be 10 years ago, so it's time to amend the formula.

Specifically, we need to increase the amount of money that will be allocated for water quality and conservation. Under my bill, almost 58% of the Trust Fund, an estimated \$100 million, will go toward water-quality efforts every year, representing an almost 31% increase in current funding.

We will also commit \$52 million for other conservation and outdoor recreation efforts, representing an increase of 14.6% of current funding.

These investments will not only aid our conservation efforts, they will improve our quality of life and help us retain and recruit a new generation of Iowans.

I have no interest in raising taxes, so any increase in revenue from a sales tax must be more than offset by additional tax cuts. That starts with continuing to reduce our uncompetitive income-tax rates. Two years ago, thanks to many of you in this room, we passed the largest income-tax cut in Iowa history. I said then, and I've said ever since: that wasn't a one-and-done.

I intend to make good on that promise, which is why I'm proposing to cut income taxes by an additional 10 percent for almost every Iowan, with lower-income Iowans receiving as much as a 25 percent cut next year.

Let me put that into perspective. Just one year ago, our top tax bracket was at almost 9 percent, one of the worst in the country. Now, with this new round of tax cuts, our top rate will be down to 5.5 percent by 2023—significant progress that will make Iowa competitive with our peers.

Mental health is becoming one of the biggest challenges of our time. Two years ago, we reformed our adult mental health system, and last year we created Iowa's first children's mental health system—important steps to putting Iowans on a path to wellness.

We must now provide predictable funding. To date, property taxpayers have supplied most of that support, through their county to the local mental-health regions. I'm proposing, through the Invest in Iowa Act, that we reduce property tax levies and provide the needed funding through the State general fund.

No parent, family member, or friend should be told that treatment isn't available for their loved one. By establishing a dedicated and stable fund for mental health, we will give hope to so many who are suffering in silence. It's a promise we've made, and it's a promise I intend to keep.

The Invest in Iowa Act will bring meaningful change to Iowans in the very first year. But most important, it looks to the future. To our children and theirs.

If we take this bold step, right now, then whoever is standing at this podium in 10, 20, or 30 years—Republican or Democrat—can proudly say what I can say today: The condition of our State is strong.

When I look to the next decade, I'm reminded of what Will Rogers once said, "the farmer has to be an optimist, or he wouldn't still be a farmer." From weather at home to markets overseas, to bureaucratic decisions made in Washington DC, so much of our farmers' success hinges on factors seemingly out of their control.

But that doesn't mean we simply sit back and hope someone else fights for our interests. It's up to us to shape the challenges of uncertainty into opportunities for growth. I will always be a relentless advocate for our farmers, producers, and our way of life.

Which is why today I'm calling for an additional \$2 million for the Renewable Fuels Infrastructure Program, as well as modernizing and expanding the E-15 Plus Promotion Tax Credit. This will support the sale of E-15 year round and drive domestic demand for our homegrown renewable fuels.

As we begin 2020, I'm focused on the overall wellness of all Iowans, in every part of the State, in all stages of life.

And when I say all stages of life, I mean to include the unborn. We must protect life by making clear, through an amendment, that our constitution does not grant a right to abortion. It's time, and unfortunately it's necessary.

We must also do more to promote and support maternal health. Fewer doctors and fewer hospitals are delivering babies and providing care for mothers, especially outside our urban areas.

That's why I'm taking steps to increase the number of doctors who are willing and able to provide OB services in all four corners of our state.

First, I am proposing a fellowship for new family-practice physicians who want to train and specialize in OB care. Each year, four new residents will complete the fellowship program and head back to their local communities, taking with them connections to OB specialists and an expertise to better treat mothers and their babies.

Second, we're launching a tele-mentoring system where OBs at our best institutions can consult with physicians across the State. With this program, a doctor in Corydon can talk with a specialist in Iowa City about treatment for a mother with a high-risk pregnancy.

Using technology to bring cutting edge health care into every community is no longer a dream. Telehealth is reality today but we've only just begun to scratch the surface. This year, my budget includes additional funding to expand the use of these services to underserved Iowans.

I've also directed the Department of Human Services to remove barriers that are restricting schools from partnering with telehealth providers, especially for behavioral health. What used to be a 70-mile drive in the middle of the school day can now be a walk down the hall. That means more children will receive the care they need, with less disruption to their education.

These advances are not possible without high-speed broadband. After unanimous support from this legislature, last year the Empower Rural Iowa Act provided \$5 million that is now helping to fund 17 broadband projects in rural Iowa.

Broadband is not a luxury; it's critical infrastructure. From the farmer checking crop conditions to the Main Street business participating in the 24/7 marketplace, connectivity should be the expectation no matter where you live.

Let's make that expectation a reality. Today, I'm requesting that we appropriate an additional \$15 million and adjust our state match so we can continue to leverage private and federal funding to build out broadband to every part of Iowa, making us the most connected state in the nation.

Broadband also supports our world-class education system. And if there's something Iowans have always understood, it's that there is no better path to opportunity than a quality education.

We have strong local control, rooted in communities and parents who care deeply about educating their children. We have the highest high-school graduation rate in the country and more highschoolers taking college courses than any other state.

We've made remarkable progress in recent years on putting a new focus on STEM—and opening doors in elementary, middle, and high schools for students to explore fields that will best equip them to be the innovators who build tomorrow's economy.

Computer science has quickly moved from a narrow elective to a basic skill that every student needs.

That's something the people at Osage Community Schools understand and have embraced with a passion.

In addition to requiring computer science for students to graduate, they have dramatically increased learning opportunities for K-12 students to explore coding and design apps or find their passion in the world of technology. And, through an innovative partnership with NewBoCo in Cedar Rapids, Osage is training teachers to better integrate computer science in subjects like math, English and art.

I want to recognize Osage and NewBoCo for their vision and congratulate the students for their success. You are a model for our state and the nation. Please stand.

What Osage is doing is amazing, and we need more of it.

Currently, almost two-thirds of school districts teach computer science in middle and high school. And about half teach it in elementary school. We need that to be 100 percent—which is why I'm calling on the Legislature to take computer science statewide and ensure every student, at every level, has access to this new basic skill.

One of the best ways for students to learn is through hands-on experience, which is why we're making Iowa a leader in work-based learning. In the last year alone, we've expanded high-school registered apprenticeships and launched the work-based learning clearinghouse, and this year will be adding \$1 million for work-based learning coordinators to be covered by operational-sharing agreements.

Momentum for this initiative is building across the state. Council Bluffs is a great example. The school district, Iowa Western Community College, and several local businesses have partnered to create TradeWorks Academy, where high-school students work with professionals to experience what it's like to have a career as a plumber, electrician, or mechanic.

It's a win-win for the students and the community. The students learn skills that lead to life-long careers. And local businesses get the workforce they so desperately need.

Emma Myers, a junior, is using TradeWorks to learn about welding. That's what her dad has been doing for 40 years, and she wants to follow in his footsteps. By the time she graduates high school, she will have a welding certificate that can immediately lead to a job right there in Council Bluffs.

I want to recognize Emma and a number of folks here today from TradeWorks. Thank you for your leadership.

In 2019, we made historic investments in K-12 education, with over \$90 million in new money, including an increase in per-pupil funding and transportation equity.

The budget I'm presenting to you today makes another historic investment, with over \$103 million in new funding so that Iowa schools can maintain the best teachers and classrooms in the world.

When it comes to workforce opportunities, Iowa is in a strong position. We have thousands of open jobs in rewarding careers. That's why we launched Future Ready Iowa.

Three years after starting the initiative, and just one year after this body overwhelmingly voted to approve funding, Iowans who are looking for a way up are finding that opportunity.

Over 6,000 Iowans are already receiving the Last Dollar Scholarship, almost 80 percent of which are adult learners. That's 6,000 Iowans who are on their way to a rewarding career.

Take Sarah Keehn, a 35-year-old mother of six from Hampton who was laid off. Because of the Last Dollar Scholarship, she is now at NIACC pursuing a medical-assistant degree, and soon she will help fill the shortage of workers in the healthcare industry.

Zach Behrensmeyer from New Liberty is another great example. He assumed college was something he couldn't afford, but the Last Dollar Scholarship has enabled and encouraged him to pursue a degree in computer-software development at Kirkwood. When Zach graduates this spring he'll leave school with a highly marketable degree in a field where the average starting salary is \$55,000.

Sarah and Zach, please stand to be recognized.

Through the Employer Innovation Fund, Future Ready Iowa is also working to spur innovation among employers and communities in addressing their workforce needs.

In Muscatine, the local community foundation partnered with Eastern Iowa Community College to create an intensive six-week program for low-income parents who have children in school. They're working to become welders or certified-nursing assistants and, if they stay on track through the program, a job will be waiting for them at the end.

On the other side of the state, Peterbilt of Sioux City and Midwest Diesel Tech Academy developed a new training program to meet the increasing demand for diesel mechanics in the area.

In Oskaloosa, the school district recognized transportation as a major barrier for students to attend career academies at Indian Hills Community College, so they developed a transportation program to make it happen.

With all three of these and more, the State of Iowa, through the Employer Innovation Fund, was a partner.

In less than a year, we have helped thousands of Iowans upskill for the new economy. Future Ready Iowa is working, which is why I'm proposing that we expand the Last Dollar Scholarship and the Employer Innovation Fund by \$2.8 million each, bringing the total investment to over \$20 million.

Future Ready Iowa will infuse Iowa's workforce with thousands of skilled employees, providing much needed support to our growing businesses.

Childcare is the next workforce issue we need to tackle. It's another barrier for families looking for a way up.

For some, it's about affordability; for others, access is the issue; and for thousands of Iowans, it's both.

This year we need to act.

First, let's make childcare more affordable by expanding Early Childhood tax credits. Currently, they are available to families making \$45,000 or less; I'm recommending that be doubled to \$90,000.

Second, we must begin to address the child-care cliff so we are not punishing parents as they continue on a path to self-sufficiency. To do this, we should implement a tiered co-pay system that doesn't punish those who work hard enough to earn a raise.

Finally, we need to enlist Iowans to find common-sense solutions that increase access to childcare.

Consider Lee Container. It's a manufacturing facility in Centerville that employs 200 people. Since opening its doors in 2008, they have expanded but were struggling to find workers. Lack of childcare was part of the problem, so Lee Container partnered with a local provider to turn a vacant elementary school into a daycare center.

That's exactly the kind of innovation we need, which is why I'm opening the Employer Innovation Fund to employers and community organizations that have ideas to expand and create childcare options in their communities.

I want to recognize Robert, the CEO of Lee Container, and Michelle from Curious Kids who are with us to today. Thank you for inspiring this great idea.

I've made it a priority of this administration to focus on prisoner re-entry and rehabilitation, because our prisons shouldn't be one stop in a circle that leads back to prison. Those in our correctional facilities are serving time for a reason, but when they leave, we want them to succeed. Because here's the thing: If they re-offend, they land back in prison, at a cost to taxpayers of \$32,000 per year.

But it's more than that. When someone has lost their way, we're called to seek them out—to leave the 99 to find the one. I believe in that calling, which is why I formed the Governor's FOCUS Committee on Criminal Justice Reform.

This committee, which is chaired by the Lt. Gov., includes law enforcement, corrections officials, the NAACP, and a wide range of stakeholders. Last month, they provided several recommendations, and we are already in the process of implementing many of them.

Last year, I signed legislation that protects employers who are willing to give returning citizens a second chance. To build on that, we hosted roundtables at our correctional facilities in Mitchellville and Rockwell City where more than 80 employers stepped inside our prison walls—and maybe a little outside their comfort zone—to learn how they can meet their workforce needs and give an Iowan a second chance at a productive and rewarding life.

Finally, I am renewing my support to amend our Constitution so that it no longer bars felons from voting after they've served their sentence.

To see why that matters, talk to William Burt from Waterloo. He spent much of his life in and out of prison, but is now a business owner who is working to change Iowa law to allow mobile barber shops—which I think is a good idea.

I recently called William to tell him that I was restoring his voting rights. Hearing those words brought tears to his eyes. You can't imagine the gratitude and dignity that Iowans like William feel when they're told they can once again exercise what Ronald Reagan called "the crown jewel of American liberties."

William, please rise so that we can recognize your efforts to be an active and productive citizen of this great State.

I am grateful to the House for starting this process last year by approving the constitutional amendment with a strong bipartisan vote of 95 to two. I also appreciate the productive conversations we are having with Senators, and I look forward to continuing to work with you to pass the amendment and craft an implementing statute that lets us avoid the confusion and lawsuits that have plagued other states' restoration efforts.

Together, we can help put returning citizens on a path to redemption. We can help them become productive members of society, reduce recidivism, and make our communities a safer place.

Opportunity lives here because of the ingenuity of our people. If Iowa is going to thrive in the next decade, we must make sure that government isn't stifling that ingenuity.

I'm concerned we are.

One quarter of Iowa's workforce requires some kind of professional license. If that sounds like a lot, that's because it is. It's the second highest in the nation, which puts our state and its people at a competitive disadvantage.

A recent study shows that our licensing system cost Iowa 48,000 jobs and \$290 million.

Our licensing requirements are also the worst for low-income people, meaning that those who need opportunity the most have the hardest time getting a license.

We should never dismiss the importance of protecting the health and safety of the people, but it's been far too long since we've modernized our licensing structure. That's what I'm asking you to do today.

First, we need to adopt universal licensing recognition. Those who go through a rigorous application process in another state, and meet certain conditions in our state, should be able to have that license recognized here. Let's encourage these skilled workers to move to Iowa.

Second, we should waive license fees for low-income individuals. That doesn't mean we lower any standards. It just ensures that we don't deny someone a professional license simply because of their inability to pay.

Third, we currently have no uniform standard for considering criminal convictions in licensure. As a result, qualified and skilled Iowans are being denied the chance to obtain a license because of mistakes unrelated to the profession they now want to enter. This is another barrier to ex-offenders reentering the workforce and we need to change it.

Lastly, we need better oversight of the entire professional-licensing process. I'm calling for the creation of a commission that will, every four years, review every professional license requirement and the boards that oversee them.

Licensing reform is a topic that has bipartisan support, but that doesn't mean it will be easy. There will always be entrenched interests who benefit from overly burdensome regulations. But we can't let those interests stand in the way of opportunity. These reforms are long overdue, and this is the year we will begin to fix a broken system.

As we head into this legislative session, let's not focus solely on the next 12 months. This is a time to chart the path for the next ten years. To stand together to enact a comprehensive agenda that:

- invests in Iowa,
- returns money to taxpayers

preserves our land and water,
strengthens our schools,
looks after the health and well-being of all Iowans,
and gives every Iowan the opportunity to succeed.
So as we move into the next decade, let's put Iowans first. Let's be bold and visionary.
Let's seize this opportunity and make the next decade Iowa's best.
It's time to show the world that Opportunity Lives Here.
Thank you, God bless you, and God bless the great state of Iowa.

Governor Reynolds was escorted from the House chamber by the committee previously appointed.

Representative Windschitl moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:52 a.m. until 9:00 a.m., Wednesday, January 15, 2020.

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:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Contracts Awarded to Targeted Small Businesses Report, pursuant to 2019 Iowa Acts, Chapter 145, section 2. Report received on January 9, 2020.

AUDITOR OF STATE

Targeted Small Business Compliance Report, pursuant to Iowa Code section 11.26. Report received on January 13, 2020.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Consumer Advocate Bureau Annual Report, pursuant to Iowa Code section 505.8. Report received on January 14, 2020.

DEPARTMENT OF CORRECTIONS

Electronic Monitoring System Report, pursuant to 2019 Iowa Acts, Chapter 163, section 8. Report received on January 9, 2020.

DEPARTMENT OF EDUCATION

Job Placement of Individuals with Disabilities–Vocational Rehabilitation Division, pursuant to 2019 Iowa Acts, Chapter 135, section 5. Report received on January 10, 2020.

SAVE/SILO Report, pursuant to Iowa Code section 256.9. Report received on January 10, 2020.

DEPARTMENT OF HUMAN SERVICES

Independent Living Services Report, pursuant to Iowa Code section 234.35. Report received on January 9, 2020.

IOWA STUDENT LOAN

2019 Annual Report, pursuant to Iowa Code section 7C.13(2). Report received on January 14, 2019.

JUDICIAL BRANCH

Court Technology and Modernization Fund Report, pursuant to 2018 Iowa Acts, Chapter 1171, section 1. Report received on January 10, 2020.

Enhanced Court Collections Fund Report, pursuant to 2019 Iowa Acts, SF 616, section 1. Report received on January 10, 2020.

DEPARTMENT OF MANAGEMENT

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 9, 2020.

Grants Enterprise Management Compliance Report, pursuant to Iowa Code section 8.9. Report received on January 10, 2020.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 10, 2020.

DEPARTMENT OF NATURAL RESOURCES

Quarterly Expenditure Report, pursuant to 2019 Iowa Acts, SF 609, section 14. Report received on January 13, 2020.

Resources Enhancement and Protection Recommendations, pursuant to Iowa Code section 455A.17. Report received on January 10, 2020.

BOARD OF REGENTS

Center for Health Effects of Environmental Contamination Annual Report, pursuant to Iowa Code section 263.17. Report received on January 13, 2020.

College Bound and IMAGES Annual Report, pursuant to Iowa Code section 262.93. Report received on January 13, 2020.

Grow Iowa Values Fund—Board of Regents Report, pursuant to 2013 Iowa Acts, Chapter 141, section 54. Report received on January 13, 2020.

DEPARTMENT OF REVENUE

Iowa Streamlined Sales Tax Advisory Council Annual Report, pursuant to Iowa Code section 423.9A. Report received on January 9, 2020.

Joint Investment Trust Report—Department of Revenue, pursuant to Iowa Code section 12B.10A. Report received on January 9, 2020.

Taxation and Exemption of Computers Task Force Report, pursuant to 2019 Iowa Acts, Chapter 152, section 31. Report received on January 13, 2020.

DEPARTMENT OF TRANSPORTATION

Highway Construction Program Expenditures and Contractual Obligations, pursuant to Iowa Code section 307.12. Report received on January 14, 2020.

Natural Resources and Outdoor Recreation Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on January 14, 2020.

DEPARTMENT OF VETERANS AFFAIRS

Veterans' Trust Fund Report, pursuant to Iowa Code section 35A.13. Report received on January 13, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Teagan Chinander, Wilton—For her initiative and follow through on the successful fundraiser for the United Way. Senator Wahls.

Paola Alejandra Fuentes-Moya, Iowa City—On becoming a U.S. Citizen. Senator Wahls.

Timothy Leathers, Wilton—For his 15 years of service as Wilton's Chief of Police. Senator Wahls.

Ryan Lukkarinen, Muscatine—For reaching the rank of Eagle Scout, Troop #127. Senator Lofgren.

Andres Martinez-Araneda, Iowa City—On becoming a U.S. Citizen. Senator Wahls.

Isaac Schlarmann, Dyersville—For reaching the rank of Eagle Scout, Troop #60. Senator Koelker.

Robert E. Taylor, Canton, Missouri—For celebrating his 91st birthday. Senator Taylor.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Tuesday, January 14, 2020, 1:35 p.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: Introductory meeting.

Adjourned: 1:50 p.m.

TRANSPORTATION

Convened: Tuesday, January 14, 2020, 1:30 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: None.

Committee Business: Introductions.

Adjourned: 1:50 p.m.

INTRODUCTION OF BILLS

Senate File 2013, by Lofgren and Dawson, a bill for an act relating to the creation of land banks.

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

Senate File 2014, by Whiting, a bill for an act relating to county and city regulation of vegetable gardens.

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

Senate File 2015, by Whiting, a bill for an act relating to establishing standards for the prevention of a sudden cardiac arrest in student athletes.

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

Senate File 2016, by Whiting, a bill for an act relating to motor vehicles approaching a stationary authorized emergency vehicle displaying flashing lights, and making penalties applicable.

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

Senate File 2017, by Ragan, a bill for an act relating to the creation and maintenance of a database of Medicaid community choice options and consumer-directed attendant care providers.

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

Senate File 2018, by Whiting, a bill for an act relating to the payment of attorney fees relative to a termination of parental rights action.

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

Senate File 2019, by Greene, a bill for an act relating to the practice of pharmacy, including the prescription and administration of vaccines.

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

STUDY BILLS RECEIVED

SSB 3005 Judiciary

Relating to the criminal offenses of theft in the third degree and robbery in the first degree and making penalties applicable.

SSB 3006 Judiciary

Relating to the administration of adult guardianships and conservatorships.

SSB 3007 Commerce

Relating to the regulation of certain tobacco and hemp-related products, and providing penalties.

SSB 3008 Commerce

Relating to the disposal and acquisition of city water utilities, including at-risk systems.

SSB 3009 Commerce

Relating to cities that own or operate a municipal utility providing telecommunications services and municipal utilities providing such services.

SSB 3010 Commerce

Establishing a cyber crime investigation division in the department of public safety to investigate crimes with a nexus to the internet or computer technology including crimes involving child exploitation and cyber intrusion.

SSB 3011 Commerce

Relating to specified fees and notice provisions in connection with designated consumer lending provisions.

SSB 3012 Commerce

Extending the repeal date of the Iowa cell siting Act and including effective date provisions.

SSB 3013 Commerce

Creating the criminal offense of defrauding a drug or alcohol test in a private-sector workplace for employment purposes and providing penalties.

SSB 3014 Commerce

Relating to the American law institute's restatement of the law, liability insurance.

SSB 3015 Transportation

Relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

SUBCOMMITTEE ASSIGNMENTS**Senate Concurrent Resolution 8**
(Reassigned)

EDUCATION: Kraayenbrink, Chair; Cournoyer and Quirmbach

Senate File 199
(Reassigned)

EDUCATION: Behn, Chair; Quirmbach and Zaun

Senate File 376
(Reassigned)

EDUCATION: Sinclair, Chair; Behn and J. Smith

Senate File 389
(Reassigned)

TRANSPORTATION: Whiting, Chair; Koelker and T. Taylor

Senate File 411
(Reassigned)

LOCAL GOVERNMENT: Edler, Chair; Garrett and J. Smith

Senate File 428

TRANSPORTATION: Breitbach, Chair; Giddens and Zumbach

Senate File 439
(Reassigned)

EDUCATION: Lofgren, Chair; J. Smith and Sweeney

Senate File 480
(Reassigned)

EDUCATION: Sinclair, Chair; Behn and Wahls

Senate File 504

COMMERCE: Chapman, Chair; Mathis and R. Smith

Senate File 527
(Reassigned)

COMMERCE: Dawson, Chair; Bolkcom and Chapman

Senate File 535
(Reassigned)

COMMERCE: Chapman, Chair; Mathis and R. Smith

Senate File 539
(Reassigned)

EDUCATION: Kraayenbrink, Chair; Quirmbach and Rozenboom

Senate File 557
(Reassigned)

COMMERCE: Nunn, Chair; Johnson and Quirmbach

Senate File 562
(Reassigned)

COMMERCE: Johnson, Chair; Dawson and Petersen

Senate File 591

AGRICULTURE: Brown, Chair; Kinney and Zumbach

Senate File 639
(Reassigned)

GOVERNMENT OVERSIGHT: Whiting, Chair; Bisignano and Sinclair

Senate File 2002

TRANSPORTATION: Cournoyer, Chair; Giddens and Shipley

Senate File 2004

EDUCATION: Kraayenbrink, Chair; Cournoyer and Wahls

Senate File 2009

TRANSPORTATION: Cournoyer, Chair; Brown and J. Smith

Senate File 2010

EDUCATION: Sinclair, Chair; Celsi and Kraayenbrink

Senate File 2011

EDUCATION: Rozenboom, Chair; Johnson and Quirmbach

Senate File 2012

TRANSPORTATION: Whiting, Chair; Lykam and Shipley

SSB 3005

JUDICIARY: Dawson, Chair; Kinney and Whiting

SSB 3006

JUDICIARY: Dawson, Chair; Bisignano and Shipley

SSB 3007

COMMERCE: Dawson, Chair; Bolkcom and Koelker

SSB 3008

COMMERCE: Sinclair, Chair; Quirmbach and R. Smith

SSB 3009

COMMERCE: Koelker, Chair; Bisignano and R. Smith

SSB 3010

COMMERCE: Sinclair, Chair; Mathis and Nunn

SSB 3011

COMMERCE: Johnson, Chair; Bisignano and Breitbach

SSB 3012

COMMERCE: Brown, Chair; Lykam and Nunn

SSB 3013

COMMERCE: Nunn, Chair; Bolkcom and Breitbach

SSB 3014

COMMERCE: Breitbach, Chair; Dawson and Petersen

SSB 3015

TRANSPORTATION: Breitbach, Chair; Lykam and Shipley

JOURNAL OF THE SENATE

THIRD CALENDAR DAY
THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 15, 2020

The Senate met in regular session at 9:04 a.m., President Schneider presiding.

Prayer was offered by Father Ross Caniglia from Church of the Sacred Heart in Boone, Iowa. He was the guest of Senator Behn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kathleen Engel.

The Journal of Tuesday, January 14, 2020, was approved.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate stood at ease at 9:07 am. until the fall of the gavel for a Democratic party caucus.

The Senate resumed session at 9:42 a.m., President Schneider presiding.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:59 am. until the dissolution of the Joint Convention.

In accordance with House Concurrent Resolution 102, duly adopted, the Senate proceeded to the House chamber under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 102, duly adopted, the joint convention was called to order at 10:03 a.m., President Schneider presiding.

Senator Whitver moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Schneider declared a quorum present and the joint convention duly organized.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Lieutenant Governor Adam Gregg to the Condition of the Iowa Judiciary Message.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Edler, Greene, and Wahls on the part of the Senate, and Representatives Hagenow, Brink, and Derry on the part of the House.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify Acting Chief Justice David Wiggins, Acting Chief Justice of the Iowa Supreme Court, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Carlin, Hogg, and Whiting on the part of the Senate, and Representatives Hite, Lohse, and Wilburn on the part of the House.

Secretary of State, Paul D. Pate; Secretary of Agriculture, Mike Naig; Auditor of State, Rob Sand; State Treasurer, Mike Fitzgerald; and Attorney General, Tom Miller were escorted into the House chamber.

The Justices of the Supreme Court, the Chief Judge and the Judges of the Court of Appeals, and the Chief Judges of the District Courts were escorted into the House chamber.

The family of Acting Chief Justice David Wiggins was escorted to their seats.

Lieutenant Governor Adam Gregg was escorted into the House chamber.

The committee waited upon Acting Chief Justice David Wiggins and escorted him to the Speaker's station.

President Schneider then presented Acting Chief David Wiggins who delivered the following Condition of the Judiciary Message:

Mister president, Mister speaker, distinguished members of the Iowa General Assembly, Governor Reynolds, Lieutenant Governor Gregg, state officials, colleagues, family, friends, and everyone who joins us this morning to hear the condition of Iowa's judicial system.

Thank you for inviting me here today. It has been a year of passage and transition. Since the last condition of the judiciary, three of our retired justices have passed. The court will miss former Chief Justice Arthur McGiverin, Justice Daryl Hecht, and Justice Bruce Snell, Jr. These fine justices were models of dignity and service. We have also welcomed our newest justice, Justice Christopher McDonald, as Justice Hecht's successor.

We also lost Chief Justice Mark Cady, who passed away suddenly last November. His death sent shockwaves not only through the judicial branch but also throughout the state and the nation. Chief Justice Cady was an outstanding legal scholar, a thoughtful colleague, a good friend, and a strong leader. Under Chief Justice Cady's leadership, and with your support, the Iowa judicial system has become one of the best in the nation. His leadership brought our justice system to where we are today and provides us with a clear vision of where we need to go in the future in order to achieve his goal to be the best justice system in the nation.

Prior to his death, Chief Justice Cady began working on this speech. I would like to convey his thoughts on our justice system to you this morning.

In the Preamble to the United States Constitution, the framers set forth their aspiration that the new country "form a more perfect Union." The process to become a more perfect Union is not easy. But when respect and understanding for our institutions of government can be maintained, our 2 strength is revealed and provides momentum for greater justice and prosperity in our future. So it is important that I begin a report on the condition of the judiciary with the condition of our respect and commitment to a process of government and the important roles we all have in it.

We have the greatest respect for you and the state's other public officials. This respect is not only derived from your devoted service but because you speak and act for the people of Iowa. Our government was set up for you to be their voice. Courts are different. We too were set up to speak, but in a more limited way. We resolve legal disputes brought to us by Iowans by applying the law, including the values and principles found in the people's Constitution. The independence of the courts from the political branches is not a divide but our very strength as a state and as a nation.

As the voice of the people's Constitution, the courts are integrated into the fabric of each community in Iowa. We are a community based court system. In addition to our physical presence in 100 county courthouses, there are the 1700 Iowans who work for the courts and are also active members of their communities. From Waverly to Van Meter, Marshalltown to Bettendorf, Muscatine to Spencer, there are judges and court employees who volunteer their time and skills for the benefit of their communities. These judges and court employees volunteer for the YWCA, participate in community theater, serve in the National Guard, and serve as EMTs and as firefighters. Some volunteer for

4-H, the Girl Scouts, the Boy Scouts, historic preservation commissions, community action agencies, and religious organizations. Regardless of how they choose to serve their communities during their personal time, professionally, these Iowans work in our court system every day to provide justice to their neighbors. I would like to take this moment for all of us to show our appreciation to the judges and court employees of the Iowa Judicial Branch for their tireless efforts to provide justice both inside and outside of the courthouses.

Shortly after the court selected Justice Cady as chief justice, the court began taking our court on the road. We traveled to communities around the state to hear oral arguments, meet with Iowans, and visit local schools. Those travels have been a very rewarding experience for all of us. The conversations we had with Iowans across the state revealed their belief in the importance of justice, not just in words, but also in the daily interactions in their county courthouses.

In courthouses across Iowa, we are adapting our courts to draw from the strengths of each community to establish a better process of justice. Every day, our juvenile court officers help the youthful offenders in their communities to accept responsibility for their actions, address problems, and create opportunities for their futures. Every day, clerks of court, court administrators, and court attendants help people in their communities navigate through the justice system. Every day, judges and magistrates in their communities make thousands of decisions in an effort to deliver justice that is fair to all. Every day, we all work to find better ways for our court system to provide better services for people in our communities.

Community support and involvement is vital when seeking justice because a crime harms both the victim of the crime and the community as a whole. This can be seen in Scott County, where a dramatic increase in car thefts by juveniles brought the community together to seek solutions. Now, instead of detention, juveniles and their families meet face-to-face with the victims, juvenile court officers, and other members of the community. It is an opportunity for the juveniles to learn how their actions harm their victims and all of Scott County.

In the Auto Theft Accountability Program, a juvenile court officer will review the case of a first-time juvenile offender facing charges of first- or second-degree theft or operating a motor vehicle without an owner's consent. If the juvenile fits the program's criteria, the case will be forwarded to the Scott County Attorney's Office for admission to the program. During the face-to-face meeting, the participants discuss the harm that has been done and create a plan for how the juvenile is to repair that harm. The youth offender will have three months to complete the plan. A recent plan included the juvenile paying for the damage and mowing the victim's lawn and doing other yard work for 12 weeks. In Scott County, the community and courts work together to provide justice to juveniles, victims, and the community as a whole.

In Waterloo, community leaders recognized that providing timely justice to individuals with probation violations was becoming more difficult. Congested probation dockets caused significant delays in scheduling, which resulted in long jail stays in an overcrowded jail. Judges, probation officers, the county attorney, and the public defender's office worked together to address the problem. They developed two innovative programs: Fast Track and Swift, Certain, and Fair. Both programs are for defendants with technical or simple misdemeanor probation violations.

In both programs, after a probation violation, the person is taken into immediate custody and has a hearing the next morning. At the hearing, the judge orders consistent, immediate sanctions. The outcomes we have seen so far are promising, with reductions in the jail population, a shorter wait time for a hearing, and a reduction of the number of people with repeat violations. Of the 186 people participating in the first year of Fast Track, only 13 appeared more than once. More than 300 individuals have participated

since 2017. Those individuals were able to return to their families and jobs. In Waterloo, the community came together to find better ways for our court system to provide consistent and timely justice.

In Storm Lake, the Buena Vista County Family Treatment Court has formed strong bonds with community partners to find ways to better serve children and families in the child welfare system. The treatment court has the support of community providers, city and county leaders, religious organizations, as well as many, many other community partners. Because of the strong community relationships developed, participants in the family treatment court were able to share in a food distribution program that handed out 30,000 pounds of frozen food to members of the Storm Lake community. In Storm Lake, the community came together to provide justice to families threatened by parental substance abuse.

And, throughout our state, an increasing number of Iowans are using the business court for faster, less costly resolution of business disputes. That is why, with the addition of a business court judge from Humboldt and one from Des Moines, we now have five judges handling complex civil business cases in all four corners of the state. Today, I am also excited to announce that we are partnering with Drake Law School's Agricultural Law Center to spread the word to farmers about how the business court has the expertise to resolve their disputes. Farmers and business owners need and deserve fast, effective, and predictable justice.

During Chief Justice Cady's 36 years on the bench, Iowa has experienced dramatic changes in how the justice system serves our diverse communities. We continue to transform our justice system from a generalized court system into one that includes highly specialized courts designed to target and address the special needs of Iowa's communities. I hope you can see what the courts mean to your communities and how they are changing to meet the community's needs while continuing to administer justice fairly and impartially to all Iowans. Justice is more than a court system; it is what we give to each other as neighbors and Iowans.

But there is more change to come. After Governor Reynolds appoints a new member to the court, we will select a new chief justice. About that time, I will be leaving the court, and the governor will appoint another new justice to the court. While there will be many changes, I am confident that the newly composed court will serve with distinction in the tradition of Justices McGiverin, Hecht, Snell, and, of course, Chief Justice Cady.

Chief Justice Cady once told me that chief justice was the hardest job he ever had. He worked daily to cast a greater light on the accountability and progress of Iowa's justice system. Now, we in the judicial branch must continue the work Chief Justice Cady started—to promote public understanding of our justice system. We must display our shared values in a strong democracy. We must reveal the values and strengths of the institution of justice. Justice endures when we promote public trust and confidence in our court system. Justice endures when Iowans in every community see the value in the services our court system provides. Justice endures when Iowans in every community see their fair and impartial courts as essential in our democracy.

Thank you.

Acting Chief Justice David Wiggins was escorted from the House chamber by the committee previously appointed.

Lieutenant Governor Adam Gregg was escorted from the House chamber by the committee previously appointed.

Representative Windschitl moved that the joint convention be dissolved, which motion prevailed by a voice vote.

The Senate returned to the Senate chamber.

The Senate resumed session at 10:48 a.m., President Schneider presiding.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 11:16 a.m. until 9:00 a.m., Thursday, January 16, 2020.

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:

DEPARTMENT OF EDUCATION

Additional Data Report, pursuant to Iowa Code section 260C.14. Report received on January 15, 2020.

Iowa Community Colleges 260G ACE Infrastructure Report, pursuant to Iowa Code section 260G. Report received on January 15, 2020.

Senior Year Plus Program Report, pursuant to Iowa Code section 261E.3. Report received on January 15, 2020.

LAW ENFORCEMENT ACADEMY

Iowa Law Enforcement Academy Council Domestic Abuse Training Report, pursuant to Iowa Code section 80B.11. Report received on January 15, 2020.

DEPARTMENT OF NATURAL RESOURCES

Natural Resources and Outdoor Recreation Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on January 14, 2020.

DEPARTMENT OF PUBLIC DEFENSE

Offenses Reported to Civilian Law Enforcement Authorities, pursuant to Iowa Code section 29B.116B. Report received on January 15, 2020.

IOWA PUBLIC TELEVISION

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 14, 2020.

BOARD OF REGENTS

Affirmative Action, Diversity, and Multicultural Accomplishment, pursuant to Iowa Code section 19B.5. Report received on January 15, 2020.

Minority and Women Educators Enhancement Program Report, pursuant to Iowa Code sections 262.93 and 262.82. Report received on January 15, 2020.

Physician Workforce Study Report, pursuant to 2019 Iowa Acts, Chapter 55, section 4. Report received on January 15, 2020.

Transfer of Funds—Regional Study Centers, pursuant to Iowa Code section 262.28. Report received on January 15, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Lt. Ronald See, Washington—Upon his retirement after 25 years of service from the Washington Police Department. Senator Kinney.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, January 15, 2020, 3:00 p.m.

Members Present: Zumbach, Chair; Sweeney, Vice Chair; Kinney, Ranking Member; Brown, Costello, Edler, Kapucian, Mathis, Ragan, Shipley, R. Taylor, and Wahls.

Members Absent: Rozenboom (excused).

Committee Business: Introductions.

Adjourned: 3:15 p.m.

EDUCATION

Convened: Wednesday, January 15, 2020, 1:30 p.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirmbach, Ranking Member; Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, J. Smith, Sweeney, and Wahls.

Members Absent: Rozenboom and Zaun (both excused).

Committee Business: Welcome to the 2020 Education Committee.

Adjourned: 1:35 p.m.

JUDICIARY

Convened: Wednesday, January 15, 2020, 2:05 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Dawson, Hogg, Petersen, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting.

Members Absent: Chapman, Nunn, Schultz (all excused).

Committee Business: Introductions.

Adjourned: 2:15 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, January 15, 2020, 2:30 p.m.

Members Present: Edler, Chair; Greene, Vice Chair; J. Smith, Ranking Member; Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart.

Members Absent: None.

Committee Business: Comments made by Ranking Member, Senator Smith; Vice Chair, Senator Greene; and Chair, Senator Edler.

Adjourned: 2:35 p.m.

VETERANS AFFAIRS

Convened: Tuesday, January 14, 2020, 2:05 p.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan.

Members Absent: None.

Committee Business: Introductions.

Adjourned: 2:15 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 101, by Whitver and Petersen, a resolution for honoring and congratulating Janet Hawkins.

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

INTRODUCTION OF BILLS

Senate File 2020, by Bolkcom, a bill for an act establishing central standard time as standard time in this state throughout the year.

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

Senate File 2021, by Bolkcom, a bill for an act providing for the licensure of clinical art therapists, making penalties applicable, providing for fees, and including effective date and implementation provisions.

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

Senate File 2022, by Bolkcom, a bill for an act relating to the frequency of card game tournaments conducted by organizations representing veterans.

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

Senate File 2023, by Bolkcom, a bill for an act relating to civil liability of sports officials, providing criminal penalties for assault of sports officials, and including effective date and applicability provisions.

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

Senate File 2024, by Mathis, a bill for an act relating to Medicaid postpartum coverage.

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

Senate File 2025, by Koelker, a bill for an act relating to the employment of county engineers.

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

STUDY BILLS RECEIVED

SSB 3016 State Government

Establishing the minimum age relative to various activities relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, making penalties applicable, and including effective date provisions.

SSB 3017 State Government

Concerning the display of flags on public school sites and public buildings.

SSB 3018 Education

Relating to matters involving the state board of education and the department of education to reflect current practices, technology, and titles, to delete redundancies, and to resolve inconsistencies.

SSB 3019 Education

Relating to qualifications for community college career and technical education instructors.

SSB 3020 Education

Requiring that public schools include the telephone number for the national suicide prevention line on student identification cards and including applicability provisions.

SSB 3021 Transportation

Disqualifying a person convicted of human trafficking involving the use of a commercial motor vehicle from operating a commercial motor vehicle for life.

SSB 3022 Transportation

Providing for exemptions relating to odometer requirements, and including effective date provisions.

SSB 3023 Labor and Business Relations

Prohibiting employers from entering into noncompete agreements with low-wage employees.

SSB 3024 Labor and Business Relations

Relating to certain appeals by nonprofit organizations concerning reimbursement of the department of workforce development for the cost of unemployment benefits.

SSB 3025 Labor and Business Relations

Relating to unemployment insurance contribution rates for certain landscaping employers.

SSB 3026 Labor and Business Relations

Relating to the maximum duration of unemployment benefits for certain individuals and including applicability provisions.

SSB 3027 Labor and Business Relations

Relating to injunctions issued to employers for certain violations of the state unemployment insurance law.

SSB 3028 Labor and Business Relations

Relating to certain notifications issued by the department of workforce development concerning claims for unemployment benefits.

SSB 3029 Judiciary

Relating to the resignations of registered agents serving certain business entities.

SSB 3030 Judiciary

Requiring search warrants for certain activities under the jurisdiction of the natural resource commission.

SSB 3031 Judiciary

Relating to the criminal offense of indecent exposure and making penalties applicable.

SSB 3032 Judiciary

Relating to the statute of limitations period for criminal and civil actions for sexual abuse in the first, second, or third degree.

SSB 3033 Judiciary

Relating to preexisting condition exclusions in certain coverage for health care services, and including effective and applicability date provisions.

SSB 3034 Judiciary

Prohibiting counties and cities from banning employers from requesting from an applicant information related to the applicant's criminal history.

SSB 3035 Judiciary

Relating to eluding or attempting to elude a pursuing law enforcement vehicle and providing penalties.

SSB 3036 Judiciary

Relating to the Iowa trust code, including the creation of directed trusts, the transfer of trust assets into other trusts, and requirements related to notices to beneficiaries.

SSB 3037 Judiciary

Providing for the application and construction of the uniform protected series Act.

SSB 3038 Judiciary

Relating to the opening, administration, and termination of adult and minor guardianships and conservatorships, and including effective date and applicability provisions.

SSB 3039 Judiciary

Relating to the state public defender pilot project and legal representation in child welfare cases.

SSB 3040 Judiciary

Relating to a death affecting the public interest and reporting requirements of county medical examiners.

SSB 3041 Judiciary

Relating to the confidentiality of information filed with the court to secure an arrest warrant.

SSB 3042 Judiciary

Relating to the penalty for public employees and public officials ordered to pay restitution to a public employer.

SSB 3043 Judiciary

Relating to the confidentiality of certain law enforcement reports, records, and information under Iowa's open records law.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 19

STATE GOVERNMENT: R. Smith, Chair; T. Taylor and Whiting

Senate Joint Resolution 21

STATE GOVERNMENT: Chapman, Chair; Celsi and R. Smith

Senate File 82

(Reassigned)

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Boulton and Carlin

Senate File 116

JUDICIARY: Schultz, Chair; Kinney and Sinclair

Senate File 142

(Reassigned)

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Boulton and Koelker

Senate File 155

(Reassigned)

STATE GOVERNMENT: Whiting, Chair; Giddens and Miller-Meeks

Senate File 185

VETERANS AFFAIRS: Costello, Chair; Giddens and Koelker

Senate File 195

(Reassigned)

LABOR AND BUSINESS RELATIONS: Guth, Chair; Boulton and Brown

Senate File 200
(Reassigned)

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Boulton and Whiting

Senate File 263

VETERANS AFFAIRS: Dawson, Chair; Dotzler and Edler

Senate File 324
(Reassigned)

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Boulton and Carlin

Senate File 335

STATE GOVERNMENT: Whiting, Chair; Giddens and Miller-Meeks

Senate File 336

STATE GOVERNMENT: Chapman, Chair; T. Taylor and Whiting

Senate File 342

JUDICIARY: Zaun, Chair; Nunn and R. Taylor

Senate File 345

JUDICIARY: Schultz, Chair; Garrett and Kinney

Senate File 369

JUDICIARY: Zaun, Chair; Bisignano and Dawson

Senate File 375

JUDICIARY: Nunn, Chair; R. Taylor and Whiting

Senate File 393

JUDICIARY: R. Taylor, Chair; Sweeney and Zaun

Senate File 459

JUDICIARY: Schultz, Chair; Bisignano and Chapman

Senate File 461

JUDICIARY: Sinclair, Chair; Shipley and R. Taylor

Senate File 476

LABOR AND BUSINESS RELATIONS: Koelker, Chair; Dotzler and Guth

Senate File 487

JUDICIARY: Sinclair, Chair; Petersen and Schultz

Senate File 501

JUDICIARY: Zaun, Chair; Sinclair and R. Taylor

Senate File 508
(Reassigned)

LOCAL GOVERNMENT: Guth, Chair; Garrett and Hogg

Senate File 517

JUDICIARY: Dawson, Chair; Kinney and Sinclair

Senate File 529

VETERANS AFFAIRS: Koelker, Chair; Edler and R. Taylor

Senate File 566

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Carlin and Dotzler

Senate File 568

JUDICIARY: Dawson, Chair; Kinney and Whiting

Senate File 573

STATE GOVERNMENT: Chapman, Chair; Bisignano and R. Smith

Senate File 574

STATE GOVERNMENT: R. Smith, Chair; Celsi and Miller-Meeks

Senate File 575

STATE GOVERNMENT: R. Smith, Chair; Chapman and Jochum

Senate File 579

JUDICIARY: Whiting, Chair; Bisignano and Dawson

Senate File 582

STATE GOVERNMENT: Schultz, Chair; T. Taylor and Whiting

Senate File 585

JUDICIARY: Sweeney, Chair; Kinney and Whiting

Senate File 586

JUDICIARY: Nunn, Chair; Hogg and Sweeney

Senate File 587

JUDICIARY: Nunn, Chair; Kinney and Sinclair

Senate File 588

JUDICIARY: Schultz, Chair; Bisignano, Chapman, Garrett, and Hogg

Senate File 2001

STATE GOVERNMENT: Schultz, Chair; Chapman and T. Taylor

Senate File 2005

JUDICIARY: Dawson, Chair; Kinney and Sinclair

Senate File 2006

JUDICIARY: Dawson, Chair; Kinney and Shipley

Senate File 2007

JUDICIARY: Whiting, Chair; Bisignano and Shipley

Senate File 2013

LOCAL GOVERNMENT: Lofgren, Chair; Boulton and Greene

Senate File 2015

EDUCATION: Johnson, Chair; Cournoyer and Wahls

Senate File 2018

JUDICIARY: Whiting, Chair; Hogg and Sinclair

Senate File 2023

JUDICIARY: Shipley, Chair; Schultz and R. Taylor

House File 267

JUDICIARY: Garrett, Chair; Bisignano and Whiting

House File 386

VETERANS AFFAIRS: Lofgren, Chair; Costello and Dotzler

SSB 1023

(Reassigned)

VETERANS AFFAIRS: Koelker, Chair; Dotzler and Lofgren

SSB 1065

(Reassigned)

VETERANS AFFAIRS: Carlin, Chair; Edler and Giddens

SSB 1127

(Reassigned)

VETERANS AFFAIRS: Koelker, Chair; Carlin and R. Taylor

SSB 3016

STATE GOVERNMENT: Cournoyer, Chair; Celsi and R. Smith

SSB 3017

STATE GOVERNMENT: Chapman, Chair; Bisignano and R. Smith

SSB 3018

EDUCATION: Edler, Chair; Johnson and Quirmbach

SSB 3019

EDUCATION: Kraayenbrink, Chair; Giddens and Lofgren

SSB 3020

EDUCATION: Edler, Chair; J. Smith and Sweeney

SSB 3021

TRANSPORTATION: Brown, Chair; Cournoyer and Kinney

SSB 3022

TRANSPORTATION: Breitbach, Chair; Koelker and Lykam

SSB 3023

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Carlin and T. Taylor

SSB 3024

LABOR AND BUSINESS RELATIONS: Brown, Chair; Carlin and Dotzler

SSB 3025

LABOR AND BUSINESS RELATIONS: Brown, Chair; Carlin and Dotzler

SSB 3026

LABOR AND BUSINESS RELATIONS: Brown, Chair; Carlin and Dotzler

SSB 3027

LABOR AND BUSINESS RELATIONS: Brown, Chair; Carlin and Dotzler

SSB 3028

LABOR AND BUSINESS RELATIONS: Brown, Chair; Carlin and Dotzler

SSB 3029

JUDICIARY: Whiting, Chair; Hogg and Sweeney

SSB 3030

JUDICIARY: Chapman, Chair; Kinney and Schultz

SSB 3031

JUDICIARY: Shipley, Chair; R. Taylor and Whiting

SSB 3032

JUDICIARY: Zaun, Chair; Dawson and Petersen

SSB 3033

JUDICIARY: Zaun, Chair; Dawson and Petersen

SSB 3034

JUDICIARY: Schultz, Chair; Bisignano and Garrett

SSB 3035

JUDICIARY: Chapman, Chair; R. Taylor and Whiting

SSB 3036

JUDICIARY: Garrett, Chair; Hogg and Sweeney

SSB 3037

JUDICIARY: Whiting, Chair; Hogg and Sinclair

SSB 3038

JUDICIARY: Dawson, Chair; Bisignano and Schultz

SSB 3039

JUDICIARY: Dawson, Chair; Hogg and Schultz

SSB 3040

JUDICIARY: Sinclair, Chair; Kinney and Sweeney

SSB 3041

JUDICIARY: Garrett, Chair; Kinney and Whiting

SSB 3042

JUDICIARY: Garrett, Chair; Bisignano and Schultz

SSB 3043

JUDICIARY: Schultz, Chair; Kinney and Shipley

JOURNAL OF THE SENATE

FOURTH CALENDAR DAY
FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 16, 2020

The Senate met in regular session at 9:04 a.m., President Schneider presiding.

Prayer was offered by Reverend Anna Blaedel, theologian-in-residence at Enfleshed and chaplain at the University of Iowa Wesley Center. She was the guest of Senator Petersen.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Makenna Gregurek.

The Journal of Wednesday, January 15, 2020, was approved.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:10 a.m. until the completion of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:16 a.m., President Schneider presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 101, a resolution for honoring and congratulating Janet Hawkins.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Whitver, Schneider, Petersen, Behn, Bolkcom, Chapman, Feenstra, Jochum, Ragan, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Resolution 101.

Senate Resolution 101

On motion of Senator Whitver, **Senate Resolution 101**, a resolution for honoring and congratulating Janet Hawkins, with report of committee recommending passage, was taken up for consideration.

Senator Whitver moved the adoption of Senate Resolution 101, which motion prevailed by a voice vote.

The Senate stood at ease at 9:28 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:52 a.m., President Schneider presiding.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 103, duly adopted, the joint convention was called to order at 10:00 a.m., President Schneider presiding.

Senator Whitver moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Kim Reynolds to the House chamber.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Kapucian, Mathis, and Sinclair on the part of the Senate, and Representatives Thompson, Judge, and Lundgren on the part of the House.

Senator Whitver moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify the Adjutant General of the Iowa National Guard, Major Benjamin Corell, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Dawson, Breitbach, and R. Taylor on the part of the Senate, and Representatives Worthan, Dolecheck, and Kurtz on the part of the House.

Secretary of State, Paul D. Pate; Secretary of Agriculture, Mike Naig; State Auditor, Rob Sand; State Treasurer, Michael Fitzgerald; and Attorney General, Tom Miller were escorted into the House chamber.

Lieutenant Governor Adam Gregg was escorted into the House chamber.

Major General Benjamin Corell's family was escorted into the House chamber.

The committee waited upon Governor Kim Reynolds and escorted her into the House chamber.

The committee waited upon Major General Benjamin Corell and escorted him to the Speaker's station.

President Schneider presented Major General Benjamin Corell, Adjutant General of the Iowa National Guard. Major General Corell delivered the following Condition of the Guard Address:

President Schneider, Speaker Grassley, Governor Reynolds, Lieutenant Governor Gregg

Distinguished members of the Iowa General Assembly, state officials, friends, family and my fellow Iowans

Good morning and thank you for allowing me this opportunity to provide you an update on the Iowa National Guard.

I am honored and humbled to be here today representing the nearly 9,000 members of the Iowa National Guard.

As the newly appointed Adjutant General this is my first opportunity to stand before you, introduce myself and share my vision for the Iowa National Guard,

A vision focused on remaining always ready to defend our country and come to the aid of Iowans in their time of need.

I realize as I stand at this podium for the first time, many of you don't know me, let me share a little bit about myself:

My journey began in the Northeast Iowa farming communities of Manchester where I was born, and Strawberry Point where I grew up.

There I learned the values of hard work, respect for others and the importance of honesty and integrity—pillars of what it is to be an Iowan.

I was taught to value everyone for their individual contributions to the collective good of our community.

I am the proud grandson of a Marine combat veteran who fought for our nation in the Pacific Campaign during WWII. I am a proud son whose father served in that same Marine Corps.

I am the proud father of three sons who are all veterans of our recent conflicts overseas; 1SG Wade, SFC Travis, and SFC Tyler Corell, all who serve as Non-Commissioned Officers in the Iowa National Guard.

Forty years ago, I married my high school sweetheart Beth, who has stood by me and kept me grounded as we have made our way together on this journey. Beth and our 3 sons are here with me this morning.

I enlisted in the Iowa National Guard 34 years ago.

I have spent most of my career as a traditional citizen-soldier balancing the demands of part-time military service with the full-time responsibilities of running the family fuel distribution business in Strawberry Point, working in that community as a volunteer EMT, and helping to raise our family.

I originally enlisted for extra money and benefits; I have stayed because I find purpose and meaning in service above one's self.

This is what has driven me throughout my more than three decades of military service and during my six overseas deployments.

These experiences gave me true understanding of both the responsibility and the privilege to lead our men and women who were conducting combat operations or providing support to fellow Iowans in times of need.

My previous deployments are where I experienced firsthand the true cost of armed conflict as we dealt with the reality of taking casualties and losing Soldiers in battle.

These experiences along with a desire to set the conditions for future success of this unique organization are what motivated me to accept the Governor's request for me to lead the Iowa National Guard.

I will use my experience and insights to move the Iowa National Guard forward, ensuring that it is always ready and can always meet the demands expected of us in an uncertain world.

I stand here today because of the quality senior leaders who came before me, officers and noncommissioned officers alike who mentored me throughout my career.

Leaders like Bud Lawson, Ron Dardis and my predecessor Tim Orr, inspiring leaders who helped shape me into the leader I am today.

Leader's whose vision delivered the Iowa National Guard to be one of the finest military organizations in our nation, and a trusted resource for the citizens of Iowa.

I am grateful for their leadership, their vision and their service to our state and nation.

The mantle of leadership has now been passed to me to shape and develop the next generation of leaders.

Those who will one day lead the Iowa National Guard into its third century of service to our state and nation and make sure the Iowa National Guard is Always Ready.

To do this, we have developed and are now implementing the Iowa National Guard Strategy (2028).

This strategic plan will guide us over the next eight years to ensure that we are prepared to mobilize, deploy and execute diverse missions as part of the U.S. military or in support of the Governor for the people of Iowa.

In pursuit of this strategy, my goal is to be the most trusted organization in the state of Iowa.

We will accomplish this through careful stewardship of the resources we are provided, we will keep fully focused on individual and unit readiness.

We must ensure that we can always provide on time and capable response options for all federal and state missions we are asked to perform.

Our National Guard is a uniquely American institution. We are a locally based force from small and large communities across our state, yet we are a resource that has global reach. We exist to meet security needs both here at home and abroad.

This requires an agile and responsive organization filled with motivated and trained people, Iowans who are willing to serve for something bigger than themselves, capable of quickly adapting to uncertain future demands and requirements.

The National Guard recruiting slogan from when I first joined stated "One weekend a month, two weeks a year," this has evolved significantly over my career.

I believe the demand signal for our Citizen Soldiers will continue to remain high as we look into the future and assess the global challenges that exist today.

As a result, the individual and organizational requirements for all services and all components has increased as we posture our military to ensure our nation is prepared to defend our way of life and our nations interests around the globe with an all-volunteer force.

As a Reserve Component of our nation's military, these additional requirements put increased demands on our stakeholders; our service members, their families and our employers.

We must work to build and maintain trust in all that we do. It requires us to be responsible stewards of resources, this includes our people, training time, state and federal funding, and continue to provide our Iowa National Guard units quality infrastructure across the state.

The citizens of Iowa expect and depend on us to be always ready. To do so we need teams that are fit, disciplined and result-oriented.

It is not enough to just be ready, we must also be able to respond with competent, proficient and prepared military personnel wherever their mission takes them.

This requires forward-thinking leaders, properly trained personnel and adequate programs to care for our service members and their families when our forces are engaged in operations.

We are at our best when we remember we are built on a foundation of integrity, individual moral conviction and organizational character.

This requires us to match our words to our actions, which must be consistent with our military values.

Nationally, our defense strategy is changing as the United States refocuses on its ability to conduct large-scale combat operations against near peer threats after decades focused on counterinsurgency and counterterrorism.

Yet, even as this rebalancing takes shape, we continue to deploy rotational force units in support of our strategic partners and maintain a presence in or near conflict prone areas.

To meet all these requirements, the Reserve Components are increasingly relied upon by our nation to meet mission requirements abroad as well as respond to natural and manmade disasters here at home.

The strategic threats to our country are complex and diverse.

China and Russia, great power competitors, present security challenges across the full spectrum of national power, demonstrating an increasing ability to act with debilitating effects through both kinetic and non-kinetic means.

Adversaries like Iran and North Korea continue to disrupt regional security and threaten our international partners and interests.

As we work to ensure we remain ready to meet these evolving threats, there are certain realities that influence our actions in the Iowa National Guard.

Strength readiness, keeping our positions filled with quality members is a critical task that must be at the forefront of everything we do.

There are challenges in meeting our readiness goals as we compete with a robust job market and face competition from other services, border-state National Guards and out of state educational incentives.

In order to succeed in this area we must ensure that young Iowans who want to serve choose to remain in Iowa and be a part of the Iowa National Guard.

Thanks to the funding that this legislative body has provided, we remain competitive with our state educational incentives for our members who want to stay in the state and pursue their educational goals at Iowa colleges and universities.

Equipment modernization must continue to accelerate across our military, including the National Guard, as peer threats and evolving technology expand across multiple fronts including the cyber and space domains.

In order to remain competitive in this evolving environment and best position the Iowa National Guard for future success;

I have identified Four Lines of Effort that will focus our efforts and drive the Iowa National Guard's strategic objectives for the next eight years.

First, we must Field a Competent and Ready Force.

Second, we must maintain the right Force Structure in Iowa.

Third, we must develop and maintain Sustainable Infrastructure across the state.

Lastly, we must Take Care of our Service Members, our Employees and our families.

I will elaborate on these Lines of Effort for you:

We must remain focused on fielding a competent and ready force. This ensures our ability to support missions abroad and meet security needs here in the homeland.

Success in this area requires us to anticipate future state and national requirements while developing plans that increase predictability for our members, our families and employers.

I define success as achieving or exceeding all directed unit readiness objectives across all our formations in the Iowa National Guard.

These defined and measured benchmarks are reported and evaluated quarterly giving us a clear and precise picture of the readiness of our organization.

It is critical that we seek out and leverage opportunities that enhance our service member's military trained skills.

We must develop new partnerships as we maintain the relationships we already have with other state agencies and businesses across the state.

We are proud of our established partnerships with sister departments within the State of Iowa and other community partners across the state.

These partnerships are focused on STEM initiatives, specifically in the area of cyber security and cyber defense.

With more than 100 different military specialties available in the Iowa National Guard, many of which fall into STEM related career fields, we contribute directly to the State's Future Ready Iowa initiative.

Our 168th Cyber Defense Squadron based out of the Des Moines Airbase is on the front lines of Cyber Defense.

This Iowa Guard unit is a prime example of a National Guard resource we use to collaborate with other state and federal partners enhancing the state's election security efforts and protocols.

These cyber initiatives also demonstrate how our state security mission is adapting and taking steps to defend against the evolving threats we face here at home.

Being prepared to respond to floods, tornadoes, severe winter storms and similar natural threats will remain the priority focus of our homeland response efforts.

But thanks to partnerships with other state entities and businesses, our ability to quickly respond to emerging domestic threats will continue to improve.

We must ensure we are prepared to provide Iowa National Guard units identified for federal mobilizations.

Over the past several years, the number of federal mobilizations have been relatively light for Iowa National Guard units.

This will change over the course of the next 12 months as a number of Iowa Army National Guard units will mobilize and deploy.

Currently, we have about 100 Iowa National Guard Soldiers and Airmen deployed.

By this time next year we expect to see over 2,000 Iowa National Guard members deployed overseas.

They will be in support of operations in:

EUCOM,

CENTCOM,

And AFRICOM.

This will be the largest number of our personnel deployed since 2011, involving nearly 30 percent of our Iowa Army National Guard force structure.

Based on projections, these mobilizations will begin this May, continue through this summer and be completed by early next year.

Mission requirements can and do change, but this is what we are currently expecting.

I recognize the challenges these deployments represent for our service members, their families and employers, and our Iowa National Guard communities.

We have always been fortunate here in Iowa to have incredible support from across the state.

We are reassured by our previous experiences as the Iowa National Guard once again prepares to send its Soldiers and Airmen into harm's way.

We know that the people of Iowa, its elected leaders and institutions throughout the state, will again step forward to support our men and women in uniform as we execute what our nation has ask of us.

As we prepare for large scale overseas deployments, we continue to enhance our traditional domestic response capability.

This past year, Iowa Army National Guard aviation units began conducting search and rescue exercises with

Iowa Task Force One, a specialized urban search and rescue element.

We continue to work hand and hand with the Iowa Department of Emergency Management and prepare for all aspects of support to the people of Iowa.

In addition, I have committed to the Governor that the Iowa National Guard is now, and will always be ready to respond to the needs of the people of Iowa.

We will not be late to need.

We must ensure we have the right Force Structure in the Iowa National Guard.

This means we have the right size and type of units, stationed in the right location that are able to quickly respond when needed.

This effort will complement our efforts as we seek to recruit a diversified force, one that reflects our communities and the current demographics of our state.

This is a significant endeavor that requires a total team effort to achieve.

It starts with efforts to retain high quality Soldiers and Airmen who are currently serving in the Iowa National Guard.

We must maintain emphasis on our recruiting programs.

We must ensure that the Iowa National Guard continues to be the service of choice among Iowans seeking to serve their nation in uniform.

To achieve success, we must improve our efforts in the recruitment of diverse Iowa citizens.

Many of these diverse communities are unfamiliar with the benefits and opportunities of military service in the Iowa National Guard.

We must highlight all that we have to offer including financial support for post-secondary education degree programs along with skills training, and leadership development.

We have to demonstrate to our diverse communities that they are represented in leadership positions within the Iowa National Guard.

This will be a long process with deliberate management efforts to grow future leaders who are reflective of the changing demographics in our state.

Just as critical to having the right force structure in place for the future is our ability to maintain and develop sustainable infrastructure.

This means we must invest our limited financial resources now into our existing facilities that are in optimal locations as we identify future locations that offer strategic advantage as we posture ourselves for future success.

We recognize the hard reality that we will need to divest ourselves of some legacy properties and infrastructure that is no longer sustainable to maintain,

Facilities that are located where it has been proven that we can no longer recruit enough people from that local area to meet the manning requirements required to keep a facility open.

We can no longer delay the inevitable. At some point very soon, we will start the process to close select Army Guard facilities within the state that no longer can support the needs of the Iowa National Guard.

We have initiated a careful and deliberate process to assess the future viability of all of our facilities measured against the needs of future force structure requirements and forecasted state demographic patterns.

As we start this process we will work closely with affected communities, along with local and state leadership in a transparent process to minimize the impacts of any future facility closures.

In April, we will dedicate our state of the art Davenport Readiness Center, the newest military facility in the state.

This \$23-million dollar, federally funded project, represents the culmination of many years of work to replace the historic but outdated Davenport Brady Street Armory which was one of our oldest active facilities.

This project was made possible through our great partnership with the Davenport Community School District.

Thanks to this partnership along with the support of state and federal resources, we have replaced an obsolete facility with a new modern facility that accommodates multiple units.

This investment provides the necessary space to store and maintain equipment and supports the training requirements for the future of the Iowa National Guard.

As we look to the future, we believe a Readiness Center located south of the Des Moines metro area will maximize opportunities presented by shifting demographics within the state.

We are currently in discussions for the potential development of a multi-use facility between the Iowa National Guard and the City of West Des Moines.

Completion of this project would posture the Iowa National Guard for future success and provide us with ready access to multiple interstate and state highway systems, as well as the proposed Des Moines railroad transfer station providing a quick and streamlined response capability for state emergencies and federal deployments.

The most critical component of everything we do in the Iowa National Guard is taking care of our service members, our employees and our families.

Without our people, we do not exist. Military service places significant demands and stress on our members and their families.

We separate them for days, weeks and at times, more than a year.

We send them into harm's way with the mission to protect and defend all that we hold dear.

They do so willingly because they believe in something greater than their own self-interest and find purpose and meaning in serving their state and nation.

In return, we owe them an organizational culture that recognizes and values their individual contributions and sacrifices.

We must continue to invest in programs and activities that increase our service members' safety, security and resiliency.

The Iowa National Guard is a reflection of our society and is not immune from the challenges we face in today's complex environment.

Like all organizations made up of people, we must deal with disciplinary issues stemming from substance abuse, sexual harassment and sexual misconduct.

Left unchecked, these oftentimes-interrelated problems can weaken an organization's morale and undermine its ability to accomplish its mission.

I am committed to maintaining the trust of those we serve and what is expected of us by our citizens.

I hold everyone—Leaders, Soldiers, Airmen and civilian employees alike to a standard of conduct that represents a professional organization that cares about each other.

Those that cross the line will be held accountable.

Taking care of our service members also includes frank and open discussions about a national issue that impacts the military including the Iowa National Guard and that is the issue of suicide.

This is not just a military or National Guard issue, this is an issue within our society. Suicide is the 9th leading cause of death in Iowa. As a state, our statistics are higher than the national average.

The Iowa National Guard is a family, we grieve anytime we lose one of our own, and it is devastating when we learn it was by their own hand.

I will spare no resource in educating our Soldiers, Airmen and our families on prevention and intervention to ensure our service members get the help they need, when they need it.

As I close, I highlight for you the Iowa National Guard is among the oldest institutions in the state, first formed during territorial times.

Over the last 181 years, thousands of Iowans have proudly served their state and our nation through service in the Iowa National Guard.

The Iowa National Guard has always been there, we proudly stand today Always Ready to respond.

We must at all times remain worthy of the confidence bestowed on us by the people of Iowa.

We will continue to work each and every day to earn and keep that trust.

With your continued support and the support of Iowans everywhere,

We are always ready—warriors, citizens, neighbors—working together to strengthen the future of Iowa.

I can confirm to each of you today,

The Condition of the Iowa National Guard is strong.

Thank you!

Major General Benjamin Corell was escorted from the House chamber by the committee previously appointed.

Governor Kim Reynolds was escorted from the House chamber by the committee previously appointed.

Representative Windschitl moved that the joint convention be dissolved, which motion prevailed by a voice vote.

The Senate returned to the Senate chamber.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:36 a.m. until 9:00 a.m., Friday, January 17, 2020.

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:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Natural Resources and Outdoor Recreation Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on January 15, 2020.

COLLEGE STUDENT AID COMMISSION

Annual Report, pursuant to Iowa Code section 261.2. Report received on January 15, 2020.

DEPARTMENT OF EDUCATION

Condition of Iowa's Community College Report, pursuant to Iowa Code section 260C.14. Report received on January 15, 2020.

Enrich Iowa Program Report—Library Services Division, pursuant to Iowa Code section 256.57. Report received on January 15, 2020.

BOARD OF PAROLE

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 15, 2020.

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: Thursday, January 16, 2020, 9:10 a.m.

Members Present: Whitver, Chair; Schneider, Vice Chair; Petersen, Ranking Member; Behn, Bolkcom, Chapman, Feenstra, Jochum, Ragan, Sinclair, and R. Smith.

Members Absent: None.

Committee Business: SR 191.

Adjourned: 9:15 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Thursday, January 16, 2020, 1:00 p.m.

Members Present: Guth, Chair; Celsi, Ranking Member; R. Taylor, and Whiting.

Members Absent: Zumbach, Vice Chair (excused).

Committee Business: Welcome and other business.

Adjourned: 1:20 p.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Thursday, January 16, 2020, 1:10 p.m.

Members Present: Costello, Chair; Edler, Vice Chair; Ragan, Ranking Member; Bolkcom, and Miller-Meeks.

Members Absent: None.

Committee Business: Presentation by LSA.

Adjourned: 1:40 p.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Thursday, January 16, 2020, 1:05 p.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Boulton, and Dawson.

Members Absent: Lykam, Ranking Member (excused).

Committee Business: Presentation by Adam Broich, Fiscal Analyst, Legislative Fiscal Services.

Adjourned: 1:35 p.m.

INTRODUCTION OF BILLS

Senate File 2026, by Shipley, a bill for an act relating to flying our colors special registration plates.

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

Senate File 2027, by Mathis, a bill for an act requiring that public secondary and postsecondary education institutions include contact information for the your life Iowa crisis program and the national suicide prevention line on student identification cards and including applicability provisions.

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

Senate File 2028, by Lofgren, a bill for an act relating to a prohibition against smoking in a motor vehicle with a child present and providing penalties.

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

Senate File 2029, by Dawson, a bill for an act providing that a licensed veterinarian is immune from administrative, civil, or criminal liability in investigations or proceedings involving the mistreatment of animals.

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

Senate File 2030, by R. Taylor, a bill for an act relating to creation of transfer on death deeds and to disclaimers of an interest in real property, and including applicability provisions.

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

Senate File 2031, by R. Taylor, a bill for an act relating to actions to quiet title of real property based upon the doctrine of adverse possession, and including applicability provisions.

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

Senate File 2032, by R. Taylor, a bill for an act establishing supplementary weighting for school district transportation costs and including applicability provisions.

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

Senate File 2033, by Petersen, Mathis, J. Smith, Wahls, Jochum, Bisignano, Lykam, Giddens, Quirmbach, Bolkcom, Ragan, Celsi, Hogg, Dotzler, Boulton, and T. Taylor, a bill for an act relating to providers participating in the state family planning services program.

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

Senate File 2034, by R. Taylor, a bill for an act establishing bus hub requirements for the transportation of students by school districts.

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

Senate File 2035, by R. Taylor, a bill for an act relating to the unlicensed sale of certain foods at places other than food establishments.

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

Senate File 2036, by Lofgren, a bill for an act relating to real estate transfer tax moneys transferred to the housing trust fund.

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

Senate File 2037, by Petersen, a bill for an act modifying the periods of time to bring certain civil actions, including by victims of sexual abuse, minors, and persons with mental illness, entitling certain cases to a preference in trial order, and including effective date provisions.

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

Senate File 2038, by Petersen, a bill for an act extending the limitations of certain criminal actions committed on or with minors, and providing penalties.

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

Senate File 2039, by Petersen, Bolkcom, Quirmbach, Giddens, Lykam, Bisignano, Jochum, Kinney, Wahls, J. Smith, Mathis, Ragan, Celsi, Boulton, Dotzler, and T. Taylor, a bill for an act relating to the provision of menstrual products.

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

Senate File 2040, by Petersen, a bill for an act relating to the treatment of the partner of a patient with a sexually transmitted infection.

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

STUDY BILLS RECEIVED

SSB 3044 Veterans Affairs

Concerning funding for training and related expenses of county veteran service officers.

SSB 3045 Transportation

Relating to the use of an electronic communication device while driving, and making penalties applicable.

SSB 3046 Commerce

Relating to eligibility requirements for the future ready Iowa skilled workforce last-dollar scholarship program.

SSB 3047 Commerce

Relating to health insurance and the insurance division of the department of commerce, and providing for fees.

SSB 3048 Commerce

Relating to credit allowed to domestic ceding insurers for reinsurance ceded to reinsurers, and including applicability provisions.

SSB 3049 Commerce

Relating to the qualifications necessary for an applicant for licensure as a professional engineer.

SSB 3050 Human Resources

Relating to controlled substances, including amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

SSB 3051 Human Resources

Relating to controlled substances, including information collection and reporting requirements under the Iowa prescription monitoring program.

SSB 3052 Human Resources

Relating to the smokefree air Act, and making penalties applicable.

SSB 3053 Education

Relating to verification of guardianship for purposes of enrolling a child in a school district.

SUBCOMMITTEE ASSIGNMENTS**Senate Concurrent Resolution 6**

HUMAN RESOURCES: Greene, Chair; Quirmbach and Sweeney

Senate Concurrent Resolution 9

(Reassigned)

RULES AND ADMINISTRATION: Whitver, Chair; Petersen and Schneider

Senate Joint Resolution 22

WAYS AND MEANS: Carlin, Chair; Dotzler and Sweeney

Senate File 16
(Reassigned)

HUMAN RESOURCES: Segebart, Chair; Bolkcom and Costello

Senate File 115

JUDICIARY: Kinney, Chair; Chapman and Dawson

Senate File 123
(Reassigned)

HUMAN RESOURCES: Greene, Chair; Garrett and Mathis

Senate File 199
(Reassigned)

EDUCATION: Zaun, Chair; Behn and Quirmbach

Senate File 269
(Reassigned)

HUMAN RESOURCES: Segebart, Chair; Costello and Ragan

Senate File 307

WAYS AND MEANS: Chapman, Chair; Quirmbach and R. Smith

Senate File 414

HUMAN RESOURCES: Carlin, Chair; Edler and Quirmbach

Senate File 420
(Reassigned)

HUMAN RESOURCES: Johnson, Chair; Ragan and Segebart

Senate File 430
(Reassigned)

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Boulton and Whiting

Senate File 489

HUMAN RESOURCES: Carlin, Chair; Jochum and Sweeney

Senate File 490

HUMAN RESOURCES: Greene, Chair; Quirmbach and Segebart

Senate File 545

HUMAN RESOURCES: Edler, Chair; Jochum and Segebart

Senate File 584

JUDICIARY: Sweeney, Chair; Bisignano and Shipley

Senate File 610

WAYS AND MEANS: Brown, Chair; Edler and Giddens

Senate File 613

WAYS AND MEANS: Edler, Chair; Brown and Dotzler

Senate File 622

WAYS AND MEANS: Nunn, Chair; Behn and Wahls

Senate File 626

WAYS AND MEANS: Chapman, Chair; Jochum and R. Smith

Senate File 630

WAYS AND MEANS: Feenstra, Chair; Brown and Jochum

Senate File 635

WAYS AND MEANS: Schultz, Chair; Behn and Dotzler

Senate File 636

WAYS AND MEANS: Sweeney, Chair; R. Smith and Wahls

Senate File 2022

VETERANS AFFAIRS: Dawson, Chair; Edler and Giddens

Senate File 2032

EDUCATION: Sinclair, Chair; Behn and Wahls

House File 742

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Shipley

SSB 3044

VETERANS AFFAIRS: Edler, Chair; Carlin and Giddens

SSB 3045

TRANSPORTATION: Whiting, Chair; Giddens and Koelker

SSB 3046

COMMERCE: Koelker, Chair; Dawson and Mathis

SSB 3047

COMMERCE: Brown, Chair; Koelker and Petersen

SSB 3048

COMMERCE: Nunn, Chair; Koelker and Quirmbach

SSB 3049

COMMERCE: R. Smith, Chair; Bisignano and Johnson

SSB 3050

HUMAN RESOURCES: Greene, Chair; Bolkcom and Segebart

SSB 3051

HUMAN RESOURCES: Greene, Chair; Jochum and Johnson

SSB 3052

HUMAN RESOURCES: Segebart, Chair; Johnson and Quirmbach

SSB 3053

EDUCATION: Sinclair, Chair; Giddens and Johnson

JOURNAL OF THE SENATE

FIFTH CALENDAR DAY
FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, January 17, 2020

The Senate met in regular session at 9:01 a.m., Senator Chapman presiding.

Prayer was offered by Caleb Hunter. He was the guest of all.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Andy Conlin.

The Journal of Thursday, January 16, 2020, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:03 a.m. until 10:00 a.m., Tuesday, January 21, 2020.

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:

STATE FAIR BOARD

Association of Iowa Fairs—Economic Impact and Statistic Report, pursuant to Iowa Code section 174.10. Report received on January 17, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Mae Seko Phillips, Fort Dodge—For celebrating her 100th birthday. Senator Kraayenbrink.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, January 14, 2020, 3:00 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Lykam, Ranking Member; Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Petersen, Quirmbach, Sinclair, and R. Smith.

Members Absent: Nunn (excused).

Committee Business: Organizational meeting.

Adjourned: 3:05 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, January 15, 2020, 1:30 p.m.

Members Present: Schultz, Chair; Whiting, Vice Chair; T. Taylor, Ranking Member; Boulton, Brown, Carlin, Guth, Koelker, and R. Taylor.

Members Absent: Dotzler and Nunn (both excused).

Committee Business: Committee discussion.

Adjourned: 1:35 p.m.

WAYS AND MEANS

Convened: Tuesday, January 14, 2020, 2:30 p.m.

Members Present: Chapman, Chair; Dawson, Vice Chair; Jochum, Ranking Member; Bolkcom, Brown, Carlin, Dotzler, Edler, Giddens, Quirmbach, Schultz, R. Smith, Sweeney, and Wahls.

Members Absent: Behn, Feenstra, and Nunn (all excused).

Committee Business: Organizational meeting.

Adjourned: 2:35 p.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Thursday, January 16, 2020, 1:05 p.m.

Members Present: Garrett, Chair; Hogg, Ranking Member; Carlin and T. Taylor.

Members Absent: Nunn, Vice Chair (excused).

Committee Business: Introductions and other business as needed.

Adjourned: 1:20 p.m.

JOURNAL OF THE SENATE

NINTH CALENDAR DAY
SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 21, 2020

The Senate met in regular session at 10:00 a.m., President Schneider presiding.

Prayer was offered by Pastor Brad Cranston of the Heritage Baptist Church and Iowa Baptists for Biblical Values in Burlington, Iowa. He was the guest of Senator Johnson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Aleah Heims.

The Journal of Friday, January 17, 2020, was approved.

RULES REFERRED

President Schneider announced that the following be referred to committee under Senate Rule 38:

ARC 4489C	Judiciary
ARC 4789C	Agriculture
ARC 4618C	State Government
ARC 4849C	State Government

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:06 a.m. until 9:00 a.m., Wednesday, January 22, 2020.

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:

ECONOMIC DEVELOPMENT AUTHORITY

Renewable Chemical Production Tax Credits Report, pursuant to Iowa Code 15.320. Report received on January 21, 2020.

DEPARTMENT OF EDUCATION

Online Learning in Iowa Annual Report, pursuant to Iowa Code section 256.7. Report received on January 21, 2020.

IOWA LOTTERY AUTHORITY

Iowa Lottery Authority Quarterly Report, pursuant to Iowa Code section 99G.7. Report received on January 17, 2020.

DEPARTMENT OF PUBLIC HEALTH

Obstetrical Care in Iowa Report, pursuant to Iowa Code section 135.11. Report received on January 21, 2020.

DEPARTMENT OF VETERANS AFFAIRS

Agency Narrative State Performance Report, pursuant to Iowa Code section 7E.3. Report received on January 21, 2020.

REPORT OF THE SECRETARY OF THE SENATE

January 21, 2020

Iowa State Senate

Re: State Appeals Board Filings

Dear Senators:

The following documents are from the State Appeal Board for calendar year 2019 and cover the following four types of claims:

1. Claims of a general nature that were denied pursuant to statute.
2. Claims of a general nature that were denied as having been previously paid.

3. Claims of a general nature that were denied.
4. General Tort Claims, Highway Tort Claims and Settlements and Judgments paid under Iowa Code chapter 669.

Respectfully submitted,

W. Charles Smithson
Secretary of the Senate

(Documents on file with the Secretary of the Senate's Office.)

REPORT OF COMMITTEE MEETING

TRANSPORTATION

Convened: Tuesday, January 21, 2020, 2:00 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: None.

Committee Business: SF 389, SF 2009, and SSB 3001.

Adjourned: 2:25 p.m.

INTRODUCTION OF BILLS

Senate File 2041, by Mathis, Hogg, Bisignano, T. Taylor, Jochum, Zaun, Celsi, Bolkcom, Petersen, J. Smith, Giddens, and Boulton, a bill for an act relating to the physical education participation requirement for high school students under the educational standards.

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

Senate File 2042, by Mathis, a bill for an act relating to the instructional support program by making appropriations for instructional support state aid, establishing an instructional support grant program, and including effective date provisions.

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

Senate File 2043, by Segebart, a bill for an act relating to the identification and use of tree stands for hunting deer placed on public land and making penalties applicable.

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

Senate File 2044, by Sinclair, a bill for an act requesting a study on providing additional weighting to nonpublic schools for purposes of determination of classification in high school athletics and including effective date provisions.

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

Senate File 2045, by Whiting, a bill for an act concerning hotel and motel taxation, providing for other properly related matters including the creation of a local hotel and motel tax account and board to administer locally imposed hotel and motel taxes, and including applicability provisions.

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

Senate File 2046, by Whiting, a bill for an act exempting the services furnished by executive search agencies and private employment agencies from the state sales and use tax.

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

Senate File 2047, by R. Taylor, Hogg, T. Taylor, and Boulton, a bill for an act relating to the property tax exemption for property designated to be a native prairie or wetland and including effective date and retroactive applicability provisions.

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

Senate File 2048, by R. Taylor, Celsi, T. Taylor, and Dotzler, a bill for an act relating to the connecting Iowa farms, schools, and communities broadband grant program, making appropriations, and including effective date provisions.

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

Senate File 2049, by R. Taylor, Bisignano, Lykam, Giddens, Quirnbach, Petersen, J. Smith, Wahls, Kinney, Dotzler, and Boulton, a bill for an act relating to the application of specified licensure provisions to investment property owned by designated licensees.

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

Senate File 2050, by Jochum, a bill for an act prohibiting the pesticide dicamba, making penalties applicable, and including effective date provisions.

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

Senate File 2051, by Lofgren, a bill for an act providing that certain multi-story commercial buildings are not required to have commercial elevators in specified circumstances.

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

Senate File 2052, by Whiting, a bill for an act pertaining to instruction in water safety in schools.

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

Senate File 2053, by Dawson, a bill for an act regarding penalties imposed on persons who fail to timely pay a fine, penalty, surcharge, or court cost associated with a motor vehicle violation, and including applicability provisions.

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

Senate File 2054, by Brown, a bill for an act relating to special deer hunting licenses available to nonresident family members.

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

Senate File 2055, by Cournoyer, a bill for an act concerning the authority of a native wine manufacturer to sell native wine for on-premises consumption.

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

Senate File 2056, by Cournoyer, a bill for an act relating to seizure disorders and establishing certain requirements for school districts, accredited nonpublic schools, and the department of education, and providing immunity from criminal and civil liability for certain persons who provide related assistance or services.

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

Senate File 2057, by Kraayenbrink, a bill for an act requiring public and private accredited elementary, secondary, and postsecondary institutions to establish a process by which students may appeal coursework grades based on alleged political bias.

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

Senate File 2058, by Boulton and Zaun, a bill for an act relating to compensation of college athletes and including effective date provisions.

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

Senate File 2059, by Boulton, a bill for an act relating to a child's standing to pursue the child's interest in a postsecondary education subsidy.

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

Senate File 2060, by Kapucian, a bill for an act establishing a scenic byways enhancement fund, including by providing for voluntary contributions to the fund, and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 3054 State Government

Relating to the manufacturing of canned cocktails by a beer manufacturer.

SSB 3055 Commerce

Requiring that lists of subcontractors working on certain public improvement projects be provided to the labor commissioner and including applicability provisions.

SSB 3056 State Government

Relating to a disinterment permit for human and cremated remains.

SSB 3057 State Government

Concerning federal financial assistance funding for hazard mitigation.

SSB 3058 Human Resources

Relating to the definition of young adult for purposes of participation in the preparation for adult living program.

SUBCOMMITTEE ASSIGNMENTS**Senate File 522**

JUDICIARY: Garrett, Chair; Bisignano and Schultz

Senate File 2014

LOCAL GOVERNMENT: Greene, Chair; Quirmbach and Segebart

Senate File 2019

STATE GOVERNMENT: R. Smith, Chair; Jochum and Miller-Meeks

Senate File 2020

STATE GOVERNMENT: R. Smith, Chair; Chapman and T. Taylor

Senate File 2021

STATE GOVERNMENT: Chapman, Chair; Bisignano and Miller-Meeks

Senate File 2025

LOCAL GOVERNMENT: Edler, Chair; Kraayenbrink and J. Smith

Senate File 2051

LOCAL GOVERNMENT: Lofgren, Chair; Greene and Hogg

SSB 3054

STATE GOVERNMENT: Johnson, Chair; Giddens and R. Smith

SSB 3055

COMMERCE: Dawson, Chair; Bisignano and R. Smith

SSB 3056

STATE GOVERNMENT: Whiting, Chair; Celsi and Johnson

SSB 3057

STATE GOVERNMENT: Cournoyer, Chair; Giddens and Schultz

SSB 3058

HUMAN RESOURCES: Carlin, Chair; Johnson and Mathis

FINAL COMMITTEE REPORTS OF BILL ACTION**TRANSPORTATION**

Bill Title: SENATE FILE 389, a bill for an act relating to the operation of motor vehicles in the left-most lane of certain roadways, and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, 1: Kinney. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2009, a bill for an act regarding driving privileges of persons issued a special minor's driver's license who attend a public school, and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

TENTH CALENDAR DAY
SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 22, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Pastor Mark Doss, State Director of Capitol Ministries of Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kanyon Huntington.

“America the Beautiful” was sung by Emily Tinsman, Miss Iowa 2019 and the granddaughter of former Senator Maggie Tinsman. She was the guest of Senator Cournoyer.

The Journal of Tuesday, January 21, 2020, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:11 a.m. until 9:00 a.m., Thursday, January 23, 2020.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, January 22, 2020, 2:00 p.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirmbach, Ranking Member; Behn, Celsi, Edler, Giddens, Kraayenbrink, Lofgren, J. Smith, Sweeney, Wahls, and Zaun.

Members Absent: Johnson and Rozenboom (both excused).

Committee Business: SSBs 3018 & 3020. Presentation by Iowa Arts Alliance.

Adjourned: 2:45 p.m.

HUMAN RESOURCES

Convened: Tuesday, January 21, 2020, 4:05 p.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: Presenters: Dr. John D. Lawrence and Dr. David N. Brown.

Adjourned: 4:50 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Wednesday, January 22, 2020, 1:05 p.m.

Members Present: Rozenboom, Chair; Hogg, Ranking Member; Behn, Boulton, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach.

Members Absent: Shipley, Vice Chair; and Celsi (both excused).

Committee Business: Organizational meeting with brief introductions.

Adjourned: 1:15 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Wednesday, January 22, 2020, 10:00 a.m.

Members Present: Guth, Chair; Zumbach, Vice Chair; Celsi, Ranking Member; and Whiting.

Members Absent: R. Taylor (excused).

Committee Business: Jan 22 LSA.

Adjourned: 10:35 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Wednesday, January 22, 2020, 10:05 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; Boulton, and Dawson.

Members Absent: None.

Committee Business: Presentations by Kraig Paulsen, Director, Iowa Department of Revenue and Col John Perkins, Construction and Facilities Management Officer, Iowa National Guard.

Adjourned: 10:45 a.m.

INTRODUCTION OF BILLS

Senate File 2061, by committee on Transportation, a bill for an act relating to persons operating a farm tractor or implement of husbandry who are exempt from driver's licensing requirements.

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

Senate File 2062, by Petersen, Ragan, Mathis, Boulton, Celsi, J. Smith, Jochum, Wahls, Kinney, Dotzler, R. Taylor, Bisignano, Lykam, Giddens, Bolkcom, Quirmbach, Hogg, and T. Taylor, a bill for an act relating to maternal and child health.

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

Senate File 2063, by Petersen and Giddens, a bill for an act relating to an exception to the application for and receipt of a certificate of need.

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

Senate File 2064, by Petersen, Ragan, Mathis, Boulton, Celsi, J. Smith, Jochum, Wahls, Kinney, Dotzler, R. Taylor, Bisignano, Lykam, Giddens, Bolkcom, Quirmbach, Hogg, and T. Taylor, a bill for an act relating to preexisting condition protections and including applicability provisions.

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

Senate File 2065, by Sinclair, a bill for an act establishing authority for school districts to impose additional property taxes and income surtaxes for certain school resource officer expenses under the instructional support program.

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

Senate File 2066, by Zaun, a bill for an act relating to licensed health care providers for purposes of state law regarding concussion and brain injury policies for extracurricular interscholastic activities.

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

Senate File 2067, by Mathis, a bill for an act providing for excused absences from school for student mental health needs.

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

Senate File 2068, by Mathis, Celsi, Ragan, Jochum, T. Taylor, Petersen, J. Smith, Wahls, and Giddens, a bill for an act authorizing school districts to use funding from the secure an advanced vision for education fund for certain preschool program costs.

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

Senate File 2069, by Mathis, Wahls, Boulton, Celsi, J. Smith, Kinney, R. Taylor, Jochum, Giddens, Quirmbach, Bolkcom, Petersen, and Ragan, a bill for an act providing for the registration of eligible electors upon review of electronic records received from state agencies and including effective date provisions.

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

Senate File 2070, by Ragan, Mathis, Boulton, Celsi, J. Smith, Jochum, Wahls, Kinney, Dotzler, R. Taylor, Bisignano, Lykam, Giddens, Bolkcom, Quirmbach, Hogg, T. Taylor, and Petersen, a bill for an act relating to trusts for persons with disabilities.

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

STUDY BILLS RECEIVED

SSB 3059 Judiciary

Relating to participation in the sobriety and drug monitoring program.

SSB 3060 Labor and Business Relations

Concerning benefits under the municipal fire and police retirement system.

SSB 3061 State Government

Relating to the compensation of the executive director of the ethics and campaign disclosure board.

SSB 3062 Natural Resources and Environment

Relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, and including effective date and transition provisions.

SSB 3063 Commerce

Relating to self-service storage insurance, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 571**

JUDICIARY: Garrett, Chair; Hogg and Schultz

Senate File 2003

COMMERCE: Dawson, Chair; Chapman and Mathis

Senate File 2010
(Reassigned)

EDUCATION: Sinclair, Chair; Giddens and Kraayenbrink

Senate File 2016

TRANSPORTATION: Whiting, Chair; Kinney and Zumbach

Senate File 2026

TRANSPORTATION: Shipley, Chair; Cournoyer and Lykam

Senate File 2028

TRANSPORTATION: Breitbach, Chair; J. Smith and Zumbach

Senate File 2029

JUDICIARY: Dawson, Chair; Bisignano and Schultz

Senate File 2030

JUDICIARY: Nunn, Chair; Sinclair and R. Taylor

Senate File 2031

JUDICIARY: Nunn, Chair; Shipley and R. Taylor

Senate File 2037

JUDICIARY: Sinclair, Chair; Petersen and Schultz

Senate File 2038

JUDICIARY: Sinclair, Chair; Petersen and Schultz

Senate File 2042

APPROPRIATIONS: Kraayenbrink, Chair; Johnson and Mathis

Senate File 2048

APPROPRIATIONS: Kraayenbrink, Chair; Celsi and Johnson

Senate File 2053

TRANSPORTATION: Whiting, Chair; Shipley and T. Taylor

Senate File 2059

JUDICIARY: Shipley, Chair; Kinney and Sweeney

SSB 3059

JUDICIARY: Zaun, Chair; Bisignano and Shipley

SSB 3060

LABOR AND BUSINESS RELATIONS: Carlin, Chair; T. Taylor and Whiting

SSB 3061

STATE GOVERNMENT: R. Smith, Chair; Bisignano and Chapman

SSB 3062

NATURAL RESOURCES AND ENVIRONMENT: Behn, Chair; Hogg and Segebart

SSB 3063

COMMERCE: Sinclair, Chair; Bolkcom and Johnson

FINAL COMMITTEE REPORT OF BILL ACTION

TRANSPORTATION

Bill Title: SENATE FILE 2061 (SSB 3001), a bill for an act relating to persons operating a farm tractor or implement of husbandry who are exempt from driver's licensing requirements.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

ELEVENTH CALENDAR DAY
EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 23, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Reverend Dr. Benjamin Bell Jr, Fatherhood Director of the John R. Grubb Y.M.C.A. in Des Moines, Iowa. He was the guest of Senator Petersen.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lluvia Jimenez.

The Journal of Wednesday, January 22, 2020, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:03 a.m. until 1:00 p.m., Monday, January 27, 2020.

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:

ECONOMIC DEVELOPMENT AUTHORITY

Industrial New Jobs Training Program Review, pursuant to Iowa Code section 260E.7. Report received on January 22, 2020.

Iowa Energy Center Annual Report, pursuant to 2017 Iowa Acts, SF 513, Chapter 169, section 35. Report received on January 22, 2020.

Targeted Small Business Report, pursuant to Iowa Code section 15.108. Report received on January 22, 2020.

IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 22, 2020.

DEPARTMENT OF HUMAN RIGHTS

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 22, 2020.

Sex Offender Research Council Report, pursuant to Iowa Code section 216A.139. Report received on January 22, 2020.

PUBLIC INFORMATION BOARD

Annual Report, pursuant to Iowa Code section 23.6. Report received on January 22, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Frank Buckley, Newton—In recognition of his Community Service Award, honoring his work with the YMCA. Senator Nunn.

Jamie Murphy, Newton—In recognition of his Key Award, honoring his work on the Maytag Park Holiday Lights display. Senator Nunn.

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: Thursday, January 23, 2020, 10:00 a.m.

Members Present: Whitver, Chair; Schneider, Vice Chair; Petersen, Ranking Member; Behn, Feenstra, Jochum, Ragan, Sinclair, and R. Smith.

Members Absent: Bolkcom and Chapman (both excused).

Committee Business: Referral of Gubernatorial Appointments.

Adjourned: 10:05 a.m.

STATE GOVERNMENT

Convened: Thursday, January 23, 2020, 10:35 a.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun.

Members Absent: None.

Committee Business: SJR 21.

Adjourned: 11:10 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Wednesday, January 22, 2020, 10:05 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; and Hogg, Ranking Member.

Members Absent: Carlin and T. Taylor (both excused).

Committee Business: LSA Presentation on FY 2021 Governor's Budget Recommendations.

Adjourned: 10:50 a.m.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 101, by Whiting, a concurrent resolution urging the members of the Congress of the United States to propose an amendment to the Constitution of the United States concerning congressional oversight and approval of federal regulations for submission to the states for ratification.

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

INTRODUCTION OF BILLS

Senate File 2071, by Mathis, Celsi, Bolkcom, Ragan, Jochum, T. Taylor, Petersen, J. Smith, Giddens, and Boulton, a bill for an act relating to a mental health service providers competitive grant program for school districts and area education agencies, reducing state aid to area education agencies, and making an appropriation.

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

Senate File 2072, by Nunn, a bill for an act requiring political subdivisions of the state to prepare salary reports.

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

Senate File 2073, by Nunn, a bill for an act providing for an affirmative defense to certain claims relating to personal information security breach protection.

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

Senate File 2074, by Nunn, a bill for an act relating to employment policies for persons seeking elective office and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 2075, by J. Smith, a bill for an act increasing the state minimum hourly wage and providing for subsequent increases by the same percentage as the increase in federal social security benefits.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 2076, by Jochum, J. Smith, Wahls, Kinney, Dotzler, R. Taylor, Bisignano, Lykam, Giddens, Bolkcom, Petersen, Ragan, Mathis, Boulton, Celsi, Quirmbach, Hogg, and T. Taylor, a bill for an act relating to the personal needs allowance for certain Medicaid members.

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

Senate File 2077, by Zaun, a bill for an act establishing daylight saving time as the official time in this state throughout the year.

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

Senate File 2078, by Nunn, a bill for an act prohibiting the usage of certain political committee funds in nonpartisan elections and making penalties applicable.

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

Senate File 2079, by Nunn, a bill for an act prohibiting the state and political subdivisions of the state from accepting payment in the form of virtual currency.

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

Senate File 2080, by Nunn, a bill for an act prohibiting the state and political subdivisions of the state from expending public moneys for payment to persons responsible for ransomware attacks.

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

Senate File 2081, by committee on Education, 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 under Rule 28 and **placed on calendar**.

Senate File 2082, by committee on Education, a bill for an act relating to matters involving the state board of education and the department of education to reflect current practices, technology, and titles, to delete redundancies, and to resolve inconsistencies.

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

Senate File 2083, by R. Taylor, Carlin, Bisignano, Lykam, Giddens, Quirmbach, Petersen, J. Smith, Wahls, Kinney, Dotzler, T. Taylor, and Boulton, a bill for an act providing a property assessment adjustment and a property tax adjustment for certain property of persons who have attained the age of sixty-five, applying income limitations, providing a penalty, and including retroactive and other applicability provisions.

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

STUDY BILLS RECEIVED

SSB 3064 Judiciary

Creating the offense of continuous sexual abuse of a child and providing penalties.

SSB 3065 State Government

Limiting authority of cities and counties to require a license or permit for businesses operated by minors.

SSB 3066 State Government

Relating to gambling facility licensees concerning setoff requirements on certain winnings on wagers and qualified sponsoring organizations.

SSB 3067 Education

Relating to the administration of student health screenings by school districts.

SSB 3068 Labor and Business Relations

Relating to public assistance program oversight, and including effective date provisions.

SSB 3069 State Government

Relating to the regulation of dental hygienists and dental assistants, and the practice of dentistry, and providing administrative penalties.

SSB 3070 State Government

Relating to special nonresident deer and wild turkey hunting licenses issued to nonresident guests and dignitaries.

SSB 3071 State Government

Relating to the practice and licensure of physician assistants.

SSB 3072 State Government

Repealing provisions requiring the registration of travel agencies.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2033**

HUMAN RESOURCES: Costello, Chair; Bolkcom and Johnson

Senate File 2034

EDUCATION: Sinclair, Chair; Behn and J. Smith

Senate File 2035

STATE GOVERNMENT: Cournoyer, Chair; R. Smith and T. Taylor

Senate File 2036

STATE GOVERNMENT: Whiting, Chair; Celsi and R. Smith

Senate File 2039

HUMAN RESOURCES: Sweeney, Chair; Edler and Jochum

Senate File 2040

HUMAN RESOURCES: Sweeney, Chair; Garrett and Quirmbach

Senate File 2041

EDUCATION: Sinclair, Chair; Behn and Celsi

Senate File 2044

EDUCATION: Sinclair, Chair; Kraayenbrink and J. Smith

Senate File 2049

STATE GOVERNMENT: Chapman, Chair; Jochum and R. Smith

Senate File 2052

EDUCATION: Kraayenbrink, Chair; Giddens and Johnson

Senate File 2055

STATE GOVERNMENT: Cournoyer, Chair; Jochum and R. Smith

Senate File 2056

EDUCATION: Cournoyer, Chair; Edler and Wahls

Senate File 2057

EDUCATION: Kraayenbrink, Chair; Quirmbach and Rozenboom

Senate File 2058

EDUCATION: Zaun, Chair; Johnson and Quirmbach

Senate File 2065

EDUCATION: Lofgren, Chair; Cournoyer and Quirmbach

Senate File 2066

EDUCATION: Zaun, Chair; Behn and Wahls

Senate File 2067

EDUCATION: Sinclair, Chair; Behn and Celsi

Senate File 2068

EDUCATION: Sinclair, Chair; Behn and J. Smith

SSB 3064

JUDICIARY: Nunn, Chair; Kinney and Whiting

SSB 3065

STATE GOVERNMENT: R Smith, Chair; Bisignano and Chapman

SSB 3066

STATE GOVERNMENT: R Smith, Chair; Bisignano and Cournoyer

SSB 3067

EDUCATION: Sinclair, Chair; Edler and Quirmbach

SSB 3068

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Boulton and Whiting

SSB 3069

STATE GOVERNMENT: Chapman, Chair; Bisignano and Miller-Meeks

SSB 3070

STATE GOVERNMENT: Rozenboom, Chair; Bisignano and Cournoyer

SSB 3071

STATE GOVERNMENT: Whiting, Chair; Miller-Meeks and T. Taylor

SSB 3072

STATE GOVERNMENT: Johnson, Chair; Cournoyer and Giddens

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: *SENATE FILE 2081 (SSB 3020), 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Edler, Giddens, Kraayenbrink, Lofgren, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, 2: Johnson and Rozenboom.

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 2081, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2082 (SSB 3018), a bill for an act relating to matters involving the state board of education and the department of education to reflect current practices, technology, and titles, to delete redundancies, and to resolve inconsistencies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Edler, Giddens, Kraayenbrink, Lofgren, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, 2: Johnson and Rozenboom.

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 2082, and they were attached to the committee report.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

ACCOUNTANCY EXAMINING BOARD (Sec. 542.4)

Allen Kockler, Nevada

05/01/2019 – 04/30/2022

ADJUTANT GENERAL, STATE OF IOWA (Sec. 29A.11)

Major General Benjamin Corell, Johnston

08/15/2019 – Pleasure of the Governor

AUTISM COUNCIL, IOWA (Sec. 256.35A)

Cheryl Mulligan, Shenandoah

12/02/2019 – 04/30/2021

BANKING, SUPERINTENDENT OF (Sec. 524.201)

Jeffrey (Jeff) Plagge, Spirit Lake

09/16/2019 – 04/30/2021

BEHAVIORAL SCIENCE, BOARD OF (Sec. 147.14(1)(M))

Blake Stephenson, Marion

08/20/2019 – 04/30/2022

Laura Wilcke, Clear Lake

08/20/2019 – 04/30/2022

BIOSCIENCE DEVELOPMENT CORPORATION (Sec. 15.107)

Michael Roof, Ames

06/17/2019 – 04/30/2023

CHILD ADVOCACY BOARD (Sec. 237.16)

Rafaela Cadena, Marion

01/02/2020 – 04/30/2021

CHILDREN'S BEHAVIORAL HEALTH SYSTEM STATE BOARD (Sec. 225C.51)

Andrew Allen, Huxley	07/11/2019 – 04/30/2022
Darci Alt, Redfield	07/11/2019 – 04/30/2021
Melanie Cleveringa, Sioux Center	07/11/2019 – 04/30/2021
Daniel Cox, Sioux City	07/11/2019 – 04/30/2023
Scott Hobart, Davenport	07/11/2019 – 04/30/2021
Peggy Huppert, Johnston	07/11/2019 – 04/30/2022
Carol Meade, Newhall	07/11/2019 – 04/30/2021
Mary Neubauer, Clive	07/11/2019 – 04/30/2023
Nathan Noble, Clive	07/11/2019 – 04/30/2022
Okpara Rice, Marion	07/11/2019 – 04/30/2023
Jason Sandholdt, Knoxville	07/11/2019 – 04/30/2022
Shanell Wagler, Panora	07/11/2019 – 04/30/2023

CIVIL RIGHTS COMMISSION, DIRECTOR OF THE IOWA STATE (Sec. 216.3)

Elizabeth Johnson, Altoona	08/26/2019 – Pleasure of the Governor
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COMMUNITY ACTION AGENCIES, COMMISSION ON (Sec. 216A.92A)

Kevin Brown, Spencer	01/02/2020 – 04/30/2022
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CORRECTIONS, DIRECTOR OF THE DEPARTMENT OF (Sec. 904.107)

Beth Skinner, Des Moines	06/03/2019 – Pleasure of the Governor
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CREDIT UNION REVIEW BOARD (Sec. 533.107)

Paddy Friedrichsen, Sioux City	12/02/2019 – 04/30/2022
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DEAF SERVICES, COMMISSION OF (Sec. 216A.113)

Carly Armour, Iowa City	01/02/2020 – 04/30/2023
Jillyn Kaufman, Eldridge	01/02/2020 – 04/30/2020
Christopher Nipper, Council Bluffs	01/02/2020 – 04/30/2023

EDUCATIONAL EXAMINERS, BOARD OF (Sec. 272.3)

Timothy Bower, Fairfield	12/02/2019 – 04/30/2023
Rhonda McRina, Waterloo	12/02/2019 – 04/30/2023
Dr. Kristen Rickey, Manchester	12/02/2019 – 04/30/2020

FINANCE AUTHORITY, IOWA (Sec. 16.2(1))

John Eisenman, Clinton	06/17/2019 – 04/30/2025
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HIGHER EDUCATION LOAN AUTHORITY, IOWA (Sec. 261A.6)

Randy Fehr, Washington	12/02/2019 – 04/30/2022
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HUMAN SERVICES, COUNCIL ON (Sec. 217.2)

Skylar Mayberry-Mayes, Des Moines	05/01/2019 – 04/30/2021
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HUMAN SERVICES, DIRECTOR OF THE DEPARTMENT OF (Sec. 217.5)

Kelly Kennedy Garcia, West Des Moines	11/01/2019 – Pleasure of the Governor
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IPERS, INVESTMENT BOARD OF THE (Sec. 97B.8A)

Jeffrey Garrett, Washington	01/02/2020 – 04/30/2025
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INFORMATION OFFICER, CHIEF (Sec. 8B.2)

Annette Dunn, State Center

08/05/2019 – Pleasure of the Governor

JUDICIAL NOMINATING COMMISSION, STATE (Sec. 46.2A)

Dan Huitink, Pella

05/08/2019 – 04/30/2024

JUDICIAL QUALIFICATIONS, COMMISSION ON (Sec. 602.2102)

F. Jeanita McNulty, Blue Grass

06/21/2019 – 04/30/2025

JUSTICE ADVISORY BOARD (Sec. 216A.132)

Tammy Bramley, Ute

08/20/2019 – 04/30/2023

Sheila Corsbie, Des Moines

08/20/2019 – 04/30/2023

Brian Gladney, Bettendorf

08/20/2019 – 04/30/2023

John Haila, Ames

08/20/2019 – 04/30/2023

Timothy Lane, Walcott

08/20/2019 – 04/30/2023

Eileen Meier, Manson

01/02/2020 – 04/30/2023

Cody Samec, Des Moines

08/20/2019 – 04/30/2023

Ardyth Slight, Muscatine

08/20/2019 – 04/30/2023

LAW ENFORCEMENT ACADEMY COUNCIL, IOWA (Sec. 80B.6)

Jana Abens, Bondurant

11/19/2019 – 04/30/2023

Melissa Henderson, Monticello

11/19/2019 – 04/30/2021

Diane Venenga, Iowa City

11/19/2019 – 04/30/2020

MASSAGE THERAPY, BOARD OF (Sec. 147.14(1)(Q))

Douglas Van Polen, Waukee

05/01/2019 – 04/30/2020

NATURAL RESOURCES, DIRECTOR OF THE DEPARTMENT OF (Sec. 455A.3)

Kayla Lyon, Ames

07/08/2019 – Pleasure of the Governor

PAROLE - ALTERNATE, BOARD OF (Sec. 904A.2A)

Vincent Lewis, West Des Moines

01/02/2020 – 04/30/2021

PAROLE, CHAIRPERSON OF THE BOARD OF (Sec. 904A.3)

Helen Miller, Des Moines

07/02/2019 – Pleasure of the Governor

PAROLE, BOARD OF (Sec. 904A.1)

Andrew Boettger, Cambridge

02/14/2020 – 04/30/2022

Ralph Haskins, West Des Moines

12/09/2019 – 04/30/2020

Helen Miller, Des Moines

07/02/2019 – 04/30/2022

Sue Weinacht, Cedar Rapids

01/02/2020 – 04/30/2021

PUBLIC EMPLOYMENT RELATIONS BOARD, CHAIR OF THE (Sec. 20.5)

Cheryl Arnold, Russell

07/15/2019 – 04/30/2022

PUBLIC EMPLOYMENT RELATIONS BOARD (Sec. 20.5)

Cheryl Arnold, Russell

07/15/2019 – 04/30/2022

RACING AND GAMING COMMISSION, STATE (Sec. 99D.5)

Julie Andres, Okoboji

05/10/2019 – Pleasure of the Governor

REAL ESTATE APPRAISER EXAMINING BOARD (Sec. 543D.4)	
Loretta Laubach, Sanborn	12/02/2019 – 04/30/2022
REGENTS, STATE BOARD OF (Sec. 262.1)	
Zackery Leist, Clarion	06/03/2019 – 04/30/2021
RENEWABLE FUEL INFRASTRUCTURE BOARD (Sec. 159A.13)	
Karen Long, Johnston	11/19/2019 – 04/30/2020
TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA (Sec. 8D.3(2))	
Steven Olson, DeWitt	07/15/2019 – 04/30/2024
TITLE GUARANTY DIVISION BOARD (Sec. 16.2A)	
Sarah Pesek, Ankeny	06/17/2019 – 04/30/2025
VETERANS AFFAIRS, COMMISSION OF (Sec. 35A.2)	
Carol Whitmore, Des Moines	06/17/2019 – 04/30/2022

The appointments were referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on January 23, 2020:

COMMERCE

Jeffrey (Jeff) Plagge – Superintendent of Banking

Michael Roof – Bioscience Development Corporation

Paddy Friedrichsen – Credit Union Review Board

John Eisenman – Iowa Finance Authority

Steven Olson – Iowa Telecommunications and Technology Commission

Sarah Pesek – Title Guaranty Division Board

EDUCATION

Cheryl Mulligan – Iowa Autism Council

Andrew Allen – Children's Behavioral Health System State Board

Darci Alt – Children's Behavioral Health System State Board

Melanie Cleveringa – Children's Behavioral Health System State Board

Daniel Cox – Children’s Behavioral Health System State Board
Scott Hobart – Children’s Behavioral Health System State Board
Peggy Huppert – Children’s Behavioral Health System State Board
Carol Meade – Children’s Behavioral Health System State Board
Mary Neubauer – Children’s Behavioral Health System State Board
Nathan Noble – Children’s Behavioral Health System State Board
Okpara Rice – Children’s Behavioral Health System State Board
Jason Sandholdt – Children’s Behavioral Health System State Board
Shanell Wagler – Children’s Behavioral Health System State Board

Timothy Bower – Board of Educational Examiners
Rhonda McRina – Board of Educational Examiners
Dr. Kristen Rickey – Board of Educational Examiners

Randy Fehr – Iowa Higher Education Loan Authority

Zackery Leist – State Board of Regents

HUMAN RESOURCES

Blake Stephenson –Board of Behavioral Science
Laura Wilcke –Board of Behavioral Science

Rafaela Cadena – Child Advocacy Board

Kelly Kennedy Garcia – Director of the Department of Human Services

Skylar Mayberry-Mayes – Council on Human Services

JUDICIARY

Elizabeth Johnson – Director of the Iowa State Civil Rights Commission

Beth Skinner – Director of the Department of Corrections

Dan Huitink – State Judicial Nominating Commission

F. Jeanita McNulty –Commission on Judicial Qualifications

Tammy Bramley – Justice Advisory Board
Sheila Corsbie – Justice Advisory Board
Brian Gladney – Justice Advisory Board
John Haila – Justice Advisory Board
Timothy Lane – Justice Advisory Board
Eileen Meier – Justice Advisory Board
Cody Samec – Justice Advisory Board
Ardyth Slight – Justice Advisory Board

Jana Abens – Iowa Law Enforcement Academy Council
Melissa Henderson – Iowa Law Enforcement Academy Council
Diane Venenga – Iowa Law Enforcement Academy Council

Vincent Lewis – Alternate, Board of Parole

Helen Miller – Chairperson of the Board of Parole

Andrew Boettger –Board of Parole

Ralph Haskins –Board of Parole

Helen Miller –Board of Parole

Sue Weinacht –Board of Parole

LABOR AND BUSINESS RELATIONS

Cheryl Arnold –Chair of the Public Employment Relations Board

Cheryl Arnold – Public Employment Relations Board

NATURAL RESOURCES AND ENVIRONMENT

Kayla Lyon – Director of the Department of Natural Resources

Karen Long – Renewable Fuel Infrastructure Board

STATE GOVERNMENT

Allen Kockler – Accountancy Examining Board

Kevin Brown – Commission on Community Action Agencies

Carly Armour – Commission of Deaf Services

Jillyn Kaufman – Commission of Deaf Services

Christopher Nipper – Commission of Deaf Services

Annette Dunn – Chief Information Officer

Jeffrey Garrett – Investment Board of the IPERS

Douglas Van Polen – Board of Massage Therapy

Julie Andres – State Racing and Gaming Commission

Loretta Laubach – Real Estate Appraiser Examining Board

VETERANS AFFAIRS

Major General Benjamin Corell – State of Iowa Adjutant General

Carol Whitmore – Commission of Veterans Affairs

GOVERNOR'S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Bioscience Development Corporation for the vacant member position. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Justice Advisory Board for the vacant member position. This 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

JOURNAL OF THE SENATE

FIFTEENTH CALENDAR DAY
NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 27, 2020

The Senate met in regular session at 1:02 p.m., President Schneider presiding.

Prayer was offered by Reverend Charles Adam of the St. Thomas More Catholic Church in Coralville, Iowa. He was the guest of Senator Wahls.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Laura Kiely.

The Journal of Thursday, January 23, 2020, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:11 p.m. until 9:00 a.m., Tuesday, January 28, 2020.

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:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Capitol Planning Commission, pursuant to Iowa Code section 8A.373. Report received on January 24, 2020.

DEPARTMENT OF EDUCATION

Condition of Education Annual Report, pursuant to Iowa Code section 256.7. Report received on January 24, 2020.

Workforce Training and Economic Development (WTED) Fund Annual Report, pursuant to Iowa Code section 260C.18A. Report received on January 24, 2020.

BOARD OF MEDICINE

Board of Medicine and Board of Physician Assistants Joint Report, pursuant to Iowa Code section 148C.12. Report received on January 27, 2020.

DEPARTMENT OF PUBLIC HEALTH

Plumbing and Mechanical Systems Board Report, pursuant to Iowa Code section 105.9. Report received on January 27, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Annetta Daisy, Lake City—For celebrating her 100th birthday. Senator Kraayenbrink.

REPORT OF COMMITTEE MEETING

TRANSPORTATION

Convened: Monday, January 27, 2020, 3:05 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: None.

Committee Business: SF 51. SSBs 3002, 3021, and 3022.

Adjourned: 3:45 p.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 2001, by committee on State Government, a joint resolution proposing an amendment to the Constitution of the State of Iowa to protect life by declaring that the Constitution of the State of Iowa shall not be construed to recognize, grant, or secure a right to abortion or to require the public funding of abortion.

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

INTRODUCTION OF BILLS

Senate File 2084, by Boulton, Segebart, Greene, and Mathis, a bill for an act relating to health care benefits coverage for specified pediatric autoimmune neuropsychiatric disorders.

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

Senate File 2085, by Cournoyer, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging under certain circumstances.

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

STUDY BILLS RECEIVED

SSB 3073 Judiciary

Relating to the payment of required medical aid provided to prisoners.

SSB 3074 Judiciary

Relating to the guardianship of minors.

SSB 3075 Judiciary

Pertaining to immunity from civil or criminal liability for acts of corporal punishment in schools.

SSB 3076 Appropriations

Relating to the financial exploitation of designated eligible adults, and making an appropriation.

SSB 3077 Commerce

Relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care challenge program for working Iowans, a workforce diploma pilot program, computer science instruction, work-based learning coordinators, and the senior year plus program, and including applicability provisions.

SSB 3078 Commerce

Establishing a central filing system relating to security interests in farm products, providing fees, and including applicability, contingent implementation, and effective date provisions.

SSB 3079 Education

Relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program.

SSB 3080 Education

Relating to classroom management and related practitioner preparation procedures for reporting alleged classroom violence and assaults, to corporal punishment, establishing a grant program and fund for creation of therapeutic classrooms, providing supplementary weighting for the transportation of certain students to therapeutic classrooms, making an appropriation, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2043**

NATURAL RESOURCES AND ENVIRONMENT: Segebart, Chair; Boulton and Cournoyer

Senate File 2047

WAYS AND MEANS: Brown, Chair; Behn and Giddens

Senate File 2050

NATURAL RESOURCES AND ENVIRONMENT: Behn, Chair; Celsi and Shipley

Senate File 2054

NATURAL RESOURCES AND ENVIRONMENT: Zumbach, Chair; Boulton and Cournoyer

Senate File 2060

WAYS AND MEANS: Dawson, Chair; Brown and Giddens

Senate File 2062

HUMAN RESOURCES: Johnson, Chair; Garrett and Mathis

Senate File 2064

COMMERCE: Dawson, Chair; Chapman and Petersen

Senate File 2071

APPROPRIATIONS: Sinclair, Chair; Kraayenbrink and Mathis

Senate File 2072

LOCAL GOVERNMENT: Edler, Chair; Garrett and J. Smith

SSB 3073

JUDICIARY: Garrett, Chair; Kinney and Schultz

SSB 3074

JUDICIARY: Dawson, Chair; Bisignano and Chapman

SSB 3075

JUDICIARY: Garrett, Chair; Hogg and Nunn

SSB 3076

APPROPRIATIONS: Kraayenbrink, Chair; Lofgren and Mathis

SSB 3077

COMMERCE: Sinclair, Chair; Breitbach and Mathis

SSB 3078

COMMERCE: Brown, Chair; Johnson and Quirmbach

SSB 3079

EDUCATION: Cournoyer, Chair; Quirmbach and Sweeney

SSB 3080

EDUCATION: Sinclair, Chair; Celsi, Edler, Giddens, and Lofgren

FINAL COMMITTEE REPORT OF BILL ACTION**STATE GOVERNMENT**

Bill Title: *SENATE JOINT RESOLUTION 2001 (formerly SJR 21), a joint resolution proposing an amendment to the Constitution of the State of Iowa to protect life by declaring that the Constitution of the State of Iowa shall not be construed to recognize, grant, or secure a right to abortion or to require the public funding of abortion.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, 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 Joint Resolution 2001, and they were attached to the committee report.

JOURNAL OF THE SENATE

SIXTEENTH CALENDAR DAY
TENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 28, 2020

The Senate met in regular session at 9:03 a.m., President Schneider presiding.

Prayer was offered by the Honorable Craig Johnson, member of the Senate from Buchanan County, Independence, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kadin Kruse.

The Journal of Monday, January 27, 2020, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:05 a.m. until 9:00 a.m., Wednesday, January 29, 2020.

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:

IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

2019 Annual Report, pursuant to Iowa Code section 312.3B. Report received on January 28, 2020.

OFFICE OF THE TREASURER OF STATE

Linked Investment for Tomorrow Report, pursuant to Iowa Code section 12.38.
Report received on January 28, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Deb Schoelerman, Chair of the Green Sanctuary Committee; and the members of UUS—For receiving the 2019 Best Development Award from 1000 Friends of Iowa. Senator Wahls.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Tuesday, January 28, 2020, 2:05 p.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirmbach, Ranking Member; Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun.

Members Absent: None.

Committee Business: SF 2011. Presentation by Iowa Department of Education.

Adjourned: 2:55 p.m.

HUMAN RESOURCES

Convened: Monday, January 27, 2020, 3:10 p.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: Presenters Eric Preuss and Ken Sharp.

Adjourned: 4:05 p.m.

JUDICIARY

Convened: Monday, January 27, 2020, 2:00 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting.

Members Absent: None.

Committee Business: SFs 587, 375, 586, 2007, 2005, and 2006; SSB 3031. Presentation.

Adjourned: 3:00 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, January 28, 2020, 10:00 a.m.

Members Present: Guth, Chair; Celsi, Ranking Member; R. Taylor, and Whiting.

Members Absent: Zumbach, Vice Chair (excused).

Committee Business: Jan 28.

Adjourned: 11:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Tuesday, January 28, 2020, 10:05 a.m.

Members Present: Costello, Chair; Edler, Vice Chair; Ragan, Ranking Member; Bolkcom, and Miller-Meeks.

Members Absent: None.

Committee Business: Presentations from Medicaid Director Randol and MCO updates with Iowa Total Care and Amerigroup.

Adjourned: 11:25 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Tuesday, January 28, 2020, 10:00 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; and Boulton.

Members Absent: Dawson (excused).

Committee Business: Presentations by Mark Willemsen, Sr. Facilities Manager; Scott Allen, Project Manager; OPN Architects; and Steve Dick, Financial Manager, Iowa Dept of Corrections.

Adjourned: 10:45 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 102, by Ragan, Dawson, Carlin, R. Taylor, Costello, Edler, Dotzler, Miller-Meeks, Lofgren, Giddens, and Koelker, a resolution for recognizing the centennial of the formation of the American Legion Auxiliary.

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

INTRODUCTION OF BILLS

Senate File 2086, by Whiting, a bill for an act requiring notices of potential eligibility for the business property tax credit.

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

Senate File 2087, by Kapucian, a bill for an act requiring the installation of signs and statues on certain portions of interstate 80 to commemorate Harold Keller.

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

Senate File 2088, by Zaun, a bill for an act establishing a veterans treatment court in each judicial district.

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

Senate File 2089, by committee on Transportation, a bill for an act disqualifying a person convicted of human trafficking involving the use of a commercial motor vehicle from operating a commercial motor vehicle for life.

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

Senate File 2090, by committee on Transportation, a bill for an act relating to lighted lamps on bicycles, making penalties applicable, and including effective date provisions.

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

Senate File 2091, by committee on Transportation, a bill for an act providing for exemptions relating to odometer requirements, and including effective date provisions.

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

Senate File 2092, by committee on Judiciary, a bill for an act relating to the privacy of a victim of a sex offense in a criminal or civil proceeding.

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

Senate File 2093, by committee on Judiciary, a bill for an act relating to class “A” felonies and life sentences.

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

Senate File 2094, by committee on Transportation, a bill for an act creating a special minor’s farm driver’s license, and providing penalties.

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

Senate File 2095, by committee on Judiciary, a bill for an act allowing county attorneys and assistant county attorneys to obtain a professional permit to carry weapons.

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

Senate File 2096, by committee on Judiciary, a bill for an act allowing certain emergency medical care providers to obtain a professional permit to carry weapons.

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

Senate File 2097, by committee on Judiciary, a bill for an act relating to the criminal offense of indecent exposure and making penalties applicable.

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

Senate File 2098, by Giddens, Mathis, Jochum, Celsi, Lykam, Wahls, Kinney, Dotzler, R. Taylor, Bisignano, T. Taylor, J. Smith, Hogg, Quirmbach, Bolkcom, Petersen, Ragan, and Boulton, a bill for an act relating to the direct care workforce including the creation of a direct care worker database, inclusion of direct care workers in state skilled workforce programs, and the establishment of a direct care worker tuition grant program and a direct care worker tuition tax credit.

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

Senate File 2099, by Ragan, Mathis, Jochum, Celsi, Lykam, Wahls, Kinney, Dotzler, R. Taylor, Bisignano, T. Taylor, J. Smith, Hogg, Bolkcom, Petersen, Giddens, and Boulton, a bill for an act relating to the provision of innovative congregate meal concepts, and providing an appropriation.

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

Senate File 2100, by Miller-Meeks, a bill for an act relating to the provision of behavioral health services including via telemedicine in a school setting.

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

Senate File 2101, by Carlin, a bill for an act requiring school districts and nonpublic schools to display a portion of the preamble of the Declaration of Independence in their schools.

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

Senate File 2102, by Carlin, a bill for an act relating to applicant priority and grant award amounts under the teach Iowa scholar program.

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

Senate File 2103, by Shipley, a bill for an act establishing an annual vehicle registration surcharge and appropriating the resulting revenue for certain expenses of the state patrol.

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

Senate File 2104, by Zaun, a bill for an act relating to property taxation by providing a property assessment adjustment and property tax reduction for certain property of persons who meet certain income qualifications, providing a penalty, modifying city and county budget provisions, and including retroactive and other applicability provisions.

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

Senate File 2105, by Jochum, Celsi, Wahls, Dotzler, J. Smith, Kinney, T. Taylor, Bisignano, Lykam, Giddens, Quirmbach, Bolkcom, Petersen, Ragan, Mathis, Boulton, and R. Taylor, a bill for an act requiring that contractors and subcontractors performing work on housing programs administered by the Iowa finance authority comply with applicable federal and state laws relating to labor and employment, and providing penalties.

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

Senate File 2106, by Jochum, Mathis, Ragan, Celsi, Lykam, Wahls, Kinney, Dotzler, R. Taylor, Bisignano, T. Taylor, J. Smith, Quirmbach, Bolkcom, Petersen, Giddens, and Boulton, a bill for an act requiring that certain housing constructed using public funds incorporates minimum universal design standards relating to accessibility.

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

STUDY BILLS RECEIVED

SSB 3081 Judiciary

Establishing the offense of sexual activity with an individual sixteen or seventeen years of age, and providing penalties.

SSB 3082 Judiciary

Relating to forensic scientific evidence and postconviction relief.

SSB 3083 State Government

Relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, and scholarship and loan repayment programs.

SSB 3084 Commerce

Relating to rate regulatory proceedings before the utilities board within the utilities division of the department of commerce.

SSB 3085 Judiciary

Relating to total amount recoverable as a noneconomic damage award against a health care provider.

SSB 3086 State Government

Relating to the use of fire fighting foam containing certain substances, making penalties applicable, and including effective date provisions.

SSB 3087 State Government

Eliminating the commission of libraries and providing for properly related matters, and including effective date provisions.

SSB 3088 State Government

Eliminating the board of sign language interpreters and transliterators and license requirements for sign language interpreters and transliterators, and including transition provisions.

SSB 3089 State Government

Eliminating the board of hearing aid specialists and licensure requirements for hearing aid specialists, and including transition provisions.

SSB 3090 State Government

Eliminating the board of dietetics and license requirements for dietitians, and including transition provisions.

SSB 3091 State Government

Repealing the Missouri river preservation and land use authority, and including transition provisions.

SSB 3092 Commerce

Relating to the establishment of a disaster recovery homeowner assistance program and fund administered by the Iowa finance authority, transfers of moneys to certain funds, and including effective date provisions.

SSB 3093 Commerce

Relating to matters involving insurance and the insurance division of the department of commerce, providing fees, and resolving inconsistencies.

SSB 3094 Commerce

Relating to Medicaid processes, procedures, and oversight.

SUBCOMMITTEE ASSIGNMENTS**Senate Concurrent Resolution 101**

STATE GOVERNMENT: Whiting, Chair; Jochum and Johnson

Senate File 2008

WAYS AND MEANS: Chapman, Chair; Dotzler and R. Smith

Senate File 2045

WAYS AND MEANS: Chapman, Chair; Feenstra and Quirmbach

Senate File 2046

WAYS AND MEANS: Chapman, Chair; Bolkcom and Nunn

Senate File 2069

STATE GOVERNMENT: Schultz, Chair; Celsi and Whiting

Senate File 2070

STATE GOVERNMENT: Chapman, Chair; Cournoyer and Jochum

Senate File 2073

JUDICIARY: Nunn, Chair; Sweeney and R. Taylor

Senate File 2083

WAYS AND MEANS: Chapman, Chair; Brown and Giddens

Senate File 2086

LOCAL GOVERNMENT: Kraayenbrink, Chair; Boulton and Greene

Senate File 2087

TRANSPORTATION: Breitbach, Chair; Kinney and Zumbach

Senate File 2088

JUDICIARY: Schultz, Chair; Hogg and Nunn

SSB 3081

JUDICIARY: Sweeney, Chair; Bisignano and Whiting

SSB 3082

JUDICIARY: Garrett, Chair; Kinney and Schultz

SSB 3083

STATE GOVERNMENT: Miller-Meeks, Chair; Giddens and Johnson

SSB 3084

COMMERCE: Breitbach, Chair; Bisignano and Dawson

SSB 3085

JUDICIARY: Nunn, Chair; Kinney and Sweeney

SSB 3086

STATE GOVERNMENT: Johnson, Chair; Rozenboom and T. Taylor

SSB 3087

STATE GOVERNMENT: Cournoyer, Chair; Jochum and Rozenboom

SSB 3088

STATE GOVERNMENT: Schultz, Chair; Celsi and Whiting

SSB 3089

STATE GOVERNMENT: Schultz, Chair; Celsi and Cournoyer

SSB 3090

STATE GOVERNMENT: Schultz, Chair; Celsi and Cournoyer

SSB 3091

STATE GOVERNMENT: Rozenboom, Chair; Cournoyer and Giddens

SSB 3092

COMMERCE: Dawson, Chair; Bolkcom and R. Smith

SSB 3093

COMMERCE: Koelker, Chair; Bolkcom and Dawson

SSB 3094

COMMERCE: Dawson, Chair; Chapman and Petersen

FINAL COMMITTEE REPORTS OF BILL ACTION**JUDICIARY**

Bill Title: SENATE FILE 375 (SSB 1159), a bill for an act concerning jurors, relating to access to certain department of revenue taxpayer information for jury list compilation and juror information confidentiality.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and Whiting. Nays, 1: R. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 586 (formerly SF 381), a bill for an act establishing a criminal penalty for violent repeat offenders and providing for risk assessments.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2092 (formerly SF 2005), a bill for an act relating to the privacy of a victim of a sex offense in a criminal or civil proceeding.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2093 (formerly SF 2007), a bill for an act relating to class “A” felonies and life sentences.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2095 (formerly SF 587), a bill for an act allowing county attorneys and assistant county attorneys to obtain a professional permit to carry weapons.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate File 2095, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2096 (formerly SF 2006), a bill for an act allowing certain emergency medical care providers to obtain a professional permit to carry weapons.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2097 (SSB 3031), a bill for an act relating to the criminal offense of indecent exposure and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate File 2097, and they were attached to the committee report.

TRANSPORTATION

Bill Title: SENATE FILE 2089 (SSB 3021), a bill for an act disqualifying a person convicted of human trafficking involving the use of a commercial motor vehicle from operating a commercial motor vehicle for life.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2090 (formerly SF 51), a bill for an act relating to lighted lamps on bicycles, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, Whiting, and Zumbach. Nays, 1: T. Taylor. Absent, 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 Transportation Committee on Senate File 2090, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2091 (SSB 3022), a bill for an act providing for exemptions relating to odometer requirements, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2094 (SSB 3002), a bill for an act creating a special minor's farm driver's license, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

SEVENTEENTH CALENDAR DAY
ELEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 29, 2020

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

Prayer was offered by the Honorable Ako Abdul-Samad, member of the House from Polk County, Des Moines, Iowa. He was the guest of all.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jackie Liang.

The Journal of Tuesday, January 28, 2020, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:05 a.m. until 9:00 a.m., Thursday, January 30, 2020.

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 ADMINISTRATIVE SERVICES

Equal Opportunity–Contract Compliance Policy Report, pursuant to Iowa Code section 19B.7. Report received on January 28, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Joseph Tilstra, Rock Rapids—For reaching the rank of Eagle Scout, Troop #190.
Senator Whiting.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Wednesday, January 29, 2020, 2:00 p.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: Carlin (excused).

Committee Business: Voted on SSB 3050 (passed) and SSB 3051 (passed).

Adjourned: 2:40 p.m.

VETERANS AFFAIRS

Convened: Tuesday, January 28, 2020, 3:00 p.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dawson, Dotzler, Edler, Giddens, Koelker, and Ragan.

Members Absent: Lofgren (excused).

Committee Business: Presentation from Michael Mortensen.

Adjourned: 3:40 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Wednesday, January 29, 2020, 10:00 a.m.

Members Present: Guth, Chair; Celsi, Ranking Member; and R. Taylor.

Members Absent: Zumbach, Vice Chair; and Whiting (both excused).

Committee Business: Jan 29.

Adjourned: 11:10 a.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, January 16, 2020, 1:05 p.m.

Members Present: Shipley, Chair; Mathis, Ranking Member; and Sweeney.

Members Absent: Rozenboom, Vice Chair; and Kinney (both excused).

Committee Business: None.

Adjourned: 1:30 p.m.

ALSO:

Convened: Wednesday, January 22, 2020, 10:05 a.m.

Members Present: Shipley, Chair; Mathis, Ranking Member; Kinney, and Sweeney.

Members Absent: Rozenboom, Vice Chair (excused).

Committee Business: None.

Adjourned: 11:05 a.m.

ALSO:

Convened: Tuesday, January 28, 2020, 10:00 a.m.

Members Present: Shipley, Chair; Rozenboom, Vice Chair; Mathis, Ranking Member; Kinney, and Sweeney.

Members Absent: None.

Committee Business: Speakers Iowa Flood Ctr.

Adjourned: 11:00 a.m.

ALSO:

Convened: Wednesday, January 29, 2020, 10:00 a.m.

Members Present: Shipley, Chair; Rozenboom, Vice Chair; Mathis, Ranking Member; Kinney, and Sweeney.

Members Absent: None.

Committee Business: Presentation Iowa Nutrient Research Ctr.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Thursday, January 16, 2020, 1:00 p.m.

Members Present: Lofgren, Chair; Greene, Vice Chair; Cournoyer, and J. Smith.

Members Absent: Dotzler, Ranking Member (excused).

Committee Business: None.

Adjourned: 1:30 p.m.

ALSO:

Convened: Wednesday, January 22, 2020, 10:00 a.m.

Members Present: Lofgren, Chair; Greene, Vice Chair; Dotzler, Ranking Member; Cournoyer, and J. Smith.

Members Absent: None.

Committee Business: None.

Adjourned: 11:10 a.m.

ALSO:

Convened: Tuesday, January 28, 2020, 10:00 a.m.

Members Present: Lofgren, Chair; Greene, Vice Chair; Dotzler, Ranking Member; Cournoyer, and J. Smith.

Members Absent: None.

Committee Business: None.

Adjourned: 11:10 a.m.

ALSO:

Convened: Wednesday, January 29, 2020, 10:05 a.m.

Members Present: Lofgren, Chair; Greene, Vice Chair; Dotzler, Ranking Member; Cournoyer, and J. Smith.

Members Absent: None.

Committee Business: None.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Wednesday, January 22, 2020, 10:05 a.m.

Members Present: Kraayenbrink, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Koelker, and Quirmbach.

Members Absent: None.

Committee Business: All present.

Adjourned: 11:05 a.m.

ALSO:

Convened: Tuesday, January 28, 2020, 10:00 a.m.

Members Present: Kraayenbrink, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Koelker, and Quirmbach.

Members Absent: None.

Committee Business: NA.

Adjourned: 10:45 a.m.

ALSO:

Convened: Wednesday, January 29, 2020, 10:00 a.m.

Members Present: Kraayenbrink, Chair; Wahls, Ranking Member; Koelker, and Quirmbach.

Members Absent: Sinclair, Vice Chair (excused).

Committee Business: Senator Sinclair excused.

Adjourned: 10:50 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Tuesday, January 28, 2020, 10:00 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; Carlin and T. Taylor.

Members Absent: None.

Committee Business: None.

Adjourned: 11:00 a.m.

ALSO:

Convened: Wednesday, January 29, 2020, 10:00 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; Carlin and T. Taylor.

Members Absent: None.

Committee Business: Presentation, Attorney General.

Adjourned: 11:00 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: Wednesday, January 29, 2020, 10:05 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; Boulton, and Dawson.

Members Absent: None.

Committee Business: Presentations by Commissioner Stephan Bayens, Department of Public Safety and Todd Nuccio State Court Administrator, Iowa Judicial Branch.

Adjourned: 10:55 a.m.

INTRODUCTION OF BILLS

Senate File 2107, by Mathis, a bill for an act establishing a motor vehicle mileage tax pilot program.

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

Senate File 2108, by R. Taylor, Mathis, Jochum, Celsi, Wahls, Kinney, Bisignano, T. Taylor, J. Smith, Quirmbach, Bolkcom, Petersen, Giddens, Ragan, Boulton, Lykam, and Dotzler, a bill for an act relating to older individuals and dependent adults, creating certain criminal offenses and civil actions, and providing penalties.

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

Senate File 2109, by Bolkcom, a bill for an act relating to the collection, compiling, and publishing of employer information from adult Medicaid applicants and recipients.

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

Senate File 2110, by Ragan, Mathis, Jochum, Celsi, Dotzler, J. Smith, Kinney, T. Taylor, Hogg, Bisignano, Lykam, Giddens, Quirmbach, Bolkcom, Petersen, Wahls, Boulton, and R. Taylor, a bill for an act relating to the family income eligibility requirement for state child care assistance.

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

Senate File 2111, by Koelker, a bill for an act relating to long acting reversible contraceptive options under the Medicaid program.

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

Senate File 2112, by Costello, a bill for an act relating to full-color special registration plates.

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

Senate File 2113, by Koelker, a bill for an act relating to insurance coverage for prescription insulin drugs.

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

Senate File 2114, by Brown, a bill for an act relating to the granting of professional licenses, certificates, and registrations to persons licensed in other states.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 2115, by Bolkcom, a bill for an act relating to combined charitable campaign programs administered by certain public employers.

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

Senate File 2116, by Brown, a bill for an act providing for periodic comprehensive reviews of agency fees.

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

Senate File 2117, by Ragan, a bill for an act relating to substance use disorder services and reimbursement, and including effective date provisions.

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

Senate File 2118, by committee on Education, a bill for an act relating to loan repayment for refinanced student loans under the rural physician loan repayment program, the health care professional recruitment program, and the health care loan repayment program, and including effective date and retroactive applicability provisions.

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

STUDY BILLS RECEIVED

SSB 3095 Judiciary

Relating to judicial actions and records by authorizing assistance by a small claims filing agent and modifying provisions relating to accessing protected information in court records.

SSB 3096 Education

Relating to public school funding by establishing a state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2020, modifying provisions and references relating to the property tax replacement payment, and including effective date provisions.

SSB 3097 Education

Relating to public school funding by modifying provisions relating to the regular program state cost per pupil and to appropriations to the transportation equity fund and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2099**

APPROPRIATIONS: Costello, Chair; Koelker and Ragan

SSB 3095

JUDICIARY: Shipley, Chair; Hogg and Sweeney

SSB 3096

EDUCATION: Sinclair, Chair; Kraayenbrink and Quirmbach

SSB 3097

EDUCATION: Sinclair, Chair; Kraayenbrink and Quirmbach

FINAL COMMITTEE REPORT OF BILL ACTION**EDUCATION**

Bill Title: *SENATE FILE 2118 (formerly SF 2011), a bill for an act relating to loan repayment for refinanced student loans under the rural physician loan repayment program, the health care professional recruitment program, and the health care loan repayment program, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, 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 2118, and they were attached to the committee report.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on January 29, 2020, to investigate the appointment and reappointment of the following appointees:

COMMERCE

As Superintendent of Banking:

Jeffrey (Jeff) Plagge – Dawson, Chair; Bolkcom and Feenstra

As a member of the Bioscience Development Corporation:

Michael Roof – R. Smith, Chair; Johnson and Quirmbach

As a member of the Credit Union Review Board:

Paddy Friedrichsen – Johnson, Chair; Feenstra and Lykam

As a member of the Iowa Finance Authority:

John Eisenman – Koelker, Chair; Dawson and Petersen

As a member of the Iowa Telecommunications and Technology Commission:

Steven Olson – Koelker, Chair; Lykam and R. Smith

As a member of the Title Guaranty Division Board:

Sarah Pesek – R. Smith, Chair; Miller-Meeks and Quirmbach

EDUCATION

As a member of the Iowa Autism Council:

Cheryl Mulligan – Zaun, Chair; Sinclair and Wahls

As members of the Children's Behavioral Health System State Board:

Andrew Allen – Johnson, Chair; Quirmbach and Sweeney

Darci Alt – Johnson, Chair; Celsi and Sweeney

Melanie Cleveringa – Johnson, Chair; J. Smith and Sweeney

Daniel Cox – Johnson, Chair; Celsi and Sweeney

Scott Hobart – Johnson, Chair; Celsi and Sweeney

Peggy Huppert – Johnson, Chair; Celsi and Sweeney

Carol Meade – Edler, Chair; Cournoyer and J. Smith

Mary Neubauer – Edler, Chair; Cournoyer and J. Smith

Nathan Noble – Edler, Chair; Celsi and Cournoyer

Okpara Rice – Edler, Chair; Celsi and Cournoyer
Jason Sandholdt – Edler, Chair; Celsi and Cournoyer
Shanell Wagler – Edler, Chair; Cournoyer and J. Smith

As members of the Board of Educational Examiners:

Timothy Bower – Kraayenbrink, Chair; Giddens and Rozenboom
Rhonda McRina – Kraayenbrink, Chair; Giddens and Rozenboom
Dr. Kristen Rickey – Kraayenbrink, Chair; Giddens and Rozenboom

As a member of the Iowa Higher Education Loan Authority:

Randy Fehr – Lofgren, Chair; Quirmbach and Sinclair

As a member of the State Board of Regents:

Zackery Leist – Behn, Chair; Quirmbach and Sinclair

HUMAN RESOURCES

As members of the Board of Behavioral Science:

Blake Stephenson – Greene, Chair; Costello and Mathis
Laura Wilcke – Segebart, Chair; Johnson and Ragan

As a member of the Child Advocacy Board:

Rafaela Cadena – Edler, Chair; Garrett and Mathis

As Director of the Department of Human Services:

Kelly Kennedy Garcia – Sweeney, Chair; Costello and Mathis

As a member of the Council on Human Services:

Skylar Mayberry-Mayes – Johnson, Chair; Jochum and Segebart

JUDICIARY

As Director of the Iowa State Civil Rights Commission:

Elizabeth Johnson – Garrett, Chair; Chapman and Hogg

As Director of the Department of Corrections:

Beth Skinner – Zaun, Chair; Garrett and R. Taylor

As a member of the State Judicial Nominating Commission:

Dan Huitink – Garrett, Chair; Bisignano and Sinclair

As a member of the Commission on Judicial Qualifications:

F. Jeanita McNulty – Sinclair, Chair; Dawson and Hogg

As members of the Justice Advisory Board:

Tammy Bramley – Schultz, Chair; Kinney and Shipley
Sheila Corsbie – Chapman, Chair; Bisignano and Nunn
Brian Gladney – Whiting, Chair; Kinney and Shipley
John Haila – Sweeney, Chair; Nunn and R. Taylor
Timothy Lane – Whiting, Chair; Kinney and Nunn
Eileen Meier – Whiting, Chair; Bisignano and Dawson
Cody Samec – Chapman, Chair; Dawson and Petersen
Ardyth Slight – Dawson, Chair; Kinney and Shipley

As members of the Iowa Law Enforcement Academy Council:

Jana Abens – Nunn, Chair; Dawson and Kinney
Melissa Henderson – Dawson, Chair; Kinney and Sweeney
Diane Venenga – Dawson, Chair; Kinney and Shipley

As a member of the Alternate, Board of Parole:

Vincent Lewis – Dawson, Chair; Petersen and Whiting

As Chairperson of the Board of Parole:

Helen Miller – Garrett, Chair; Petersen and Sweeney

As members of the Board of Parole:

Andrew Boettger – Zaun, Chair; Bisignano and Schultz
Ralph Haskins – Zaun, Chair; Bisignano and Chapman
Helen Miller – Garrett, Chair; Petersen and Sweeney
Sue Weinacht – Garrett, Chair; Hogg and Nunn

LABOR AND BUSINESS RELATIONS

As Chair of the Public Employment Relations Board:

Cheryl Arnold – Schultz, Chair; Carlin and T. Taylor

As a member of the Public Employment Relations Board:

Cheryl Arnold – Schultz, Chair; Carlin and T. Taylor

NATURAL RESOURCES AND ENVIRONMENT

As Director of the Department of Natural Resources:

Kayla Lyon – Kapucian, Chair; Behn and Boulton

As a member of the Renewable Fuel Infrastructure Board:

Karen Long – Segebart, Chair; Hogg and Sweeney

STATE GOVERNMENT

As a member of the Accountancy Examining Board:

Allen Kockler – Cournoyer, Chair; T. Taylor and Whiting

As a member of the Commission on Community Action Agencies:

Kevin Brown – Cournoyer, Chair; Giddens and Whiting

As members of the Commission of Deaf Services:

Carly Armour – Johnson, Chair; Celsi and Whiting

Jillyn Kaufman – Johnson, Chair; Celsi and Whiting

Christopher Nipper – Johnson, Chair; Celsi and Whiting

As Chief Information Officer:

Annette Dunn – R. Smith, Chair; Johnson and T. Taylor

As a member of the Investment Board of the IPERS:

Jeffrey Garrett – Rozenboom, Chair; Jochum and Miller-Meeks

As a member of the Board of Massage Therapy:

Douglas Van Polen – Rozenboom, Chair; Jochum and Miller-Meeks

As a member of the State Racing and Gaming Commission:

Julie Andres – R. Smith, Chair; Bisignano and Johnson

As a member of the Real Estate Appraiser Examining Board:

Loretta Laubach – R. Smith, Chair; Bisignano and Johnson

VETERANS AFFAIRS

As State of Iowa Adjutant General:

Major General Benjamin Corell – Carlin, Chair; Koelker and R. Taylor

As a member of the Commission of Veterans Affairs:

Carol Whitmore – Dawson, Chair; Costello and Giddens

JOURNAL OF THE SENATE

EIGHTEENTH CALENDAR DAY
TWELFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 30, 2020

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

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County, Schleswig, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Erica Nasstrom.

The Journal of Wednesday, January 29, 2020, was approved.

ADJOURNMENT

On motion of Senator Sinclair, the Senate adjourned at 9:13 a.m. until 9:00 a.m., Friday, January 31, 2020.

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:

BOARD OF PHARMACY

Home Base Iowa—Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on January 30, 2020.

DEPARTMENT OF TRANSPORTATION

Biodiesel and Biodiesel Blended Fuel Revolving Fund, pursuant to Iowa Code section 307.20. Report received on January 30, 2020.

Secondary Road Research Fund Report, pursuant to Iowa Code section 310.36. Report received on January 30, 2020.

Street Research Fund Report, pursuant to Iowa Code section 312.3A. Report received on January 30, 2020.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, January 30, 2020, 10:00 a.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Lykam, Ranking Member; Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith.

Members Absent: None.

Committee Business: SF 562, SSB 3003, SSB 3004, SSB 3007, SSB 3048.

Adjourned: 10:50 a.m.

STATE GOVERNMENT

Convened: Thursday, January 30, 2020, 11:05 a.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, and Whiting.

Members Absent: Zaun (excused).

Committee Business: SSBs 3054, 3056, and 3072.

Adjourned: 11:40 a.m.

INTRODUCTION OF BILLS

Senate File 2119, by committee on Human Resources, a bill for an act relating to controlled substances, including amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

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

Senate File 2120, by committee on Human Resources, a bill for an act relating to controlled substances, including information collection and reporting requirements under the Iowa prescription monitoring program.

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

Senate File 2121, by Whiting, a bill for an act requiring operators of vehicles involved in certain accidents to submit a written report to the department of transportation within twenty-four hours of the accident, and making penalties applicable.

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

Senate File 2122, by Sinclair, a bill for an act relating to the classification and reclassification of certain secondary roads, and including applicability provisions.

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

Senate File 2123, by Nunn, a bill for an act relating to the adjustments to state foundation aid paid to a school district following an assessed value reduction for certain property and including effective date and applicability provisions.

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

Senate File 2124, by Greene, a bill for an act exempting from the sales and use tax the sales price of a cannabidiol product sold by an authorized medical cannabidiol manufacturer or medical cannabidiol dispensary.

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

Senate File 2125, by Mathis, a bill for an act relating to the convening of a conference to address the state's increasing aging population.

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

Senate File 2126, by Wahls, Celsi, Kinney, Dotzler, R. Taylor, T. Taylor, Hogg, Lykam, Giddens, Quirmbach, Bolkcom, and Petersen, a bill for an act relating to the use of student identification cards as voter registration and identification documents.

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

Senate File 2127, by committee on Commerce, a bill for an act relating to the regulation of certain tobacco and hemp-related products, and providing penalties.

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

STUDY BILLS RECEIVED

SSB 3098 Government Oversight

Relating to the custody and control of courthouses and to physical facilities provided by a city or county to the district court.

SSB 3099 Veterans Affairs

Relating to the investment and use of funds in the veterans trust fund.

SSB 3100 Veterans Affairs

Relating to the Iowa patriots memorial highway, and including applicability provisions.

SSB 3101 Transportation

Requiring the construction and maintenance of rumble strips on certain highways.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2074**

LABOR AND BUSINESS RELATIONS: Nunn, Chair; Guth and R. Taylor

Senate File 2075

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Dotzler and Whiting

Senate File 2078

STATE GOVERNMENT: Schultz, Chair; Celsi and Whiting

Senate File 2079

STATE GOVERNMENT: Cournoyer, Chair; Bisignano and R. Smith

Senate File 2080

STATE GOVERNMENT: Cournoyer, Chair; Giddens and Johnson

Senate File 2085

WAYS AND MEANS: Chapman, Chair; Feenstra and Quirmbach

Senate File 2098

LABOR AND BUSINESS RELATIONS: Brown, Chair; Guth and R. Taylor

Senate File 2100

EDUCATION: Sweeney, Chair; Celsi and Johnson

Senate File 2101

EDUCATION: Behn, Chair; Cournoyer and Wahls

Senate File 2102

EDUCATION: Kraayenbrink, Chair; Cournoyer and Giddens

Senate File 2103

WAYS AND MEANS: Behn, Chair; Giddens and Schultz

Senate File 2104

WAYS AND MEANS: Dawson, Chair; Dotzler and Nunn

Senate File 2105

STATE GOVERNMENT: Chapman, Chair; R. Smith and T. Taylor

Senate File 2106

STATE GOVERNMENT: Chapman, Chair; Jochum and R. Smith

Senate File 2107

WAYS AND MEANS: Nunn, Chair; Bolkcom and Feenstra

Senate File 2112

TRANSPORTATION: Shipley, Chair; Cournoyer and Lykam

Senate File 2114

LABOR AND BUSINESS RELATIONS: Brown, Chair; Boulton and Guth

Senate File 2121

TRANSPORTATION: Koelker, Chair; Shipley and T. Taylor

Senate File 2122

TRANSPORTATION: Brown, Chair; J. Smith and Zumbach

House File 310

(Reassigned)

STATE GOVERNMENT: R. Smith, Chair; Giddens and Schultz

SSB 3077

(Reassigned)

COMMERCE: Sinclair, Chair; Breitbach, Koelker, Mathis and Quirmbach

SSB 3098

GOVERNMENT OVERSIGHT: Whiting, Chair; Bisignano and Sinclair

SSB 3099

VETERANS AFFAIRS: Carlin, Chair; Edler and Ragan

SSB 3100

VETERANS AFFAIRS: Dawson, Chair; Dotzler and Koelker

SSB 3101

TRANSPORTATION: Kapucian, Chair; Cournoyer and Giddens

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: SENATE FILE 2127 (SSB 3007), a bill for an act relating to the regulation of certain tobacco and hemp-related products, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: SENATE FILE 2119 (SSB 3050), a bill for an act relating to controlled substances, including amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Segebart, Mathis, Bolkcom, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, 1: Carlin.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2120 (SSB 3051), a bill for an act relating to controlled substances, including information collection and reporting requirements under the Iowa prescription monitoring program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Segebart, Mathis, Bolkcom, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, 1: Carlin.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

NINETEENTH CALENDAR DAY
THIRTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, January 31, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Caleb Hunter.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by McKenna Natzke of Johnston, Iowa.

The Journal of Thursday, January 31, 2020, was approved.

BILL REFERRED TO COMMITTEE

President Schneider announced that **Senate File 2127** be referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

ADJOURNMENT

On motion of Senator Chapman, the Senate adjourned at 9:01 a.m. until 10:00 a.m., Tuesday, February 4, 2020.

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:

ATTORNEY GENERAL

Attorney Contingency Fee Agreements Report, pursuant to Iowa Code section 23B.3. Report received on January 30, 2020.

DEPARTMENT OF HUMAN RIGHTS

Iowa Collaboration for Youth Development Council Annual Report, pursuant to Iowa Code section 216A.140. Report received on January 31, 2020.

DEPARTMENT OF TRANSPORTATION

Midwest Regional Rail Passenger Initiative, pursuant to Iowa Code section 327J.3. Report received on January 31, 2020.

Recycling Report, pursuant to Iowa Code section 307.21. Report received on January 31, 2020.

Replacement and Repair of Structurally Deficient Secondary Bridges, pursuant to 2018 Iowa Acts, Chapter 1077, section 1. Report received on January 31, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Mr. Kenichi Okada, Consul-General of Japan—Congratulating him on his new position and long enduring friendship with the people of Iowa. Senator Nunn.

INTRODUCTION OF BILLS

Senate File 2128, by Sinclair, a bill for an act relating to Medicaid reimbursement for breast pumps and associated supplies.

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

Senate File 2129, by Dawson, a bill for an act relating to the restoration of voting rights to certain convicted persons and including effective date provisions.

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

Senate File 2130, by Guth, a bill for an act relating to the consideration of fraudulent concealment of sexual orientation in a marriage application form and license to marry in the awarding of child custody.

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

Senate File 2131, by committee on Commerce, a bill for an act relating to credit allowed to domestic ceding insurers for reinsurance ceded to reinsurers, and including applicability provisions.

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

Senate File 2132, by committee on Commerce, a bill for an act relating to the legal reserve requirements of life insurance companies.

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

Senate File 2133, by committee on State Government, a bill for an act repealing provisions requiring the registration of travel agencies.

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

Senate File 2134, by committee on State Government, a bill for an act relating to the manufacturing of canned cocktails by a beer manufacturer and including effective date provisions.

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

Senate File 2135, by committee on State Government, a bill for an act relating to the final disposition and disinterment of human remains.

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

Senate File 2136, by committee on Commerce, a bill for an act relating to the removal of city utility board members, and including effective date provisions.

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

Senate File 2137, by committee on Commerce, a bill for an act relating to filing requirements applicable to extensions of real estate conveyances or transactions under specified circumstances.

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

STUDY BILLS RECEIVED

SSB 3102 Appropriations

Relating to financial and regulatory matters by making and supplementing appropriations for the fiscal year beginning July 1, 2019, and including effective date provisions.

SSB 3103 Appropriations

Relating to appropriations to the justice system.

SSB 3104 Appropriations

Relating to appropriations to the judicial branch, and including effective date and retroactive applicability provisions.

SSB 3105 Appropriations

Relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

SSB 3106 Appropriations

Relating to education funding by establishing a state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2020, modifying provisions and references relating to the property tax replacement payment, modifying appropriations for the transportation equity program, area education agency funding, and the instructional support program, making appropriations, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**SSB 3102**

APPROPRIATIONS: Breitbach, Chair; Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Kraayenbrink, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls

SSB 3103

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

SSB 3104

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

SSB 3105

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

SSB 3106

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: SENATE FILE 2131 (SSB 3048), a bill for an act relating to credit allowed to domestic ceding insurers for reinsurance ceded to reinsurers, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2132 (SSB 3003), a bill for an act relating to the legal reserve requirements of life insurance companies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2136 (formerly SF 562), a bill for an act relating to the removal of city utility board members, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Sinclair, and R. Smith. Nays, 2: Petersen and Quirmbach. Absent, 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 2136, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2137 (SSB 3004), a bill for an act relating to filing requirements applicable to extensions of real estate conveyances or transactions under specified circumstances.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, 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 2137, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 2133 (SSB 3072), a bill for an act repealing provisions requiring the registration of travel agencies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Rozenboom, Schultz, and Whiting. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2134 (SSB 3054), a bill for an act relating to the manufacturing of canned cocktails by a beer manufacturer and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: R. Smith, Johnson, Bisignano, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, and Whiting. Nays, 1: Celsi. Absent, 1: Zaun.

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 2134, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2135 (SSB 3056), a bill for an act relating to the final disposition and disinterment of human remains.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, and Whiting. Nays, none. Absent, 1: Zaun.

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 2135, and they were attached to the committee report.

JOURNAL OF THE SENATE

TWENTY-THIRD CALENDAR DAY
FOURTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 4, 2020

The Senate met in regular session at 10:05 a.m., President Schneider presiding.

Prayer was offered by Alan Mullikin, pastor of the LeGrand Friends Church in LeGrand, Iowa. He was the guest of Senator Edler.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Dillon Belzer.

The Journal of Friday, January 31, 2020, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced to the Senate chamber Major General Benjamin Corell, the Governor's appointee to be the State of Iowa Adjutant General. He was the guest of Senators Carlin and T. Taylor and the committee on Veterans Affairs.

The Secretary of the Senate introduced to the Senate chamber Elizabeth Johnson, the Governor's appointee to be the Director of the Iowa State Civil Rights Commission. She was the guest of Senators Garrett and Petersen and the committee on Judiciary.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:18 a.m. until 9:00 a.m., Wednesday, February 5, 2020.

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:

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Joint Investment Trust Report—Insurance Division, pursuant to Iowa Code section 12B.10A. Report received on February 3, 2020.

DEPARTMENT OF MANAGEMENT

Early Childhood Iowa State Board, pursuant to Iowa Code 256I.4. Report received on February 4, 2020.

DEPARTMENT OF NATURAL RESOURCES

Annual Report, pursuant to Iowa Code section 455A.5. Report received on February 3, 2020.

BOARD OF PHARMACY

Iowa Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554. Report received on February 3, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Caitlin Bauer, Davenport— For earning the Gold Award, the highest award in Girl Scouting. Senator Lykam.

Clarah Buhman, Bettendorf— For achieving the Gold Award for raising awareness of Nature Deficit Disorder in her community. Senator Roby Smith.

Lily Mitchell, Bettendorf—For achieving the Gold Award for advocating for invisible illnesses within her school community. Senator Roby Smith.

Florence Ramsell, Waterloo—Upon celebration of her 100th birthday. Senator Dotzler.

Kaitlyn Ryan, Bettendorf—For achieving the Gold Award for creating a mentorship program between high school and junior high band students. Senator Roby Smith.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Tuesday, February 4, 2020, 3:00 p.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls.

Members Absent: Celsi (excused).

Committee Business: SSB 3102.

Adjourned: 3:35 p.m.

EDUCATION

Convened: Tuesday, February 4, 2020, 2:05 p.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirnbach, Ranking Member; Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Wahls.

Members Absent: Behn and Zaun (both excused).

Committee Business: SSB 3096, SSB 3097, SSB 3067, SSB 3019, and SF 2065.

Adjourned: 2:50 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 4, 2020, 1:05 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Hogg, Ranking Member; Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach.

Members Absent: Behn (excused).

Committee Business: Consideration hearing for Kayla Lyon to the position of Director of the Department of Natural Resources. Presentation by “Parks 2020” with Todd Coffelt and Julie Tack.

Adjourned: 2:00 p.m.

VETERANS AFFAIRS

Convened: Tuesday, February 4, 2020, 1:00 p.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan.

Members Absent: Dawson (excused).

Committee Business: The consideration of appointment of Major General Benjamin Corell. Guest Speaker Elizabeth Ledvina, the Iowa Commission of Veterans Affairs Chair.

Adjourned: 1:40 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, February 4, 2020, 10:30 a.m.

Members Present: Guth, Chair; Zumbach, Vice Chair; and Celsi, Ranking Member.

Members Absent: R. Taylor and Whiting (both excused).

Committee Business: Feb 4 Dept of Revenue Div of Banking Professional Licensing.

Adjourned: 11:55 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, February 4, 2020, 10:35 a.m.

Members Present: Lofgren, Chair; Greene, Vice Chair; Dotzler, and Ranking Member; Cournoyer.

Members Absent: J. Smith (excused).

Committee Business: Presentation on Governor's Budget Recommendations for University of Iowa (Jon Darsee, Chris Kaufmann, Jon Lensing, David Hensley, and Isabel Reed).

Adjourned: 11:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Tuesday, February 4, 2020, 10:35 a.m.

Members Present: Kraayenbrink, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Koelker, and Quirmbach.

Members Absent: None.

Committee Business: None.

Adjourned: 11:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: February 4, 2020, 10:35 a.m.

Members Present: Costello, Chair; Edler, Vice Chair; Ragan, Ranking Member; Bolkcom, and Miller-Meeks.

Members Absent: None.

Committee Business: None.

Adjourned: 11:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: February 4, 2020, 10:40 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; and Carlin.

Members Absent: T. Taylor (excused).

Committee Business: Presentation of Iowa National Guard.

Adjourned: 11:55 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Tuesday, February 4, 2020, 10:35 a.m.

Members Present: Johnson, Chair; Lykam, Ranking Member; Boulton, and Dawson.

Members Absent: R. Smith, Vice Chair (excused).

Committee Business: Presentation by ChildServe.

Adjourned: 11:00 a.m.

INTRODUCTION OF BILLS

Senate File 2138, by Mathis, a bill for an act concerning the employment rights of public school employees and officials relating to student exercise of free expression in public schools.

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

Senate File 2139, by Ragan, a bill for an act relating to court costs for scheduled violations.

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

Senate File 2140, by Feenstra, a bill for an act relating to replacement of the term visitation with the term parenting time relative to time awarded to a parent.

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

Senate File 2141, by Chapman, a bill for an act relating to the purchasing of a youth deer hunting license and tag and the methods of take authorized for a youth hunter during youth deer hunting season.

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

Senate File 2142, by committee on Education, a bill for an act relating to public school funding by establishing a state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2020, modifying provisions and references relating to the property tax replacement payment, and including effective date provisions.

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

Senate File 2143, by committee on Education, a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil and to appropriations to the transportation equity fund and including effective date provisions.

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

Senate File 2144, by committee on Appropriations, a bill for an act relating to financial and regulatory matters by making and supplementing appropriations for the fiscal year beginning July 1, 2019, and including effective date provisions.

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

Senate File 2145, by Edler, a bill for an act relating to the established season for hunting game birds on a preserve.

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

Senate File 2146, by Segebart, a bill for an act relating to fees charged in conjunction with free trials, the cancellation of recurring charges, and making penalties applicable.

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

Senate File 2147, by Segebart, a bill for an act relating to a study concerning a comprehensive approach to detecting, managing, and preventing elder abuse.

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

Senate File 2148, by Segebart, a bill for an act relating to the child abuse hotline.

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

Senate File 2149, by Edler, a bill for an act relating to the minimum standard of transparency for motor vehicle window tint, providing penalties, and making penalties applicable.

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

Senate File 2150, by Costello, a bill for an act relating to requirements for licensees under the purview of the dental board relating to orthodontia services.

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

SUBCOMMITTEE ASSIGNMENTS

Senate File 2084

HUMAN RESOURCES: Greene, Chair; Mathis and Segebart

Senate File 2124

WAYS AND MEANS: Behn, Chair; Bolkcom and Carlin

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 2144 (SSB 3102), a bill for an act relating to financial and regulatory matters by making and supplementing appropriations for the fiscal year beginning July 1, 2019, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Breitbach, Kraayenbrink, Bolkcom, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, 1: Celsi.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: SENATE FILE 2142 (SSB 3096), a bill for an act relating to public school funding by establishing a state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2020, modifying provisions and references relating to the property tax replacement payment, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Sinclair, Cournoyer, Edler, Johnson, Kraayenbrink, Lofgren, Rozenboom, and Sweeney. Nays, 5: Quirmbach, Celsi, Giddens, J. Smith, and Wahls. Absent, 2: Behn and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2143 (SSB 3097), a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil and to appropriations to the transportation equity fund and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Wahls. Nays, none. Absent, 2: Behn and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on February 3, 2020:

I am withdrawing the name of Jeffrey Garrett to serve as a member of the Investment Board of the IPERS from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on February 4, 2020:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Investment Board of the IPERS for the vacant member position. This 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.

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

VETERANS AFFAIRS

Major General Benjamin Corell – State of Iowa Adjutant General

JOURNAL OF THE SENATE

TWENTY-FOURTH CALENDAR DAY
FIFTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 5, 2020

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

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Megan Decker.

The Journal of Tuesday, February 4, 2020, was approved.

BILL REFERRED TO COMMITTEE

President Schneider announced that **Senate File 2143** be referred from the Regular Calendar to the committee on **Appropriations** under Senate Rule 38.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced to the Senate chamber Annette Dunn, the Governor's appointee to be the Chief Information Officer. She was the guest of Senators R. Smith and Bisignano and the committee on State Government.

The Secretary of the Senate introduced to the Senate chamber Kayla Lyon, the Governor's appointee to be the Director of the Department of Natural Resources. She was the guest of Senators Rozenboom and Hogg and the committee on Natural Resources and Environment.

The Secretary of the Senate introduced to the Senate chamber Helen Miller, the Governor's appointee to be the Chairperson of the Board of Parole. She was the guest of Senators Garrett and Kinney and the committee on Judiciary.

The Secretary of the Senate introduced to the Senate chamber Beth Skinner, the Governor's appointee to be the Director of the Department of Corrections. She was the guest of Senators Garrett and Kinney and the committee on Judiciary.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:08 a.m. until 9:00 a.m., Thursday, February 6, 2020.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Erin O'Hara, Robins—For earning the Gold Award, the highest award in Girl Scouting. Senator Mathis.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, February 5, 2020, 4:15 p.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolcom, Ranking Member; Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls.

Members Absent: Celsi and Miller-Meeks (both excused).

Committee Business: Discuss 2143.

Adjourned: 4:20 p.m.

EDUCATION

Convened: Wednesday, February 5, 2020, 1:00 p.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirmbach, Ranking Member; Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Wahls.

Members Absent: Behn and Zaun (both excused).

Committee Business: Fail State Video Presentation SSB 3080.

Adjourned: 2:05 p.m.

JUDICIARY

Convened: Wednesday, February 5, 2020, 3:05 p.m.

Members Present: Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and R. Taylor.

Members Absent: Zaun, Chair; and Whiting (both excused).

Committee Business: SF 2059, SF 393, SSB 3037, SSB 3035, SSB 3039, SSB 3029, SF 115, SSB 3041, SSB 3073.

Adjourned: 4:10 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Tuesday, February 4, 2020, 2:00 p.m.

Members Present: Schultz, Chair; T. Taylor, Ranking Member; Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor.

Members Absent: Whiting, Vice Chair (excused).

Committee Business: Any and all committee business.

Adjourned: 2:05 p.m.

TRANSPORTATION

Convened: Wednesday, February 5, 2020, 2:10 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, and Zumbach.

Members Absent: Whiting (excused).

Committee Business: SF 2026 SSB 3101.

Adjourned: 2:55 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Wednesday, February 5, 2020, 10:00 a.m.

Members Present: Guth, Chair; Zumbach, Vice Chair; Celsi, Ranking Member; and R. Taylor.

Members Absent: Whiting (excused).

Committee Business: Auditor of State, Rob Sand, State Auditor OCIO, Annette Dunn, Director.

Adjourned: 11:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Wednesday, February 5, 2020, 10:05 a.m.

Members Present: Lofgren, Chair; Greene, Vice Chair; Dotzler, Ranking Member; Cournoyer, and J. Smith.

Members Absent: None.

Committee Business: Presentation on Iowa State University Economic Impact by Dean David Spalding.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Wednesday, February 5, 2020, 10:05 a.m.

Members Present: Kraayenbrink, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; and Quirmbach.

Members Absent: Koelker (excused).

Committee Business: Senator Koelker excused.

Adjourned: 11:10 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Wednesday, February 5, 2020, 10:05 a.m.

Members Present: Costello, Chair; Edler, Vice Chair; Ragan, Ranking Member; Bolkom, and Miller-Meeks.

Members Absent: None.

Committee Business: Presentations by personnel from the Department of Human Services, the Department of Public Health, and the College Student Aid Commission.

Adjourned: 11:10 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Wednesday, February 5, 2020, 10:00 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; Carlin and T. Taylor.

Members Absent: None.

Committee Business: Presentation by Criminal and Juvenile Justice Planning Division and by Department of Homeland Security and Emergency Management.

Adjourned: 11:15 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Wednesday, February 5, 2020, 10:05 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; Boulton, and Dawson.

Members Absent: None.

Committee Business: Presentations by Iowa Public Radio and Iowa Poison Control Center.

Adjourned: 10:20 a.m.

INTRODUCTION OF BILLS

Senate File 2151, by Bolkom, a bill for an act relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, providing penalties and making penalties applicable, and including effective date provisions.

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

Senate File 2152, by Bolkcom, Giddens, Lykam, T. Taylor, R. Taylor, Dotzler, Wahls, Jochum, Mathis, Ragan, and Celsi, a bill for an act relating to the medical cannabidiol Act.

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

Senate File 2153, by committee on Education, a bill for an act relating to the administration of student health screenings by school districts.

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

Senate File 2154, by committee on Education, a bill for an act relating to qualifications for community college career and technical education instructors.

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

Senate File 2155, by committee on Education, a bill for an act establishing authority for school districts to impose additional property taxes and income surtaxes for certain school resource officer expenses under the instructional support program.

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

Senate File 2156, by Bolkcom, T. Taylor, R. Taylor, Dotzler, Wahls, and Celsi, a bill for an act creating the our care, our options Act, and providing penalties.

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

Senate File 2157, by Sinclair, a bill for an act relating to the crime of invasion of privacy.

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

Senate File 2158, by Zumbach, a bill for an act allowing the operation of all-terrain vehicles and off-road utility vehicles on all secondary roads, and making penalties applicable.

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

Senate File 2159, by Brown, a bill for an act relating to the sales and use tax by modifying the sales and use tax exemption for materials and certain machinery and equipment used in agricultural production.

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

Senate File 2160, by Zumbach, a bill for an act relating to public utility billing practices.

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

Senate File 2161, by Chapman, a bill for an act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person with a valid permit to carry weapons from carrying, transporting, or possessing a dangerous weapon in the buildings or on the grounds of such a college or university, and including civil penalties.

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

Senate File 2162, by Segebart, a bill for an act relating to a hearing concerning the temporary removal of a child from the home.

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

Senate File 2163, by Sinclair, Brown, and Schultz, a bill for an act relating to the regulation of professions, including the granting of professional licenses, certificates, and registrations to persons licensed in other states, the sunset of boards granting professional licenses, and the review of occupational licensing rules, and providing an effective date.

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

Senate File 2164, by committee on Appropriations, a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil and to appropriations to the transportation equity fund and including effective date provisions.

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

Senate File 2165, by committee on Labor and Business Relations, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

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

Senate File 2166, by Sweeney, Brown, Schultz, Segebart, Johnson, Kapucian, and Zumbach, a bill for an act relating to the registration and registration renewal of all-terrain vehicles, off-road utility vehicles, and snowmobiles, and making penalties applicable.

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

Senate File 2167, by T. Taylor, a bill for an act relating to automobile insurance required for transportation network company drivers.

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

Senate File 2168, by T. Taylor, a bill for an act relating to the practices of performing rights societies.

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

Senate File 2169, by Guth, a bill for an act prohibiting the use of financial incentives or penalties relative to vaccine administration.

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

Senate File 2170, by Guth, Carlin, and Schultz, a bill for an act relating to information to be provided, recorded, and reported by health care providers relative to certain vaccinations, and providing penalties.

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

Senate File 2171, by Guth, Carlin, and Schultz, a bill for an act relating to the administration of the hepatitis B vaccine to newborns.

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

Senate File 2172, by Guth, Johnson, Carlin, and Schultz, a bill for an act relating to immunization information requested on an infant certificate of death form.

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

Senate File 2173, by Guth, a bill for an act relating to immunization status requirements for a foster home.

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

Senate File 2174, by Guth, a bill for an act relating to administration of vaccines in schools.

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

Senate File 2175, by Sweeney, a bill for an act providing for a notice regarding a hearing to determine how land within a drainage or levee district is to be classified for purposes of assessing that land.

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

Senate File 2176, by Edler, a bill for an act establishing a rural veterinarian loan repayment program for veterinary students and certain licensed veterinarians and a rural veterinary care trust fund, and making appropriations.

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

Senate File 2177, by Mathis and Ragan, a bill for an act relating to Medicaid program improvements, providing an appropriation, and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 3107 Transportation

Relating to responsibilities of timber buyers and persons transporting timber, and providing penalties.

SSB 3108 Transportation

Relating to peace officers and retired peace officers who provide street or highway driving instruction.

SSB 3109 Commerce

Relating to the applicability of beverage container control provisions, handling fees, and acceptance of beverage containers, making penalties applicable, and providing effective date provisions.

SSB 3110 Natural Resources and Environment

Relating to the property tax exemption for forest reservations and fruit-tree reservations and including effective date, applicability, and retroactive applicability provisions.

SSB 3111 State Government

Relating to the elimination of the hospital licensing board, and providing for repeals.

SSB 3112 Commerce

Relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and certain broadband infrastructure tax exemptions, and including effective date and retroactive applicability provisions.

SSB 3113 State Government

Proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

SSB 3114 State Government

Proposing amendments to the Constitution of the State of Iowa relating to the gubernatorial line of succession and the filling of vacant public offices.

SSB 3115 State Government

Relating to public bidding.

SSB 3116 Ways and Means

Relating to state and local revenue and finances including modifying individual income taxes, sales and use taxes, water service tax, and certain tax credits and provisions relating to county juvenile court expenses and mental health region funding, making appropriations, and including effective date and applicability provisions.

SSB 3117 Human Resources

Relating to continuity of care and nonmedical switching by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 39

(Reassigned)

WAYS AND MEANS: Chapman, Chair; Bolkcom and Edler

Senate File 69

(Reassigned)

WAYS AND MEANS: Chapman, Chair; Edler and Quirmbach

Senate File 74

(Reassigned)

WAYS AND MEANS: Chapman, Chair; Jochum and R. Smith

Senate File 628

WAYS AND MEANS: Feenstra, Chair; Sweeney and Wahls

Senate File 2027

EDUCATION: Sinclair, Chair; Behn and Quirmbach

Senate File 2113

COMMERCE: Koelker, Chair; Chapman and Petersen

Senate File 2115

STATE GOVERNMENT: Chapman, Chair; Giddens and R. Smith

Senate File 2116

STATE GOVERNMENT: R. Smith, Chair; Jochum and Johnson

Senate File 2126

STATE GOVERNMENT: R. Smith, Chair; Celsi and Chapman

Senate File 2138

EDUCATION: Sinclair, Chair; Behn and Quirmbach

Senate File 2141

NATURAL RESOURCES AND ENVIRONMENT: Cournoyer, Chair; Boulton and Segebart

Senate File 2143

APPROPRIATIONS: Sinclair, Chair; Bolkcom, Breitbach, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Kraayenbrink, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, T. Taylor, and Wahls

Senate File 2145

NATURAL RESOURCES AND ENVIRONMENT: Segebart, Chair; Boulton and Zumbach

Senate File 2146

COMMERCE: Nunn, Chair; Quirmbach and R. Smith

Senate File 2149

TRANSPORTATION: Brown, Chair; Lykam and Zumbach

Senate File 2158

TRANSPORTATION: Zumbach, Chair; Koelker and T. Taylor

House File 310
(Reassigned)

STATE GOVERNMENT: R. Smith, Chair; Schultz and T. Taylor

House File 338
(Reassigned)

WAYS AND MEANS: Chapman, Chair; Bolkcom and R. Smith

House File 771
(Reassigned)

WAYS AND MEANS: Chapman, Chair; Jochum and R. Smith

SSB 3107

TRANSPORTATION: Brown, Chair; Kapucian and T. Taylor

SSB 3108

TRANSPORTATION: Koelker, Chair; Kinney and Zumbach

SSB 3109

COMMERCE: Dawson, Chair; Bisignano and Brown

SSB 3110

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Hogg and Zumbach

SSB 3111

STATE GOVERNMENT: R. Smith, Chair; Bisignano and Rozenboom

SSB 3112

COMMERCE: Brown, Chair; Dawson and Mathis

SSB 3113

STATE GOVERNMENT: R. Smith, Chair; Feenstra and Jochum

SSB 3114

STATE GOVERNMENT: R. Smith, Chair; Celsi and Cournoyer

SSB 3115

STATE GOVERNMENT: R. Smith, Chair; Cournoyer and T. Taylor

SSB 3116

WAYS AND MEANS: Chapman, Chair; Dawson and Jochum

SSB 3117

HUMAN RESOURCES: Greene, Chair; Garrett and Ragan

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 2164 (formerly SF 2143), a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil and to appropriations to the transportation equity fund and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 19: Breitbach, Kraayenbrink, Bolkcom, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, 2: Celsi and Miller-Meeks.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *SENATE FILE 2153 (SSB 3067), a bill for an act relating to the administration of student health screenings by school districts.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Wahls. Nays, none. Absent, 2: Behn and Zaun.

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 2153, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2154 (SSB 3019), a bill for an act relating to qualifications for community college career and technical education instructors.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Wahls. Nays, none. Absent, 2: Behn and Zaun.

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 2154, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2155 (formerly SF 2065), a bill for an act establishing authority for school districts to impose additional property taxes and income surtaxes for certain school resource officer expenses under the instructional support program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Wahls. Nays, none. Absent, 2: Behn and Zaun.

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 2155, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 393, a bill for an act providing for criminal offenses related to beekeeping.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and R. Taylor. Nays, none. Absent, 2: Zaun and Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: *SENATE FILE 2165 (formerly SF 476), a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Schultz, T. Taylor, Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor. Nays, none. Absent, 1: Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Labor and Business Relations Committee on Senate File 2165, and they were attached to the committee report.

APPOINTED POSITIONS

January 31, 2020

W. Charles Smithson
Secretary of the Senate
State Capitol Building

Dear Mr. Smithson:

Pursuant to Iowa Code Section 2.32(2), it is my pleasure to submit the list of all appointed positions requiring gubernatorial action.

Kim Reynolds
Governor

BY THE GOVERNOR

DIRECTORS

NUMBER OF POSITIONS

DEPARTMENT OF EDUCATION	1
DEPARTMENT OF HUMAN RIGHTS	1
DEPARTMENT OF TRANSPORTATION	1

LAW ENFORCEMENT ACADEMY, IOWA 1

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM, INVESTMENT BOARD
OF THE 1

BOARD

POSITIONS

ACCOUNTANCY EXAMINING BOARD 3

AFRICAN AMERICANS, COMMISSION ON THE STATUS OF 4

AGING, COMMISSION ON 3

ALCOHOLIC BEVERAGES COMMISSION 1

ARCHITECTURAL EXAMINING BOARD 4

ASIAN AND PACIFIC ISLANDER AFFAIRS, COMMISSION ON 4

ATHLETIC TRAINING, BOARD OF 4

AUTISM COUNCIL, IOWA 4

BARBERING, BOARD OF 2

BEHAVIORAL SCIENCE, BOARD OF 5

BIOSCIENCE DEVELOPMENT CORPORATION 1

BLIND, COMMISSION FOR THE 2

BOILER AND PRESSURE VESSEL BOARD 1

CHIROPRACTIC, BOARD OF 3

CITY DEVELOPMENT BOARD 1

COMMUNITY ACTION AGENCIES, COMMISSION ON 4

COSMETOLOGY ARTS AND SCIENCES, BOARD OF 6

CREDIT UNION REVIEW BOARD 1

CULTURAL TRUST, BOARD OF TRUSTEES OF THE IOWA 2

DEAF SERVICES, COMMISSION OF 3

DENTISTRY, BOARD OF	3
DIETETICS, BOARD OF	2
DRUG POLICY ADVISORY COUNCIL, IOWA	3
EARLY CHILDHOOD IOWA STATE BOARD	4
EDUCATION, STATE BOARD OF	4
EDUCATIONAL EXAMINERS, BOARD OF	3
ELECTRICAL EXAMINING BOARD	4
EMPLOYMENT APPEAL BOARD	1
ENGINEERING AND LAND SURVEYING EXAMINING BOARD	3
ENHANCE IOWA BOARD	6
FLOOD MITIGATION BOARD	2
GRAIN INDEMNITY FUND BOARD, IOWA	2
GREAT PLACES ADVISORY BOARD, IOWA	4
HEALTH FACILITIES COUNCIL	1
HEALTHY AND WELL KIDS IN IOWA (HAWK-I) BOARD	2
HEARING AID SPECIALISTS, BOARD OF	2
HIGHER EDUCATION LOAN AUTHORITY, IOWA	1
HUMAN SERVICES, COUNCIL ON	1
INTERIOR DESIGN EXAMINING BOARD	2
IPERS, INVESTMENT BOARD OF THE	1
JUDICIAL NOMINATING COMMISSION, STATE	3
JUSTICE ADVISORY BOARD	1

LANDSCAPE ARCHITECTURAL EXAMINING BOARD	3
LATINO AFFAIRS, COMMISSION ON	3
LAW ENFORCEMENT ACADEMY COUNCIL, IOWA	3
LOTTERY AUTHORITY BOARD OF DIRECTORS, IOWA	1
MASSAGE THERAPY, BOARD OF	4
MEDICINE, BOARD OF	4
MENTAL HEALTH AND DISABILITY SERVICES COMMISSION	10
MORTUARY SCIENCE, BOARD OF	3
NATIVE AMERICAN AFFAIRS, COMMISSION OF	4
NURSING HOME ADMINISTRATORS, BOARD OF	3
NURSING, BOARD OF	4
OPTOMETRY, BOARD OF	3
PAROLE, BOARD OF	1
PEACE OFFICERS' RETIREMENT, ACCIDENT, AND DISABILITY SYSTEM TRUSTEE	1
PERSONS WITH DISABILITIES, COMMISSION OF	3
PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE	1
PHARMACY, BOARD OF	3
PHYSICAL AND OCCUPATIONAL THERAPY, BOARD OF	3
PHYSICIAN ASSISTANTS, BOARD OF	3
PLUMBING AND MECHANICAL SYSTEMS BOARD	4
PODIATRY, BOARD OF	2

PSYCHOLOGY, BOARD OF	3
PUBLIC EMPLOYMENT RELATIONS BOARD	2
PUBLIC INFORMATION BOARD	4
RACING AND GAMING COMMISSION, STATE	2
REAL ESTATE APPRAISER EXAMINING BOARD	2
REAL ESTATE COMMISSION	4
RENEWABLE FUEL INFRASTRUCTURE BOARD	4
RESPIRATORY CARE, BOARD OF	2
SCHOOL BUDGET REVIEW COMMITTEE	1
SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS, BOARD OF	3
SOCIAL WORK, BOARD OF	4
SPEECH PATHOLOGY AND AUDIOLOGY, BOARD OF	3
STATUS OF WOMEN, COMMISSION ON THE	3
TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA	1
TOBACCO USE PREVENTION AND CONTROL, COMMISSION ON	3
TRANSPORTATION COMMISSION, STATE	2
VETERANS AFFAIRS, COMMISSION OF	3
VETERINARY MEDICINE, IOWA BOARD OF	2
WORKFORCE DEVELOPMENT BOARD, IOWA	11

ALSO:

FROM THE IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

<u>POSITION</u>	<u>NUMBER OF VACANCIES</u>
CONSUMER ADVOCATE	1

REPORT OF THE SECRETARY OF THE SENATE

February 5, 2020

The Honorable Kim Reynolds
Governor
Hand-Delivered

Re: Receipt of Gubernatorial Appointment List

Dear Governor Reynolds:

Pursuant to Iowa Code section 2.32(2), on February 5, 2020, your office submitted to the Senate a “list of all the appointment positions requiring gubernatorial action....” That section further requires my office to provide you with a “written acknowledgement of the list within five days of its receipt.” This letter serves as said acknowledgement of receipt.

If you have any questions or concerns, please notify me.

Sincerely,

W. Charles Smithson
Secretary of the Senate

JOURNAL OF THE SENATE

TWENTY-FIFTH CALENDAR DAY
SIXTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 6, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Diana Northcutt, pastor of the Salem United Methodist Church in Council Bluffs, Iowa. She was the guest of Senator Giddens.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kathleen Engel.

The Journal of Wednesday, February 5, 2020, was approved.

BILL REFERRED TO COMMITTEE

President Schneider announced that **Senate File 2155** be referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced to the Senate chamber Cheryl Arnold, the Governor's appointee to be the Chair of the Public Employment Relations Board. She was the guest of Senators Schultz and T. Taylor and the committee on Labor and Business Relations.

The Senate stood at ease at 9:04 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:54 a.m., President Schneider presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Whiting and Zaun, until they arrive, on request of Senator Whitver.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2144.

Senate File 2144

On motion of Senator Costello, **Senate File 2144**, a bill for an act relating to financial and regulatory matters by making and supplementing appropriations for the fiscal year beginning July 1, 2019, and including effective date provisions, was taken up for consideration.

Senator Costello 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. 2144), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whitver	Zumbach

Nays, none.

Absent, 2:

Whiting

Zaun

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2082.

Senate File 2082

On motion of Senator Edler, **Senate File 2082**, a bill for an act relating to matters involving the state board of education and the department of education to reflect current practices, technology, and titles, to delete redundancies, and to resolve inconsistencies, was taken up for consideration.

Senator Edler 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. 2082), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whitver	Zumbach

Nays, none.

Absent, 2:

Whiting

Zaun

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 2082** and **2144** 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 2095 and 2134.

Senate File 2095

On motion of Senator Nunn, **Senate File 2095**, a bill for an act allowing county attorneys and assistant county attorneys to obtain a professional permit to carry weapons, was taken up for consideration.

Senator Nunn 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. 2095), the vote was:

Yeas, 47:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz

Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whitver	Zumbach	

Nays, 1:

Bolkcom

Absent, 2:

Whiting Zaun

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

Senate File 2134

On motion of Senator Johnson, **Senate File 2134**, a bill for an act relating to the manufacturing of canned cocktails by a beer manufacturer and including effective date provisions, was taken up for consideration.

Senator Johnson 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. 2134), the vote was:

Yeas, 44:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Chapman
Cournoyer	Dawson	Dotzler	Edler
Feenstra	Garrett	Giddens	Greene
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whitver	Zumbach

Nays, 4:

Celsi

Costello

Guth

Hogg

Absent, 2:

Whiting

Zaun

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 2095** and **2134** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:46 a.m. until 1:00 p.m., Monday, February 10, 2020.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Ronald Gatewood, Cedar Falls—For celebrating his 80th birthday. Senator Giddens.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, February 6, 2020, 11:20 a.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Lykam, Ranking Member; Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith.

Members Absent: None.

Committee Business: SSB 3093 Insurance Division Omnibus and Code Update Bill—Sen. Koelker SSB 3049 Qualifications for Licensure of a Professional Engineer—Sen. R. Smith SSB 3011 Home Equity Line of Credit Fee Update, and Timing for Notice of Change in Open-End Credit Terms—Sen. Johnson SSB 3047 Insurance Division Bill to Authorize Application for Obamacare Waiver—Sen. Brown SSB 3012 Extending Repeal Date of the Iowa Cell Siting Act—Sen. Brown.

Adjourned: 11:45 a.m.

LOCAL GOVERNMENT

Convened: Thursday, February 6, 2020, 10:50 a.m.

Members Present: Edler, Chair; Greene, Vice Chair; J. Smith, Ranking Member; Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart.

Members Absent: None.

Committee Business: Sen. Greene was given chair so Chair Sen. Edler could run SF 2025, SF 2025 passed via short form. Sen. Edler was given back chair and Sen. Lofgren introduced SF 2051 along with amendment .2711 Sen. Quirmbach and Sen. Kraayenbrink shared comments before passing first the amendment .2711 and then SF 2051 as amended passed via short form and Rule 40.

Adjourned: 11:05 a.m.

STATE GOVERNMENT

Convened: Thursday, February 6, 2020, 10:55 a.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, and T. Taylor.

Members Absent: Whiting and Zaun (both excused).

Committee Business: SSB 3057; SSB 3070; SSB 3091; SSB 3083.

Adjourned: 11:15 a.m.

INTRODUCTION OF BILLS

Senate File 2178, by Garrett, a bill for an act relating to reemployment rights of special service members receiving a disability retirement allowance under the Iowa public employees retirement system.

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

Senate File 2179, by Garrett, a bill for an act relating to liability arising from the donation of equipment by a municipality, fire department, emergency medical services provider, or law enforcement agency.

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

Senate File 2180, by committee on Transportation, a bill for an act requiring the construction and maintenance of rumble strips on certain highways.

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

Senate File 2181, by committee on Transportation, a bill for an act relating to flying our colors special registration plates.

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

Senate File 2182, by committee on Judiciary, a bill for an act relating to the state public defender pilot project and legal representation in child welfare cases.

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

Senate File 2183, by committee on Judiciary, a bill for an act relating to a child's standing to pursue the child's interest in a postsecondary education subsidy.

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

Senate File 2184, by committee on Judiciary, a bill for an act relating to peace officers, reserve peace officers, and federal officers going armed with, carrying, or transporting a firearm on school grounds.

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

Senate File 2185, by committee on Judiciary, a bill for an act relating to the resignations of registered agents serving certain business entities.

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

Senate File 2186, by committee on Judiciary, a bill for an act relating to the confidentiality of information filed with the court to secure an arrest warrant.

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

Senate File 2187, by committee on Judiciary, a bill for an act providing for the application and construction of the uniform protected series Act.

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

Senate File 2188, by committee on State Government, a bill for an act concerning federal financial assistance funding for hazard mitigation.

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

Senate File 2189, by committee on State Government, a bill for an act relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, and scholarship and loan repayment programs.

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

Senate File 2190, by committee on Education, a bill for an act relating to classroom management and related practitioner preparation procedures for reporting alleged classroom violence and assaults, to corporal punishment, establishing a grant program and fund for creation of therapeutic classrooms, providing claims reimbursement to schools for the transportation of certain students to therapeutic classrooms, making appropriations, and including effective date provisions.

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

Senate File 2191, by committee on Judiciary, a bill for an act relating to the payment of required medical aid provided to prisoners.

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

Senate File 2192, by T. Taylor, a bill for an act relating to employee intoxication under the workers' compensation program.

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

Senate File 2193, by Guth, a bill for an act establishing the protecting freedom of conscience from government discrimination Act, and including effective date provisions.

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

Senate File 2194, by Guth, a bill for an act establishing the protecting professional freedom of conscience from government discrimination Act, and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 3118 Local Government

Relating to the validity of certificates of the treasurer.

SSB 3119 Local Government

Creating a grant program to provide financial assistance for the digitization of county records.

SSB 3120 Local Government

Relating to county zoning procedures, and including effective date and applicability provisions.

SSB 3121 Local Government

Regarding the registration and titling of motor vehicles, including by providing for registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

SSB 3122 State Government

Relating to qualifications for holding professional licensure in this state, including the granting of licenses to persons licensed in other states and acquiring residence in Iowa, disqualification provisions for criminal convictions, the waiver of application fees, and licensee discipline, and including effective date provisions.

SSB 3123 State Government

Relating to the establishment of the Iowa child death and domestic abuse death review team by merging the Iowa child death review team and the Iowa domestic abuse death review team.

SSB 3124 State Government

Relating to the transfer of real estate held in a trust, and including applicability provisions.

SSB 3125 Appropriations

Relating to and making appropriations and related statutory changes involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

SSB 3126 Appropriations

Relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters.

SSB 3127 State Government

Relating to public safety nuisances concerning licensed premises where alcoholic beverages, wine, or beer is sold or consumed.

SSB 3128 Commerce

Relating to the regulation of renewable energy projects and including applicability provisions.

SSB 3129 Natural Resources and Environment

Relating to nonresident deer hunting on land owned or formerly owned by nonresidents, and making penalties applicable.

SSB 3130 Judiciary

Relating to court-ordered reimbursement of jail costs and restitution.

SSB 3131 Judiciary

Relating to the initial care plan for minor and adult guardianships and the initial plan and inventory for adult conservatorships, and including effective date and retroactive applicability provisions.

SSB 3132 Education

Relating to matters involving the state board of regents and the institutions the state board of regents governs, and including retroactive applicability provisions.

SSB 3133 Judiciary

Relating to the requirements for a sex offender to be granted a modification of sex offender registry requirements.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2017**

HUMAN RESOURCES: Costello, Chair; Ragan and Segebart

Senate File 2024

HUMAN RESOURCES: Johnson, Chair; Costello and Mathis

Senate File 2063

HUMAN RESOURCES: Johnson, Chair; Garrett and Quirmbach

Senate File 2076

HUMAN RESOURCES: Costello, Chair; Garrett and Jochum

Senate File 2109

HUMAN RESOURCES: Costello, Chair; Bolkcom and Johnson

Senate File 2110

HUMAN RESOURCES: Costello, Chair; Edler and Jochum

Senate File 2111

HUMAN RESOURCES: Johnson, Chair; Garrett and Mathis

Senate File 2117

HUMAN RESOURCES: Edler, Chair; Costello and Ragan

Senate File 2123

WAYS AND MEANS: Nunn, Chair; Carlin and Quirmbach

Senate File 2125

HUMAN RESOURCES: Edler, Chair; Johnson and Mathis

Senate File 2128

HUMAN RESOURCES: Johnson, Chair; Ragan and Segebart

Senate File 2159

WAYS AND MEANS: Brown, Chair; Bolkcom and Dawson

Senate File 2160

COMMERCE: Dawson, Chair; Bisignano and Johnson

Senate File 2161

EDUCATION: Behn, Chair; Celsi and Edler

Senate File 2168

COMMERCE: Dawson, Chair; Bolkcom and Koelker

Senate File 2169

COMMERCE: Sinclair, Chair; Koelker and Lykam

Senate File 2174

LOCAL GOVERNMENT: Guth, Chair; Garrett and J. Smith

Senate File 2175

LOCAL GOVERNMENT: Segebart, Chair; Boulton and Kraayenbrink

SSB 3118

LOCAL GOVERNMENT: Guth, Chair; Segebart and J. Smith

SSB 3119

LOCAL GOVERNMENT: Edler, Chair; Quirnbach and Segebart

SSB 3120

LOCAL GOVERNMENT: Edler, Chair; Hogg and Kraayenbrink

SSB 3121

LOCAL GOVERNMENT: Greene, Chair; Segebart and J. Smith

SSB 3122

STATE GOVERNMENT: R. Smith, Chair; Giddens and Schultz

SSB 3123

STATE GOVERNMENT: Cournoyer, Chair; Miller-Meeks and T. Taylor

SSB 3124

STATE GOVERNMENT: Chapman, Chair; Celsi and R. Smith

SSB 3125

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

SSB 3126

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

SSB 3127

STATE GOVERNMENT: R. Smith, Chair; Cournoyer and T. Taylor

SSB 3128

COMMERCE: Brown, Chair; Dawson and Lykam

SSB 3129

NATURAL RESOURCES AND ENVIRONMENT: Cournoyer, Chair; Boulton and Zumbach

SSB 3130

JUDICIARY: Dawson, Chair; Kinney and Whiting

SSB 3131

JUDICIARY: Dawson, Chair; Bisignano and Shipley

SSB 3132

EDUCATION: Sinclair, Chair; Johnson and Quirmbach

SSB 3133

JUDICIARY: Garrett, Chair; Hogg and Sweeney

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: *SENATE FILE 2190 (SSB 3080), a bill for an act relating to classroom management and related practitioner preparation procedures for reporting alleged classroom violence and assaults, to corporal punishment, establishing a grant program and fund for creation of therapeutic classrooms, providing claims reimbursement to schools for the transportation of certain students to therapeutic classrooms, making appropriations, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Sinclair, Cournoyer, Edler, Johnson, Kraayenbrink, Lofgren, Rozenboom, and Sweeney. Nays, 5: Quirmbach, Celsi, Giddens, J. Smith, and Wahls. Absent, 2: Behn and Zaun.

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 2190, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 2182 (SSB 3039), a bill for an act relating to the state public defender pilot project and legal representation in child welfare cases.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and R. Taylor. Nays, none. Absent, 2: Zaun and Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2183 (formerly SF 2059), a bill for an act relating to a child's standing to pursue the child's interest in a postsecondary education subsidy.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Garrett, Kinney, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, and Sweeney. Nays, 2: Bisignano and R. Taylor. Absent, 2: Zaun and Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2184 (formerly SF 115), a bill for an act relating to peace officers, reserve peace officers, and federal officers going armed with, carrying, or transporting a firearm on school grounds.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and R. Taylor. Nays, none. Absent, 2: Zaun and Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2184, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2185 (SSB 3029), a bill for an act relating to the resignations of registered agents serving certain business entities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and R. Taylor. Nays, none. Absent, 2: Zaun and Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2185, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2186 (SSB 3041), a bill for an act relating to the confidentiality of information filed with the court to secure an arrest warrant.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and R. Taylor. Nays, none. Absent, 2: Zaun and Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2186, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2187 (SSB 3037), a bill for an act providing for the application and construction of the uniform protected series Act.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and R. Taylor. Nays, none. Absent, 2: Zaun and Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2191 (SSB 3073), a bill for an act relating to the payment of required medical aid provided to prisoners.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, and Sweeney. Nays, 1: R. Taylor. Absent, 2: Zaun and Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2191, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 2025, a bill for an act relating to the employment of county engineers.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Edler, Greene, J. Smith, Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 2188 (SSB 3057), a bill for an act concerning federal financial assistance funding for hazard mitigation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, and T. Taylor. Nays, none. Absent, 2: Whiting and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2189 (SSB 3083), a bill for an act relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, and scholarship and loan repayment programs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, and T. Taylor. Nays, none. Absent, 2: Whiting and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: SENATE FILE 2180 (SSB 3101), a bill for an act requiring the construction and maintenance of rumble strips on certain highways.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, and Zumbach. Nays, none. Absent, 1: Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2181 (formerly SF 2026), a bill for an act relating to flying our colors special registration plates.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, and Zumbach. Nays, none. Absent, 1: Whiting.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENT FILED

S-5001 S.F. 2096 Dan Dawson

JOURNAL OF THE SENATE

TWENTY-NINTH CALENDAR DAY
SEVENTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 10, 2020

The Senate met in regular session at 1:09 p.m., President Schneider presiding.

Prayer was offered by Dan Gerrietts, senior pastor of Trinity Lutheran Church in Mason City, Iowa. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by IJAG students from Valley High School in West Des Moines; and East High School in Des Moines.

The Journal of Thursday, February 6, 2020, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced to the Senate chamber Kelly Kennedy Garcia, the Governor's appointee to be Director of the Department of Human Services. She was the guest of Senators Sweeney and Mathis and the committee on Human Resources.

The Senate stood at ease at 1:16 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:57 p.m., President Schneider presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Nunn, until he arrives, on request of Senator Whitver; and Senator T. Taylor, until he arrives, on request of Senator Hogg.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2164.

Senate File 2164

On motion of Senator Sinclair, **Senate File 2164**, a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil and to appropriations to the transportation equity fund and including effective date provisions, was taken up for consideration.

Senator Sinclair 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. 2164), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Nunn 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 (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2142.

Senate File 2142

On motion of Senator Sinclair, **Senate File 2142**, a bill for an act relating to public school funding by establishing a state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2020, modifying provisions and references relating to the property tax replacement payment, and including effective date provisions, was taken up for consideration.

Senator Giddens offered amendment S-5003, filed by Senator Giddens, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5003 be adopted?" (S.F. 2142), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirnbach	Ragan	Smith, J.	Taylor, R.
Wahls			

Nays, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Absent, 2:

Nunn Taylor, T.

Amendment S-5003 lost.

Senator Sinclair 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. 2142), the vote was:

Yeas, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Wahls			

Absent, 2:

Nunn 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 2142** and **2164** 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 2096, 2097, 2119, and 2120.

Senate File 2096

On motion of Senator Dawson, **Senate File 2096**, a bill for an act allowing certain emergency medical care providers to obtain a professional permit to carry weapons, was taken up for consideration.

Senator Dawson withdrew amendment S-5001, filed by him on February 6, 2020, to page 1 of the bill.

Senator Dawson offered amendment S-5002, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5002 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. 2096), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz

Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Nunn Taylor, T.

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

Senate File 2097

On motion of Senator Shipley, **Senate File 2097**, a bill for an act relating to the criminal offense of indecent exposure and making penalties applicable, 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. 2097), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Nunn Taylor, T.

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

Senate File 2119

On motion of Senator Greene, **Senate File 2119**, a bill for an act relating to controlled substances, including amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions, was taken up for consideration.

Senator Greene 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. 2119), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Nunn Taylor, T.

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

Senate File 2120

On motion of Senator Greene, **Senate File 2120**, a bill for an act relating to controlled substances, including information collection and reporting requirements under the Iowa prescription monitoring program, was taken up for consideration.

Senator Greene 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. 2120), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Nunn 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 2096, 2097, 2119, and 2120** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 3:32 p.m. until 9:00 a.m., Tuesday, February 11, 2020.

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 HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Comprehensive Public Safety Answering Point Cost and Expenditure Data, pursuant to 2017 Iowa Acts, Chapter 136, section 9, SF 500. Report received on February 10, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Valerie Boleyn, Elgin—For earning the Gold Award, the highest award in Girl Scouting. Senator Breitbach.

Reverend Shane McCampbell—For his 8 years of service on the Burlington, Iowa, city council, serving 6 years as Mayor. Senator Greene.

INTRODUCTION OF BILLS

Senate File 2195, by committee on Local Government, a bill for an act providing that certain multi-story commercial buildings are not required to have commercial elevators in specified circumstances.

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

Senate File 2196, by committee on Commerce, a bill for an act extending the repeal date of the Iowa cell siting Act and including effective date provisions.

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

Senate File 2197, by committee on Commerce, a bill for an act relating to health insurance and the insurance division of the department of commerce, and providing for fees.

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

Senate File 2198, by committee on Commerce, a bill for an act relating to notice provisions in connection with designated consumer lending provisions.

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

Senate File 2199, by committee on Commerce, a bill for an act relating to the qualifications necessary for an applicant for licensure as a professional engineer.

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

Senate File 2200, by committee on Commerce, a bill for an act relating to matters involving insurance and the insurance division of the department of commerce, providing fees, and resolving inconsistencies.

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

Senate File 2201, by committee on State Government, a bill for an act relating to special nonresident deer and wild turkey hunting licenses issued to nonresident guests and dignitaries.

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

Senate File 2202, by committee on State Government, a bill for an act repealing the Missouri river preservation and land use authority, and including transition provisions.

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

Senate File 2203, by Brown, a bill for an act relating to the management of drainage or levee districts, by providing for making repairs or constructing improvements within a district.

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

Senate File 2204, by Brown, a bill for an act relating to tax credits awarded by the economic development authority for specific capital contributions made to certified rural business growth funds for investment in qualified businesses.

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

Senate File 2205, by Lofgren, a bill for an act relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions.

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

Senate File 2206, by Carlin, a bill for an act establishing an education savings grant program for certain pupils attending a nonpublic school, establishing an education savings grant fund, providing an income tax exemption, making appropriations, providing penalties, and including applicability provisions.

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

Senate File 2207, by J. Smith, a bill for an act relating to state and school antiharassment and antibullying policies, providing for a competitive grant program to provide related training, and providing for a school climate and bullying prevention work group.

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

Senate File 2208, by J. Smith, a bill for an act relating to the missing person information clearinghouse and missing and murdered indigenous women and children.

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

Senate File 2209, by Costello, a bill for an act relating to the Medicaid home and community-based services elderly waiver monthly budget maximum.

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

Senate File 2210, by Wahls, a bill for an act relating to increasing collaborative efforts to address food insecurity in the state, and making an appropriation.

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

Senate File 2211, by Wahls, a bill for an act providing for the establishment and administration of an electronic case management system by the department of agriculture and land stewardship for claims involving damages resulting from the application of pesticides, and including effective date and applicability provisions.

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

Senate File 2212, by Chapman, a bill for an act relating to youth pheasant hunting, and making penalties applicable.

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

Senate File 2213, by Chapman, a bill for an act prohibiting the performance of certain practices on a minor related to the minor's sex, and providing penalties.

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

Senate File 2214, by Guth, a bill for an act relating to animals owned by certain enterprises, including by providing for procedures for the inspection of premises, the removal of animals, the care of animals in custody, and the disposition of animals by court order, and providing penalties.

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

Senate File 2215, by Zaun, a bill for an act relating to ultrasound prerequisites for abortion, and making penalties applicable.

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

Senate File 2216, by Zaun, a bill for an act relating to insurance coverage for diagnostic breast cancer examinations and prescription drugs used in the treatment of stage IV cancer, and including applicability provisions.

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

Senate File 2217, by Quirmbach, a bill for an act relating to funding amounts for the statewide preschool program and including effective date and applicability provisions.

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

Senate File 2218, by Quirmbach, a bill for an act relating to additional weighting for limited English proficient students and including applicability provisions.

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

Senate File 2219, by Quirmbach, a bill for an act relating to the authority of the college student aid commission to organize a nonprofit corporation.

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

Senate File 2220, by Petersen, a bill for an act relating to the jurisdiction of the juvenile court.

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

STUDY BILLS RECEIVED

SSB 3134 Judiciary

Relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions.

SSB 3135 Judiciary

Relating to evidence offered to prove past medical expenses.

SSB 3136 Judiciary

Relating to the medical cannabidiol Act, and including transition provisions.

SSB 3137 Judiciary

Relating to advertisements for legal services, including the use of health information and the content related to drugs and devices, and making penalties applicable.

SSB 3138 Judiciary

Relating to firearms and weapons, including the storage, carrying, possession, or transportation of weapons and the establishment, use, and maintenance of shooting ranges.

SSB 3139 State Government

Relating to authorized training programs for certain emergency medical care providers.

SSB 3140 State Government

Relating to the setoff procedures used by public agencies.

SSB 3141 State Government

Relating to the boards of athletic training and physical and occupational therapy, providing penalties, and including transition provisions.

SSB 3142 State Government

Relating to the operation of state government, including the review and sunset of state boards and agencies, the regulation of professions and occupations, and investigations conducted by state boards, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2041**
(Reassigned)

EDUCATION: Zaun, Chair; Behn and Celsi

Senate File 2151

STATE GOVERNMENT: Chapman, Chair; Bisignano and Schultz

Senate File 2166

TRANSPORTATION: Zumbach, Chair; Giddens and Shipley

Senate File 2167

TRANSPORTATION: Breitbach, Chair; Koelker and T. Taylor

Senate File 2174
(Reassigned)

LOCAL GOVERNMENT: Guth, Chair; Segebart and J. Smith

Senate File 2176

APPROPRIATIONS: Shipley, Chair; Lykam and Rozenboom

Senate File 2177

APPROPRIATIONS: Costello, Chair; Breitbach and Mathis

SSB 3134

JUDICIARY: Zaun, Chair; Dawson and R. Taylor

SSB 3135

JUDICIARY: Whiting, Chair; Hogg and Sweeney

SSB 3136

JUDICIARY: Zaun, Chair; Hogg and Sinclair

SSB 3137

JUDICIARY: Nunn, Chair; Hogg and Shipley

SSB 3138

JUDICIARY: Schultz, Chair; Bisignano and Sinclair

SSB 3139

STATE GOVERNMENT: Chapman, Chair; Giddens and R. Smith

SSB 3140

STATE GOVERNMENT: Whiting, Chair; Celsi and R. Smith

SSB 3141

STATE GOVERNMENT: Cournoyer, Chair; Bisignano and Johnson

SSB 3142

STATE GOVERNMENT: R. Smith, Chair; Chapman and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 2196 (SSB 3012), a bill for an act extending the repeal date of the Iowa cell siting Act and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2197 (SSB 3047), a bill for an act relating to health insurance and the insurance division of the department of commerce, and providing for fees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2198 (SSB 3011), a bill for an act relating to notice provisions in connection with designated consumer lending provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, 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 2198, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2199 (SSB 3049), a bill for an act relating to the qualifications necessary for an applicant for licensure as a professional engineer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2200 (SSB 3093), a bill for an act relating to matters involving insurance and the insurance division of the department of commerce, providing fees, and resolving inconsistencies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: *SENATE FILE 2195 (formerly SF 2051), a bill for an act providing that certain multi-story commercial buildings are not required to have commercial elevators in specified circumstances.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Edler, Greene, J. Smith, Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart. Nays, none. Absent, 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 Local Government Committee on Senate File 2195, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 2201 (SSB 3070), a bill for an act relating to special nonresident deer and wild turkey hunting licenses issued to nonresident guests and dignitaries.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, and T. Taylor. Nays, none. Absent, 2: Whiting and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2202 (SSB 3091), a bill for an act repealing the Missouri river preservation and land use authority, and including transition provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, and T. Taylor. Nays, none. Absent, 2: Whiting and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

REPORT OF THE SECRETARY OF THE SENATE

February 7, 2020

Members of the Senate Ethics Committee
Via Email

Re: Report of Personal Financial Disclosure Forms

Dear Senate Ethics Committee Members:

Pursuant to Iowa Code section 68B.35 and Rule 11 of the Senate Code of Ethics, Senators and certain Senate employees are required to file Personal Financial Disclosure Statements. Rule 11 also requires the Secretary of the Senate to inform the Ethics Committee with the results of these filings and I do so as follows:

1. The filing period was to commence on January 13, 2020, and end on January 23, 2020.
2. By 5:00 p.m. on January 23, 2020, all current Senators and the Secretary of the Senate had filed the appropriate form. The forms have been published on the General Assembly Web site.
3. To the best of my knowledge, each form has been completed. As such, all Senators and the Secretary of the Senate are in compliance with Iowa Code section 68B.35 and Senate Ethics Rule 11 and your Committee need not take any action.

If the Ethics Committee has any questions or concerns, please notify me.

Respectfully submitted,

W. Charles Smithson
Secretary of the Senate

EXPLANATION OF VOTES

MR. PRESIDENT: I was necessarily absent from the Senate chamber on February 6, 2020, when the votes were taken on Senate Files 2082, 2095, 2134, and 2144. Had I been present, I would have voted Yea on all.

ZACK WHITING

AMENDMENTS FILED

S-5002	S.F.	2096	Dan Dawson
S-5003	S.F.	2142	Eric Giddens
			Herman C. Quirmbach
			Pam Jochum
			Jim Lykam
			Rich Taylor
			William A. Dotzler, Jr.
			Kevin Kinney
			Zach Wahls
			Jackie Smith
			Claire A. Celsi
			Nate Boulton
			Liz Mathis
			Amanda Ragan
			Janet Petersen
			Joe Bolkcom
			Robert M. Hogg
			Tony Bisignano

JOURNAL OF THE SENATE

THIRTIETH CALENDAR DAY
EIGHTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 11, 2020

The Senate met in regular session at 9:03 a.m., President Schneider presiding.

Prayer was offered by Bishop William Joensen of the Diocese of Des Moines. He was the guest of Senator Schneider.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Verayna Johnson. She was the guest of Senator Cournoyer.

The Journal of Monday, February 10, 2020, was approved.

BILLS REFERRED TO COMMITTEE

President Schneider announced that **Senate Files 2197 and 2200** be referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 10, 2020, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 2144, a bill for an act relating to financial and regulatory matters by making and supplementing appropriations for the fiscal year beginning July 1, 2019, and including effective date provisions. (S-5004)

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced to the Senate chamber Jeffrey Plagge, the Governor's appointee to be Superintendent of Banking. He was the guest of Senators Koelker and Petersen and the committee on Commerce.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:10 a.m. until 9:00 a.m., Wednesday, February 12, 2020.

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 REVENUE

Central Collections Unit (CCU) Quarterly Debt Collection Report, pursuant to Iowa Code section 421.17. Report received on February 11, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Charles E. Ettleman—Upon his retirement of 50 years from Crawford County. Senator Schultz.

Melvin & Marcella Petersen, Schleswig—For celebrating their 70th wedding anniversary. Senator Schultz.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Monday, February 10, 2020, 3:40 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Petersen, Schultz, Shipley, Sweeney, R. Taylor, and Whiting.

Members Absent: Nunn and Sinclair (both excused).

Committee Business: SF 116, SSB 3036, SSB 3005.

Adjourned: 4:40 p.m.

STATE GOVERNMENT

Convened: Tuesday, February 11, 2020, 1:05 p.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun.

Members Absent: Feenstra (excused).

Committee Business: Governor appointees; SSB 3069; SSB 3065; SSB 3066.

Adjourned: 1:45 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, February 11, 2020, 10:00 a.m.

Members Present: Guth, Chair; Zumbach, Vice Chair; Celsi, Ranking Member; R. Taylor, and Whiting.

Members Absent: None.

Committee Business: Presentations: Department of Inspection & Appeals, Larry Johnson, Dir Department of Human Rights, San Wong, Dir Credit Union Division, Katie Averill, Superintendent.

Adjourned: 11:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Tuesday, February 11, 2020, 10:05 a.m.

Members Present: Shipley, Chair; Rozenboom, Vice Chair; Mathis, Ranking Member; Kinney, and Sweeney.

Members Absent: None.

Committee Business: Iowa Dept. of Ag presentation.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, February 11, 2020, 10:05 a.m.

Members Present: Lofgren, Chair; Greene, Vice Chair; Dotzler, Ranking Member; Cournoyer, and J. Smith.

Members Absent: None.

Committee Business: Childcare and Economic Development presentation.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Tuesday, February 11, 2020, 10:05 a.m.

Members Present: Kraayenbrink, Chair; Wahls, Ranking Member; Koelker, and Quirmbach.

Members Absent: Sinclair, Vice Chair (excused).

Committee Business: None.

Adjourned: 11:05 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Tuesday, February 11, 2020, 10:00 a.m.

Members Present: Costello, Chair; Edler, Vice Chair; Ragan, Ranking Member; Bolkcom, and Miller-Meeks.

Members Absent: None.

Committee Business: None.

Adjourned: 10:55 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Tuesday, February 11, 2020, 10:00 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; Carlin and T. Taylor.

Members Absent: None.

Committee Business: Presentation, Department of Public Safety.

Adjourned: 11:10 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: Tuesday, February 11, 2020, 10:05 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; Boulton, and Dawson.

Members Absent: None.

Committee Business: Presentations by Iowa Law Enforcement Academy and Iowa Department of Cultural Affairs, Great Places.

Adjourned: 11:00 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 103, by Brown, Cournoyer, Feenstra, Behn, Shipley, Miller-Meeks, Schneider, Sinclair, Petersen, T. Taylor, Giddens, Bolkcom, Ragan, Jochum, Bisignano, Boulton, Lykam, R. Taylor, J. Smith, Kinney, Mathis, Dotzler, Quirmbach, Celsi, Hogg, Wahls, Lofgren, and Nunn, a resolution for celebrating July 2, 2019, as the 100th anniversary of the State of Iowa ratifying the Nineteenth Amendment to the United States Constitution.

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

INTRODUCTION OF BILLS

Senate File 2221, by Mathis, a bill for an act relating to the redevelopment tax credit program for brownfields and grayfields and the aggregate tax credit limit for certain economic development programs.

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

Senate File 2222, by Wahls, a bill for an act requiring the state board of education to establish a poverty weighting study committee.

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

Senate File 2223, by Wahls, a bill for an act establishing survey and reporting requirements relating to community college students' intent to pursue a baccalaureate degree, progress in prerequisite academic coursework, and enrollment in universities after receiving community college degrees.

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

Senate File 2224, by committee on Judiciary, a bill for an act relating to going armed with, carrying, or transporting weapons on school district property.

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

Senate File 2225, by committee on Judiciary, a bill for an act relating to the criminal offenses of theft in the third degree and robbery in the first degree and making penalties applicable.

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

Senate File 2226, by Wahls and Whiting, a bill for an act relating to the establishment of voting centers for elections where city elections and school elections are on the same ballot.

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

Senate File 2227, by Carlin, a bill for an act establishing a homestead adjustment property tax credit for certain property of persons who have attained the age of sixty-five or who are totally disabled, applying income limitations, providing a penalty, making appropriations, and including retroactive and other applicability provisions.

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

Senate File 2228, by Carlin, a bill for an act relating to the poison control center, and providing an appropriation.

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

Senate File 2229, by Carlin, a bill for an act relating to the requirements for authorized electronic monitoring in nursing facilities, and providing penalties.

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

Senate File 2230, by Carlin, a bill for an act relating to the development of an actionable strategic plan to promote and support breastfeeding in the state.

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

Senate File 2231, by Carlin, a bill for an act relating to the penalties for defendants who aid and abet the commission of murder in the first degree.

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

Senate File 2232, by committee on Judiciary, a bill for an act relating to the Iowa trust code, including the creation of directed trusts, the transfer of trust assets into other trusts, and requirements related to notices to beneficiaries.

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

Senate File 2233, by committee on State Government, a bill for an act relating to the regulation of dental hygienists and dental assistants, and the practice of dentistry, and providing administrative penalties.

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

Senate File 2234, by Sweeney, a bill for an act relating to improvements to land in drainage and levee districts, by providing for the construction or reconstruction of drainage tile lines by railroad companies.

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

Senate File 2235, by Behn, a bill for an act relating to the education of students with characteristics of dyslexia and to the preparation and licensure of practitioners who provide such instruction, and establishing an Iowa dyslexia board.

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

STUDY BILLS RECEIVED

SSB 3143 Transportation

Relating to the corn state special registration plates.

SSB 3144 Transportation

Regarding persons who are deemed independent contractors when performing services while operating certain vehicles.

SSB 3145 Veterans Affairs

Relating to veterans benefits by modifying provisions relating to veterans records and provisions relating to the filing date for the disabled veteran homestead property tax credit and including effective date provisions.

SSB 3146 Veterans Affairs

Requiring county commissions of veteran affairs to contact discharged veterans regarding veteran benefits.

SSB 3147 Appropriations

Relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection.

SSB 3148 Judiciary

Relating to interpreters for limited-English-proficient, deaf, and hard-of-hearing persons in certain court proceedings.

SSB 3149 Judiciary

Relating to the administration of adult and minor guardianships and conservatorships, and including effective date and retroactive applicability provisions.

SSB 3150 Judiciary

Relating to civil actions, including the total amount recoverable as a noneconomic damages award against a health care provider and evidence offered to prove past medical expenses.

SUBCOMMITTEE ASSIGNMENTS**Senate File 76**
(Reassigned)

WAYS AND MEANS: Carlin, Chair; Brown and Wahls

Senate File 2127

WAYS AND MEANS: Dawson, Chair; Bolkcom and Nunn

Senate File 2150

STATE GOVERNMENT: R. Smith, Chair; Giddens and Johnson

Senate File 2155

WAYS AND MEANS: Chapman, Chair; Quirmbach and R. Smith

Senate File 2192

COMMERCE: Breitbach, Chair; Bisignano and Dawson

Senate File 2193

JUDICIARY: Zaun, Chair; Dawson and Kinney

Senate File 2194

JUDICIARY: Zaun, Chair; Dawson and Kinney

Senate File 2203

NATURAL RESOURCES AND ENVIRONMENT: Behn, Chair; Hogg and Zumbach

Senate File 2205

TRANSPORTATION: Koelker, Chair; Cournoyer and Kinney

Senate File 2208

JUDICIARY: Sinclair, Chair; Bisignano and Shipley

Senate File 2210

APPROPRIATIONS: Johnson, Chair; Koelker and Wahls

Senate File 2211

AGRICULTURE: Shipley, Chair; Kapucian and Kinney

Senate File 2212

NATURAL RESOURCES AND ENVIRONMENT: Cournoyer, Chair; Boulton and Shipley

Senate File 2213

JUDICIARY: Chapman, Chair; Garrett and Petersen

Senate File 2214

JUDICIARY: Sweeney, Chair; Bisignano and Shipley

Senate File 2215

JUDICIARY: Whiting, Chair; Petersen and Schultz

Senate File 2220

JUDICIARY: Sinclair, Chair; Bisignano and Sweeney

SSB 3143

TRANSPORTATION: Kapucian, Chair; J. Smith and Zumbach

SSB 3144

TRANSPORTATION: Breitbach, Chair; Brown and Giddens

SSB 3145

VETERANS AFFAIRS: Koelker, Chair; Dotzler and Lofgren

SSB 3146

VETERANS AFFAIRS: Carlin, Chair; Edler and R. Taylor

SSB 3147

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

SSB 3148

JUDICIARY: Shipley, Chair; Schultz and R. Taylor

SSB 3149

JUDICIARY: Dawson, Chair; Bisignano and Shipley

SSB 3150

JUDICIARY: Whiting, Chair; Kinney and Nunn

FINAL COMMITTEE REPORTS OF BILL ACTION**JUDICIARY**

Bill Title: *SENATE FILE 2224 (formerly SF 116), a bill for an act relating to going armed with, carrying, or transporting weapons on school district property.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Zaun, Garrett, Kinney, Chapman, Dawson, Schultz, Shipley, Sweeney, R. Taylor, and Whiting. Nays, 3: Bisignano, Hogg, and Petersen. Absent, 2: Nunn and Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2224, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2225 (SSB 3005), a bill for an act relating to the criminal offenses of theft in the third degree and robbery in the first degree and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Zaun, Garrett, Kinney, Bisignano, Dawson, Hogg, Petersen, Schultz, Shipley, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 3: Chapman, Nunn, and Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2232 (SSB 3036), a bill for an act relating to the Iowa trust code, including the creation of directed trusts, the transfer of trust assets into other trusts, and requirements related to notices to beneficiaries.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Petersen, Schultz, Shipley, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 2: Nunn, and Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2232, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 2233 (SSB 3069), a bill for an act relating to the regulation of dental hygienists and dental assistants, and the practice of dentistry, and providing administrative penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committee for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Allen Kockler – Accountancy Examining Board

Kevin Brown – Commission on Community Action Agencies

Carly Armour – Commission of Deaf Services

Jillyn Kaufman – Commission of Deaf Services

Christopher Nipper – Commission of Deaf Services

Annette Dunn – Chief Information Officer

Douglas Van Polen – Board of Massage Therapy

Julie Andres – State Racing and Gaming Commission

Loretta Laubach – Real Estate Appraiser Examining Board

AMENDMENT FILED

S-5004 S.F. 2144 House

JOURNAL OF THE SENATE

THIRTY-FIRST CALENDAR DAY
NINETEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 12, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Stephen Wonbenyakeh, pastor of Serve Africa Ministry and Alive Church in Des Moines, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Makenna Gregurek.

The Journal of Tuesday, February 11, 2020, was approved.

BILL REFERRED TO COMMITTEE

President Schneider announced that **Senate File 2190** be referred from the Regular Calendar to the committee on **Appropriations** under Senate Rule 38.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 11, 2020, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2164, a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil and to appropriations to the transportation equity fund and including effective date provisions.

ALSO: That the House has on February 11, 2020, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 2142, a bill for an act relating to public school funding by establishing a state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2020, modifying provisions and references relating to the property tax replacement payment, and including effective date provisions. (S–5005)

The Senate stood at ease at 9:06 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:46 a.m., President Schneider presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Feenstra and Rozenboom, until they arrive, on request of Senator Whitver.

HOUSE AMENDMENT CONSIDERED

Senate File 2144

Senator Whitver called up for consideration **Senate File 2144**, a bill for an act relating to financial and regulatory matters by making and supplementing appropriations for the fiscal year beginning July 1, 2019, and including effective date provisions, amended by the House in House amendment S–5004, filed February 11, 2020.

Senator Costello 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 Costello 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. 2144), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Feenstra	Rozenboom
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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 2144** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 10:00 a.m. until 9:00 a.m., Thursday, February 13, 2020.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Jacob Handsaker, Radcliffe—For receiving the Iowa State University College of Agriculture and Life Sciences 2020 Emerging Iowa Leader Award. Senator Sweeney.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Wednesday, February 12, 2020, 2:05 p.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: Guest speaker, Kelly Garcia, Director, DHS vote on Governor Appointees; all passed unanimously. The following moved to Individual Confirmation Calendar: Kelly Garcia, Dir, DHS. The following moved to En Bloc Confirmation Calendar: Rafaela Cadena, Child Advocacy Board Skylar Mayberry-Mayes, Council on Human Services Blake Stephenson, Board of Behavioral Science Laura Wilcke, Board of Behavioral Science.

Adjourned: 2:40 p.m.

RULES AND ADMINISTRATION

Convened: Wednesday, February 12, 2020, 10:00 a.m.

Members Present: Whitver, Chair; Schneider, Vice Chair; Petersen, Ranking Member; Behn, Bolkcom, Chapman, Jochum, Ragan, Sinclair, and R. Smith.

Members Absent: Feenstra (excused).

Committee Business: SR 103.

Adjourned: 10:05 a.m.

TRANSPORTATION

Convened: Wednesday, February 12, 2020, 2:00 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: None.

Committee Business: SF 2122, SSB 3045, SSB 3107.

Adjourned: 2:35 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Wednesday, February 12, 2020, 10:05 a.m.

Members Present: Lofgren, Chair; Green, Vice Chair; Dotzler, Ranking Member; Cournoyer, and J. Smith.

Members Absent: None.

Committee Business: Iowa Workforce Development presentation.

Adjourned: 11:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Wednesday, February 12, 2020, 10:05 a.m.

Members Present: Kraayenbrink, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Koelker, and Quirmbach.

Members Absent: None.

Committee Business: All present.

Adjourned: 10:50 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Wednesday, February 12, 2020, 10:10 a.m.

Members Present: Costello, Chair; Edler, Vice Chair; Ragan, Ranking Member; Bolkom, and Miller-Meeks.

Members Absent: None.

Committee Business: Presentations by the Department of Aging and Department of Public Health.

Adjourned: 11:10 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Wednesday, February 12, 2020, 10:10 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; Carlin and T. Taylor.

Members Absent: None.

Committee Business: Presentations by Beth Skinner, Director, Department of Corrections, and by Helen Miller, Chair, Parole Board.

Adjourned: 11:30 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: Wednesday, February 12, 2020, 10:05 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; Boulton, and Dawson.

Members Absent: None.

Committee Business: Presentation by Chief Information Officer.

Adjourned: 10:45 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 104, by Ragan, Dawson, Carlin, R. Taylor, Costello, Edler, Dotzler, Miller-Meeks, Lofgren, Giddens, and Koelker, a resolution for recognizing the centennial of the formation of the American Legion Auxiliary.

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

INTRODUCTION OF BILLS

Senate File 2236, by Nunn, a bill for an act relating to the removal of internet content upon request, and making penalties applicable.

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

Senate File 2237, by Sinclair, a bill for an act relating to the elimination of the child support licensing sanctions process.

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

Senate File 2238, by Koelker, Sweeney, Behn, Segebart, Kapucian, Greene, Nunn, Cournoyer, Shipley, Lofgren, Brown, Kraayenbrink, Whiting, Carlin, Johnson, Wahls, Kinney, Bisignano, Dotzler, Giddens, Jochum, Ragan, J. Smith, Hogg, T. Taylor, Petersen, Bolkcom, Mathis, Celsi, and Lykam, a bill for an act relating to property law by modifying provisions relating to rental properties, manufactured home communities, mobile home parks, and manufactured mobile home communities, modifying provisions governing 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 **State Government**.

Senate File 2239, by Guth, a bill for an act relating to false allegations regarding the mistreatment of animals, by providing for certain complaints, and providing penalties.

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

Senate File 2240, by committee on State Government, a bill for an act relating to gambling facility licensees concerning setoff requirements on certain winnings on wagers and qualified sponsoring organizations.

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

Senate File 2241, by committee on State Government, a bill for an act limiting authority of cities and counties to require a license or permit for businesses operated by minors.

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

Senate File 2242, by Miller-Meeks, a bill for an act creating the taxpayers trust fund and the Iowa taxpayers trust fund tax credit, and making contingent transfers from the Iowa economic emergency fund.

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

Senate File 2243, by Dawson, a bill for an act modifying provisions relating to telecommunicators.

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

Senate File 2244, by Dawson, a bill for an act relating to restitution ordered in a criminal proceeding and court debt.

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

Senate File 2245, by Schultz, a bill for an act relating to the possession and storage of firearms by a tenant of a dwelling unit or mobile home space and making penalties applicable.

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

Senate File 2246, by Mathis, Wahls, Kinney, Ragan, Johnson, and Greene, a bill for an act establishing a rural teacher shortage area loan forgiveness program and fund.

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

Senate File 2247, by Mathis, a bill for an act relating to awarding historic preservation tax credits to rehabilitate vacant school buildings or other public buildings into child care facilities.

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

STUDY BILLS RECEIVED

SSB 3151 Agriculture

Relating to the regulation of grain marketing and storage, by providing for deferred payment contracts.

SSB 3152 State Government

Concerning government regulation, relating to the contractor and installation board and fund, elevator regulation, private investigative agencies, and state building code requirements, and including applicability and effective date provisions.

SSB 3153 State Government

Relating to a construction manager-at-risk commercial construction alternative delivery method and prohibiting certain other alternative delivery methods in the public sector.

SSB 3154 Local Government

Relating to persons authorized to request assistance pursuant to the statewide mutual aid compact.

SSB 3155 Commerce

Relating to pharmaceutical drug manufacturers and prescription drug prices, and including applicability provisions.

SSB 3156 State Government

Relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

SSB 3157 Labor and Business Relations

Concerning the voluntary shared work program and including applicability provisions.

SSB 3158 Labor and Business Relations

Relating to eligibility, work, and training requirements for public assistance programs, and including effective date and implementation provisions.

SSB 3159 Human Resources

Relating to noncompetition agreements and mental health and disability services contracts with a state board of regents institution.

SSB 3160 Human Resources

Relating to the sealing of information that is a part of the record of a case of marriage dissolution.

SSB 3161 Human Resources

Relating to insurance coverage for prescription drugs used in the treatment of stage IV cancer, and including applicability provisions.

SSB 3162 Human Resources

Relating to insurance coverage for diagnostic breast cancer examinations, and including applicability provisions.

SSB 3163 Human Resources

Relating to the creation and maintenance of a database of Medicaid community choice options and consumer-directed attendant care providers.

SSB 3164 Human Resources

Relating to the practice of pharmacy, including the prescription and administration of vaccines.

SSB 3165 Human Resources

Establishing a task force relating to the reunification of an unaccompanied child or dependent adult with the child's or dependent adult's parent, guardian, or custodian following a natural disaster.

SSB 3166 Natural Resources and Environment

Relating to the review and permitting of sewer extensions and water supply distribution system extensions.

SSB 3167 Judiciary

Relating to civil actions involving asbestos and silica, and including applicability provisions.

SSB 3168 Veterans Affairs

Relating to the home ownership assistance program, and making an appropriation.

SSB 3169 Commerce

Relating to a landlord's lien on farm products and including applicability provisions.

SSB 3170 Agriculture

Relating to the mistreatment of animals, including livestock, and making penalties applicable.

SSB 3171 Agriculture

Creating the criminal offense of food operation trespass, and providing penalties.

SSB 3172 Agriculture

Relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2163**

STATE GOVERNMENT: R. Smith, Chair; Schultz and T. Taylor

Senate File 2178

STATE GOVERNMENT: Chapman, Chair; Giddens and R. Smith

Senate File 2190

APPROPRIATIONS: Sinclair, Chair; Celsi and Lofgren

Senate File 2197

WAYS AND MEANS: Brown, Chair; Nunn and Quirmbach

Senate File 2200

WAYS AND MEANS: Dawson, Chair; Edler and Quirmbach

Senate File 2204

WAYS AND MEANS: Brown, Chair; Behn and Dotzler

Senate File 2206

EDUCATION: Rozenboom, Chair; Behn and Celsi

Senate File 2207

EDUCATION: Sinclair, Chair; Behn and J. Smith

Senate File 2216

COMMERCE: Sinclair, Chair; Koelker and Mathis

Senate File 2217

EDUCATION: Sinclair, Chair; Edler and Quirmbach

Senate File 2218

EDUCATION: Sinclair, Chair; Quirmbach and Zaun

Senate File 2219

EDUCATION: Sinclair, Chair; Behn and Quirmbach

Senate File 2221

WAYS AND MEANS: Nunn, Chair; Behn and Giddens

Senate File 2222

EDUCATION: Sinclair, Chair; Behn and Wahls

Senate File 2223

EDUCATION: Kraayenbrink, Chair; Cournoyer and Wahls

Senate File 2226

STATE GOVERNMENT: R. Smith, Chair; Bisignano and Chapman

Senate File 2228

APPROPRIATIONS: Breitbach, Chair; Kraayenbrink and Ragan

Senate File 2231

JUDICIARY: Shipley, Chair; R. Taylor and Whiting

Senate File 2234

NATURAL RESOURCES AND ENVIRONMENT: Sweeney, Chair; Hogg and Segebart

Senate File 2235

EDUCATION: Behn, Chair; Giddens and Lofgren

SSB 3151

AGRICULTURE: Kapucian, Chair; Edler and Kinney

SSB 3152

STATE GOVERNMENT: Schultz, Chair; Celsi and Johnson

SSB 3153

STATE GOVERNMENT: R. Smith, Chair; Chapman and T. Taylor

SSB 3154

LOCAL GOVERNMENT: Edler, Chair; Boulton and Kraayenbrink

SSB 3155

COMMERCE: Dawson, Chair; Koelker and Quirmbach

SSB 3156

STATE GOVERNMENT: Schultz, Chair; T. Taylor and Whiting

SSB 3157

LABOR AND BUSINESS RELATIONS: Brown, Chair; Carlin and Dotzler

SSB 3158

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Boulton and Whiting

SSB 3159

HUMAN RESOURCES: Greene, Chair; Bolkcom and Garrett

SSB 3160

HUMAN RESOURCES: Carlin, Chair; Bolkcom and Greene

SSB 3161

HUMAN RESOURCES: Greene, Chair; Johnson and Quirmbach

SSB 3162

HUMAN RESOURCES: Carlin, Chair; Greene and Mathis

SSB 3163

HUMAN RESOURCES: Greene, Chair; Costello and Ragan

SSB 3164

HUMAN RESOURCES: Greene, Chair; Johnson and Mathis

SSB 3165

HUMAN RESOURCES: Carlin, Chair; Jochum and Johnson

SSB 3166

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Kapucian and Lykam

SSB 3167

JUDICIARY: Nunn, Chair; Hogg and Zaun

SSB 3168

VETERANS AFFAIRS: Koelker, Chair; Dotzler and Lofgren

SSB 3169

COMMERCE: Brown, Chair; Dawson and Lykam

SSB 3170

AGRICULTURE: Edler, Chair; Mathis and Zumbach

SSB 3171

AGRICULTURE: Brown, Chair; Kinney and Zumbach

SSB 3172

AGRICULTURE: Rozenboom, Chair; Kapucian and Wahls

FINAL COMMITTEE REPORTS OF BILL ACTION**RULES AND ADMINISTRATION**

Bill Title: SENATE RESOLUTION 103, a resolution for celebrating July 2, 2019, as the 100th anniversary of the State of Iowa ratifying the Nineteenth Amendment to the United States Constitution.

Recommendation: DO PASS.

Final Vote: Yeas, 10: Whitver, Schneider, Petersen, Behn, Bolkcom, Chapman, Jochum, Ragan, Sinclair, and R. Smith. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: *SENATE FILE 2240 (SSB 3066), a bill for an act relating to gambling facility licensees concerning setoff requirements on certain winnings on wagers and qualified sponsoring organizations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, 1: Feenstra.

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 2240, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2241 (SSB 3065), a bill for an act limiting authority of cities and counties to require a license or permit for businesses operated by minors.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: R. Smith, Johnson, Chapman, Cournoyer, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, 1: Feenstra.

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 2241, and they were attached to the committee report.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Blake Stephenson –Board of Behavioral Science
Laura Wilcke –Board of Behavioral Science

Rafaela Cadena – Child Advocacy Board

Skylar Mayberry-Mayes – Council on Human Services

GOVERNOR'S APPOINTEE PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Kelly Kennedy Garcia – Director of the Department of Human Services

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 12th day of February, 2020.

Senate File 2144.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENT FILED

S-5005 S.F. 2142 House

JOURNAL OF THE SENATE

THIRTY-SECOND CALENDAR DAY
TWENTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 13, 2020

The Senate met in regular session at 9:04 a.m., President Schneider presiding.

Prayer was offered by Reverend Shane McCampbell, former Mayor of Burlington, Iowa. He was the guest of Senator Greene.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Aleah Heims.

The Journal of Wednesday, February 12, 2020, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Resolution 103.

Senate Resolution 103

On motion of Senator Brown, **Senate Resolution 103**, a resolution for celebrating July 2, 2019, as the 100th anniversary of the State of Iowa ratifying the Nineteenth Amendment to the United States Constitution, with report of committee recommending passage, was taken up for consideration.

Senator Sweeney moved the adoption of Senate Resolution 103, which motion prevailed by a voice vote.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:15 a.m. until the conclusion of committee meetings.

RECONVENED

The Senate reconvened at 2:44 p.m., President Schneider presiding.

The Senate stood at ease at 2:45 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 3:06 p.m., President Schneider presiding.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Joint Resolution 2001.

Senate Joint Resolution 2001

On motion of Senator Chapman, **Senate Joint Resolution 2001**, a joint resolution proposing an amendment to the Constitution of the State of Iowa to protect life by declaring that the Constitution of the State of Iowa shall not be construed to recognize, grant, or secure a right to abortion or to require the public funding of abortion, was taken up for consideration.

Senator Zaun took the chair at 4:17 p.m.

President Schneider took the chair at 4:32 p.m.

Senator Chapman moved that the resolution be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the resolution was read the last time.

Senate Joint Resolution 2001, a joint resolution proposing an amendment to the Constitution of the State of Iowa to protect life by declaring that the Constitution of the State of Iowa shall not be construed to recognize, grant, or secure a right to abortion or to require the public funding of abortion. BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: Section 1. The following amendment to the Constitution of the State of Iowa is proposed: Article I of the Constitution of the State of Iowa is amended by adding the following new section: Sec. 26. **Protection of life.** To defend the dignity of all human life, and to protect mothers and unborn children from efforts to expand abortion even to the day of birth, we the people of the State of Iowa declare that this Constitution shall not be construed to recognize, grant, or secure a right to abortion or to require the public funding of abortion. Sec. 2. REFERRAL AND PUBLICATION. The foregoing amendment to the Constitution of the State of Iowa is referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three consecutive months previous to the date of that election.

On the question “Shall the resolution be adopted?” (S.J.R. 2001), the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Absent, none.

The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Joint Resolution 2001** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 5:18 p.m. until 1:00 p.m., Monday, February 17, 2020.

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 HUMAN SERVICES

Medicaid Managed Care Oversight Quarterly Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on February 13, 2020.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, February 13, 2020, 10:10 a.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Lykam, Ranking Member; Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith.

Members Absent: None.

Committee Business: SSB 3013 w/amend; Prohibition of Synthetic Urine, Drug Testing Misconduct- Sen. Nunn SSB 3112; Empower Rural Iowa Broadband Grant and Tax Exemption Program- Sen. Brown Governor Appointees: Michael Roof, Bioscience Development Corporation Paddy Freidrichsen, Credit Union Review Board John Eisenman, Iowa Finance Authority Steven Olson, Iowa Telecommunications and Technology Commission Sarah Pesek, Title Guaranty Division Board Jeffrey Plagge, Superintendent of Banking.

Adjourned: 11:10 a.m.

EDUCATION

Convened: Wednesday, February 12, 2020, 4:10 p.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirmbach, Ranking Member; Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun.

Members Absent: Behn (excused).

Committee Business: SF 2041, SF 2100, SSB 3053, SSB 3079, Governor's Appointments.

Adjourned: 4:55 p.m.

JUDICIARY

Convened: Wednesday, February 12, 2020, 3:00 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting.

Members Absent: None.

Committee Business: SSB 3040, SF 2073, SSB 3035, SF 2179, Governor Appointments.

Adjourned: 4:05 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, February 12, 2020, 4:10 p.m.

Members Present: Schultz, Chair; Whiting, Vice Chair; T. Taylor, Ranking Member; Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor.

Members Absent: None.

Committee Business: Senate Business.

Adjourned: 5:10 p.m.

LOCAL GOVERNMENT

Convened: Thursday, February 13, 2020, 11:15 a.m.

Members Present: Edler, Chair; Greene, Vice Chair; J. Smith, Ranking Member; Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart.

Members Absent: None.

Committee Business: Sen. Guth ran SSB 3118 and it passed via short form. Sen. Segebart ran SF 2175 and it passed via short form. Sen. Greene ran SSB 3121 and it passed via short form with Sen. Hogg voting nay. Chair was given to Sen. Greene and Sen. Edler ran SSB 3120 and it passed via short form. Chair was given back to Sen. Edler.

Adjourned: 11:50 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 13, 2020, 1:05 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Hogg, Ranking Member; Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach.

Members Absent: None.

Committee Business: Consideration of Bills: SF 2043, SF 2145, SF 2141, SF 2234. Passage of Governor Appointments: Kayla Lyon to the Director of DNR and Karen Long to the Renewable Fuel Infrastructure Board.

Adjourned: 1:55 p.m.

STATE GOVERNMENT

Convened: Thursday, February 13, 2020, 11:15 a.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun.

Members Absent: None.

Committee Business: SF 155; SSB 3016; SF 335.

Adjourned: 12:00 p.m.

VETERANS AFFAIRS

Convened: Thursday, February 13, 2020, 1:00 p.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dawson, Dotzler, Edler, Giddens, Koelker, and Ragan.

Members Absent: Lofgren (excused).

Committee Business: Consideration of SF 2022, SSB 3099, and the appointment of Carol Whitmore.

Adjourned: 1:20 p.m.

INTRODUCTION OF BILLS

Senate File 2248, by committee on Transportation, a bill for an act relating to the use of an electronic communication device in a voice-activated or hands-free mode while driving, and providing penalties.

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

Senate File 2249, by committee on Transportation, a bill for an act relating to the classification and reclassification of certain secondary roads, and including applicability provisions.

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

Senate File 2250, by committee on Transportation, a bill for an act relating to responsibilities of timber buyers and persons transporting timber, and providing penalties.

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

Senate File 2251, by committee on Education, a bill for an act relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program.

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

Senate File 2252, by committee on Judiciary, a bill for an act providing for an affirmative defense to certain claims relating to personal information security breach protection.

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

Senate File 2253, by committee on Education, a bill for an act relating to physical education and physical activities requirements under the educational standards.

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

Senate File 2254, by Celsi, Jochum, T. Taylor, Dotzler, Bolkcom, Giddens, and Quirmbach, a bill for an act establishing a moratorium relating to the construction, including expansion, of certain confinement feeding operation structures, requesting an interim study committee, and including effective date provisions.

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

Senate File 2255, by Costello, a bill for an act relating to an exemption from electronic prescribing for free clinics.

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

Senate File 2256, by Garrett, a bill for an act relating to a pilot program to allow the Medicaid program to act as a third-party payor under direct primary care agreements.

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

Senate File 2257, by Wahls, Giddens, Dotzler, R. Taylor, Petersen, Ragan, Jochum, Celsi, Bolkcom, J. Smith, Kinney, Quirmbach, Hogg, Lykam, T. Taylor, Bisignano, Boulton, and Mathis, a bill for an act relating to sexual orientation and gender identity change efforts, and making penalties applicable.

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

Senate File 2258, by committee on Education, a bill for an act relating to documentation necessary to enroll certain minor children in school districts.

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

Senate File 2259, by committee on Judiciary, a bill for an act relating to liability arising from the donation of equipment by a municipality, fire department, emergency medical services provider, or law enforcement agency.

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

Senate File 2260, by Whiting, a bill for an act relating to the school tuition organization tax credit available against the individual and corporate income tax and including retroactive applicability provisions.

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

Senate File 2261, by committee on Education, a bill for an act relating to the provision of behavioral health services including via telehealth in a school setting.

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

Senate File 2262, by committee on Commerce, a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and certain broadband infrastructure tax exemptions, and including effective date and retroactive applicability provisions.

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

Senate File 2263, by committee on Local Government, a bill for an act relating to the validity of certificates of the treasurer.

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

Senate File 2264, by committee on Local Government, a bill for an act relating to county zoning procedures, and including effective date and applicability provisions.

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

Senate File 2265, by committee on Local Government, a bill for an act regarding the registration and titling of motor vehicles, including by providing for registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

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

Senate File 2266, by committee on Veterans Affairs, a bill for an act relating to the frequency of card game tournaments conducted by organizations representing veterans.

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

Senate File 2267, by committee on Veterans Affairs, a bill for an act relating to the investment and use of funds in the veterans trust fund.

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

Senate File 2268, by committee on State Government, a bill for an act establishing the minimum age relative to various activities relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, making penalties applicable, and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 3173 Judiciary

Relating to the manufacture, sale, and consumption of certain products containing hemp, and including effective date provisions.

SSB 3174 Judiciary

Relating to officer disciplinary actions.

SSB 3175 Judiciary

Providing for business corporations, providing for certain fees, and including effective date provisions.

SSB 3176 Judiciary

Relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date and retroactive applicability provisions.

SSB 3177 Veterans Affairs

Relating to smoking by members at the Iowa veterans home.

SSB 3178 Local Government

Relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

SSB 3179 Human Resources

Relating to background checks for employees and students of certain facilities, providers, programs, and agencies.

SSB 3180 Agriculture

Limiting local legislation that prohibits the operation of an animal enterprise or the use of a working animal.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2147**

HUMAN RESOURCES: Segebart, Chair; Johnson and Ragan

Senate File 2148

HUMAN RESOURCES: Segebart, Chair; Garrett and Jochum

Senate File 2162

HUMAN RESOURCES: Segebart, Chair; Carlin and Ragan

Senate File 2170

HUMAN RESOURCES: Carlin, Chair; Greene and Jochum

Senate File 2171

HUMAN RESOURCES: Carlin, Chair; Greene and Mathis

Senate File 2172

HUMAN RESOURCES: Carlin, Chair; Johnson and Ragan

Senate File 2173

HUMAN RESOURCES: Greene, Chair; Garrett and Quirmbach

Senate File 2209

HUMAN RESOURCES: Costello, Chair; Carlin and Ragan

Senate File 2229

HUMAN RESOURCES: Sweeney, Chair; Ragan and Segebart

Senate File 2230

HUMAN RESOURCES: Carlin, Chair; Jochum and Johnson

Senate File 2236

COMMERCE: Nunn, Chair; Johnson and Petersen

Senate File 2237

STATE GOVERNMENT: Cournoyer, Chair; Celsi and Miller-Meeks

Senate File 2238

STATE GOVERNMENT: Cournoyer, Chair; Feenstra and Jochum

Senate File 2243

STATE GOVERNMENT: Cournoyer, Chair; R. Smith and T. Taylor

Senate File 2244

JUDICIARY: Dawson, Chair; Kinney and Whiting

Senate File 2245

JUDICIARY: Schultz, Chair; Kinney and Shipley

Senate File 2246

EDUCATION: Sinclair, Chair; Behn and Wahls

Senate File 2255

HUMAN RESOURCES: Costello, Chair; Garrett and Quirmbach

Senate File 2256

HUMAN RESOURCES: Garrett, Chair; Costello and Ragan

Senate File 2257

HUMAN RESOURCES: Edler, Chair; Bolkcom and Costello

SSB 3117

(Reassigned)

HUMAN RESOURCES: Sweeney, Chair; Greene and Jochum

SSB 3173

JUDICIARY: Zaun, Chair; Kinney and Sinclair

SSB 3174

JUDICIARY: Zaun, Chair; Dawson and Kinney

SSB 3175

JUDICIARY: Zaun, Chair; Shipley and R. Taylor

SSB 3176

JUDICIARY: Zaun, Chair; Shipley and R. Taylor

SSB 3177

VETERANS AFFAIRS: Edler, Chair; Carlin and R. Taylor

SSB 3178

LOCAL GOVERNMENT: Edler, Chair; Quirmbach and Segebart

SSB 3179

HUMAN RESOURCES: Edler, Chair; Johnson and Mathis

SSB 3180

AGRICULTURE: Kapucian, Chair; Kinney and Zumbach

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: SENATE FILE 2262 (SSB 3112), a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and certain broadband infrastructure tax exemptions, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: SENATE FILE 2251 (SSB 3079), a bill for an act relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2253 (formerly SF 2041), a bill for an act relating to physical education and physical activities requirements under the educational standards.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, 1: Behn.

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 2253, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2258 (SSB 3053), a bill for an act relating to documentation necessary to enroll certain minor children in school districts.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Sinclair, Cournoyer, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, Sweeney, Wahls, and Zaun. Nays, 2: Celsi and J. Smith. Present, 1: Quirmbach. Absent, 1: Behn.

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 2258, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2261 (formerly SF 2100), a bill for an act relating to the provision of behavioral health services including via telehealth in a school setting.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, 1: Behn.

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 2261, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 2252 (formerly SF 2073), a bill for an act providing for an affirmative defense to certain claims relating to personal information security breach protection.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Zaun, Garrett, Chapman, Dawson, Nunn, Schultz, Shipley, Sinclair, Sweeney, and Whiting. Nays, 5: Kinney, Bisignano, Hogg, Petersen, R. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2259 (formerly SF 2179), a bill for an act relating to liability arising from the donation of equipment by a municipality, fire department, emergency medical services provider, or law enforcement agency.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate File 2259, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 2175, a bill for an act providing for a notice regarding a hearing to determine how land within a drainage or levee district is to be classified for purposes of assessing that land.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Edler, Greene, J. Smith, Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2263 (SSB 3118), a bill for an act relating to the validity of certificates of the treasurer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Edler, Greene, J. Smith, Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2264 (SSB 3120), a bill for an act relating to county zoning procedures, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Edler, Greene, J. Smith, Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2265 (SSB 3121), a bill for an act regarding the registration and titling of motor vehicles, including by providing for registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Edler, Greene, J. Smith, Boulton, Garrett, Guth, Kraayenbrink, Lofgren, Quirmbach, and Segebart. Nays, 1: Hogg. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 335, a bill for an act relating to standards for carbon monoxide protection and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2268 (SSB 3016), a bill for an act establishing the minimum age relative to various activities relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, T. Taylor, and Whiting. Nays, 2: Schultz and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *SENATE FILE 2248 (SSB 3045), a bill for an act relating to the use of an electronic communication device in a voice-activated or hands-free mode while driving, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, 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 Transportation Committee on Senate File 2248, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2249 (formerly SF 2122), a bill for an act relating to the classification and reclassification of certain secondary roads, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2250 (SSB 3107), a bill for an act relating to responsibilities of timber buyers and persons transporting timber, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: SENATE FILE 2266 (formerly SF 2022), a bill for an act relating to the frequency of card game tournaments conducted by organizations representing veterans.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, and Ragan. Nays, none. Absent, 1: Lofgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2267 (SSB 3099), a bill for an act relating to the investment and use of funds in the veterans trust fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

COMMERCE

Michael Roof – Bioscience Development Corporation

Paddy Friedrichsen – Credit Union Review Board

John Eisenman – Iowa Finance Authority

Steven Olson – Iowa Telecommunications and Technology Commission

Sarah Pesek – Title Guaranty Division Board

EDUCATION

Cheryl Mulligan – Iowa Autism Council

Andrew Allen – Children's Behavioral Health System State Board

Darci Alt – Children's Behavioral Health System State Board

Melanie Cleveringa – Children's Behavioral Health System State Board

Daniel Cox – Children's Behavioral Health System State Board

Scott Hobart – Children's Behavioral Health System State Board

Peggy Huppert – Children's Behavioral Health System State Board

Carol Meade – Children's Behavioral Health System State Board

Mary Neubauer – Children's Behavioral Health System State Board

Nathan Noble – Children's Behavioral Health System State Board

Okpara Rice – Children’s Behavioral Health System State Board
Jason Sandholdt – Children’s Behavioral Health System State Board
Shanell Wagler – Children’s Behavioral Health System State Board

Timothy Bower – Board of Educational Examiners
Rhonda McRina – Board of Educational Examiners
Dr. Kristen Rickey – Board of Educational Examiners

Randy Fehr – Iowa Higher Education Loan Authority

JUDICIARY

F. Jeanita McNulty – Commission on Judicial Qualifications

Tammy Bramley – Justice Advisory Board
Brian Gladney – Justice Advisory Board
John Haila – Justice Advisory Board
Timothy Lane – Justice Advisory Board
Eileen Meier – Justice Advisory Board
Cody Samec – Justice Advisory Board
Ardyth Slight – Justice Advisory Board

Jana Abens – Iowa Law Enforcement Academy Council
Melissa Henderson – Iowa Law Enforcement Academy Council
Diane Venenga – Iowa Law Enforcement Academy Council

Vincent Lewis – Alternate, Board of Parole

Andrew Boettger – Board of Parole
Ralph Haskins – Board of Parole
Helen Miller – Board of Parole
Sue Weinacht – Board of Parole

LABOR AND BUSINESS RELATIONS

Cheryl Arnold – Chair of the Public Employment Relations Board

Cheryl Arnold – Public Employment Relations Board

NATURAL RESOURCES AND ENVIRONMENT

Karen Long – Renewable Fuel Infrastructure Board

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

COMMERCE

Jeffrey (Jeff) Plagge – Superintendent of Banking

JUDICIARY

Elizabeth Johnson – Director of the Iowa State Civil Rights Commission

Beth Skinner – Director of the Department of Corrections

Dan Huitink – State Judicial Nominating Commission

Helen Miller – Chairperson of the Board of Parole

NATURAL RESOURCES AND ENVIRONMENT

Kayla Lyon – Director of the Department of Natural Resources

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Cheryl Arnold to Chair of the Public Employment Relations Board be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”.

TODD TAYLOR

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Cheryl Arnold as a member of the Public Employment Relations Board be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”.

TODD TAYLOR

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on February 13, 2020:

I am withdrawing the name of Sheila Corsbie to serve as a member of the Justice Advisory Board from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on February 13, 2020:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Justice Advisory Board, formerly held by Sheila Corsbie. This 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.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 13, 2020, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 2144 – Relating to a bill for an act relating to financial and regulatory matters by making and supplementing appropriations for the fiscal year beginning July 1, 2019, and including effective date provisions.

JOURNAL OF THE SENATE

THIRTY-SIXTH CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 17, 2020

The Senate met in regular session at 1:02 p.m., President Schneider presiding.

Prayer was offered by Pastor Darrin Miedema of Walnut Creek Church in Des Moines, Iowa. He was the guest of Senator Kapucian.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Boy Scout Troop 98. They were guests of Senator Zaun.

The Journal of Thursday, February 13, 2020, was approved.

BILLS REFERRED TO COMMITTEE

President Schneider announced that **Senate Files 2265 and 2240** be referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:15 p.m. until 9:00 a.m., Tuesday, February 18, 2020.

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:

LEGISLATIVE SERVICES AGENCY

Urban Renewal Report–Tax Increment Financing (TIF), pursuant to Iowa Code section 331.403. Report received on February 14, 2020.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD

Progress and Activities Report, pursuant to Iowa Code section 455G.4. Report received on February 14, 2020.

DEPARTMENT OF REVENUE

Corporate Income Tax–Research Activities Credit Report, pursuant to Iowa Code section 422.33. Report received on February 14, 2020.

Economic Development Award–Research Activities Credit Report, pursuant to Iowa Code section 15.335. Report received on February 14, 2020.

Individual Income Tax–Research Activities Credit Report, pursuant to Iowa Code section 422.10. Report received on February 14, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Aretha Burt-White, Waterloo—For celebrating her 100th birthday. Senator Dotzler.

Augustus Ehlers, Edgewood—For receiving the Prudential Spirit of Community Award. Senator Breitbach.

Marcus Lumber—For celebrating their 100th Anniversary. Senator Feenstra.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, February 17, 2020, 1:40 p.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirmbach, Ranking Member; Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun.

Members Absent: None.

Committee Business: SF 199, SF 2004, SF 2101, SSB 3132, Governor Appointee—Zackery Leist.

Adjourned: 2:50 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Monday, February 17, 2020, 1:40 p.m.

Members Present: Schultz, Chair; Whiting, Vice Chair; T. Taylor, Ranking Member; Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor.

Members Absent: None.

Committee Business: Committee business.

Adjourned: 1:50 p.m.

VETERANS AFFAIRS

Convened: Thursday, February 13, 2020, 1:00 p.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan.

Members Absent: None.

Committee Business: The consideration of SF 2022, SSB 3099, and the appointment of Carol Whitmore.

Adjourned: 1:20 p.m.

INTRODUCTION OF BILLS

Senate File 2269, by committee on Natural Resources and Environment, a bill for an act relating to the established season for hunting game birds on a preserve.

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

Senate File 2270, by committee on Natural Resources and Environment, a bill for an act relating to the identification and use of tree stands for hunting deer placed on public land and making penalties applicable.

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

Senate File 2271, by committee on Natural Resources and Environment, a bill for an act relating to the purchasing of a youth deer hunting license and tag and the methods of take authorized for a youth hunter during youth deer hunting season.

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

Senate File 2272, by committee on Labor and Business Relations, a bill for an act relating to public assistance program oversight, and including effective date provisions.

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

Senate File 2273, by committee on Commerce, a bill for an act creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

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

Senate File 2274, by committee on Judiciary, a bill for an act creating a work group to study information shared between county medical examiners and the Iowa division of criminal investigation criminalistics laboratory.

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

Senate File 2275, by committee on Judiciary, a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle and providing penalties.

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

Senate File 2276, by Ragan, a bill for an act relating to savings for higher education and training including creating an Iowa educational savings kick start program and a hawkeye state matching grant program, and making appropriations.

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

Senate File 2277, by Dawson, a bill for an act relating to the appointment of a guardian ad litem for certain child prosecution witnesses.

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

Senate File 2278, by J. Smith, R. Taylor, Ragan, Jochum, Boulton, Celsi, Wahls, Kinney, Dotzler, T. Taylor, Lykam, Hogg, Giddens, Bolkcom, Petersen, Mathis, Quirmbach, and Bisignano, a bill for an act relating to the office of the state long-term care ombudsman, and making an appropriation.

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

Senate File 2279, by Ragan, a bill for an act relating to the placement of a child in detention and the juvenile detention home fund, and making appropriations.

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

Senate File 2280, by Mathis and Brown, a bill for an act relating to reimbursement of hospitals for days awaiting placement through private insurance and the Medicaid program.

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

Senate File 2281, by Whiting, a bill for an act relating to unlicensed and unregistered child care facilities exceeding the maximum number of children authorized to be in care.

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

STUDY BILLS RECEIVED

SSB 3181 Judiciary

Regarding legislative oversight of supreme court decisions, and including applicability provisions.

SSB 3182 Commerce

Relating to the office of the chief information officer, including procurement preferences and a report detailing state information technology assets.

SSB 3183 Local Government

Relating to county regulation of certain agricultural experiences.

SSB 3184 Judiciary

Relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits.

SSB 3185 Judiciary

Providing immunity for the operation of manufacturing or industrial facilities under certain circumstances and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 8 (Reassigned)

JUDICIARY: Whiting, Chair; Chapman and Kinney

Senate File 2238
(Reassigned)

STATE GOVERNMENT: Chapman, Chair; Feenstra and Jochum

Senate File 2254

AGRICULTURE: Kapucian, Chair; Edler and Kinney

Senate File 2276

EDUCATION: Sinclair, Chair; Behn and Wahls

Senate File 2277

JUDICIARY: Dawson, Chair; Kinney and Shipley

Senate File 2280

HUMAN RESOURCES: Greene, Chair; Johnson and Mathis

SSB 3181

JUDICIARY: Garrett, Chair; Bisignano and Whiting

SSB 3182

COMMERCE: Dawson, Chair; Bolkcom and Nunn

SSB 3183

LOCAL GOVERNMENT: Edler, Chair; Hogg and Segebart

SSB 3184

JUDICIARY: Nunn, Chair; Kinney and Whiting

SSB 3185

JUDICIARY: Schultz, Chair; Hogg and Shipley

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *SENATE FILE 2273 (SSB 3013), a bill for an act creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Dawson, Koelker, Breitbach, Brown, Chapman, Feenstra, Johnson, Miller-Meeks, Nunn, Sinclair, and R. Smith. Nays, 6: Lykam, Bisignano, Bolkom, Mathis, Petersen, and Quirmbach. Absent, 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 2273, and they were attached to the committee report.

EDUCATION

Bill Title: SENATE FILE 199, a bill for an act relating to voluntary diversity plans under the state's open enrollment law.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Sinclair, Behn, Edler, Johnson, Kraayenbrink, Rozenboom, Sweeney, and Zaun. Nays, 7: Cournoyer, Quirmbach, Celsi, Giddens, Lofgren, J. Smith, and Wahls. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: *SENATE FILE 2274 (SSB 3040), a bill for an act creating a work group to study information shared between county medical examiners and the Iowa division of criminal investigation criminalistics laboratory.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate File 2274, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2275 (SSB 3035), a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Zaun, Garrett, Kinney, Chapman, Dawson, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, 2: Bisignano and Hogg. Absent, 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 Judiciary Committee on Senate File 2275, and they were attached to the committee report.

LABOR AND BUSINESS RELATIONS

Bill Title: *SENATE FILE 2272 (SSB 3068), a bill for an act relating to public assistance program oversight, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Schultz, Whiting, Brown, Carlin, Guth, Koelker, and Nunn. Nays, 4: T. Taylor, Boulton, Dotzler, and R. Taylor. Absent, 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 Labor and Business Relations Committee on Senate File 2272, and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *SENATE FILE 2269 (formerly SF 2145), a bill for an act relating to the established season for hunting game birds on a preserve.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Rozenboom, Shipley, Hogg, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach. Nays, none. Absent, 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 Natural Resources and Environment Committee on Senate File 2269, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2270 (formerly SF 2043), a bill for an act relating to the identification and use of tree stands for hunting deer placed on public land and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Rozenboom, Shipley, Behn, Cournoyer, Kapucian, Segebart, Sweeney, and Zumbach. Nays, 5: Hogg, Boulton, Celsi, Lykam, and J. Smith. Absent, 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 Natural Resources and Environment Committee on Senate File 2270, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2271 (formerly SF 2141), a bill for an act relating to the purchasing of a youth deer hunting license and tag and the methods of take authorized for a youth hunter during youth deer hunting season.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Rozenboom, Shipley, Hogg, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 155, a bill for an act relating to the practice of barbering in movable locations.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5006.

Final Vote: Yeas, 14: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, and Whiting. Nays, 1: Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

VETERANS AFFAIRS

Carol Whitmore – Commission of Veterans Affairs

**GOVERNOR'S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

EDUCATION

Zackery Leist – State Board of Regents

AMENDMENT FILED

S-5006 S.F. 155 State Government

JOURNAL OF THE SENATE

THIRTY-SEVENTH CALENDAR DAY
TWENTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 18, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Pastor Stan Johnson, associate pastor of the Iowa Falls Evangelical Free Church. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kanyon Huntington.

The Journal of Monday, February 17, 2020, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:04 a.m. until 9:00 a.m., Wednesday, February 19, 2020.

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 OMBUDSMAN

A Tragedy of Errors: An Investigation of the Death of Natalie Finn Report, pursuant to Iowa Code section 2C.17. Report received on February 17, 2020.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, February 18, 2020, 2:30 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Lykam, Ranking Member; Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith.

Members Absent: None.

Committee Business: SSB 3008, with amendment; SSB 3055, with amendment; SSB 3077; SSB 3092.

Adjourned: 3:50 p.m.

HUMAN RESOURCES

Convened: Tuesday, February 18, 2020, 9:35 a.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: Bills: SF 123, SF 443, SF 545, SF 2084, SF 2128, SF 2172, SF 2230, SSB 3058, SSB 3179.

Adjourned: 11:00 a.m.

JUDICIARY

Convened: Monday, February 17, 2020, 3:05 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting.

Members Absent: None.

Committee Business: SF 2157, SSB 3064, SSB 3032, SF 2088, SSB 3148, SSB 3075.

Adjourned: 4:30 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 18, 2020, 11:05 a.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Hogg, Ranking Member; Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach.

Members Absent: None.

Committee Business: Consideration of bills: SF 2234, HF 716, SF 2203, and SSB 3166.

Adjourned: 11:50 a.m.

STATE GOVERNMENT

Convened: Monday, February 17, 2020, 4:30 p.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun.

Members Absent: None.

Committee Business: SSB 3124; SSB 3139; SF 2077; SSB 3113.

Adjourned: 5:15 p.m.

ALSO:

Convened: Tuesday, February 18, 2020, 1:05 p.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun.

Members Absent: None.

Committee Business: SSB 3071; SSB 3140; SSB 3114; SSB 3115; SSB 3111.

Adjourned: 1:55 p.m.

TRANSPORTATION

Convened: Tuesday, February 18, 2020, 9:30 a.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: None.

Committee Business: SSB 3015, SSB 3108, SSB 3143, and SSB 3144.

Adjourned: 10:25 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 2002, by committee on State Government, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

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

INTRODUCTION OF BILLS

Senate File 2282, by committee on State Government, a bill for an act establishing daylight saving time as the official time in this state throughout the year.

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

Senate File 2283, by committee on State Government, a bill for an act relating to authorized training programs for certain emergency medical care providers.

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

Senate File 2284, by committee on Education, a bill for an act relating to matters involving the state board of regents and the institutions the state board of regents governs, and including retroactive applicability provisions.

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

Senate File 2285, by committee on Education, a bill for an act requiring school districts and nonpublic schools to display a portion of the preamble of the Declaration of Independence in their schools.

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

Senate File 2286, by committee on Judiciary, a bill for an act relating to the crime of invasion of privacy.

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

Senate File 2287, by committee on Judiciary, a bill for an act establishing a veterans treatment court in each judicial district.

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

Senate File 2288, by committee on Judiciary, a bill for an act pertaining to immunity from civil or criminal liability for acts of corporal punishment in schools.

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

Senate File 2289, by Bolckcom, a bill for an act requiring the testing of water supplies for perfluoroalkyl and polyfluoroalkyl substances by public water supply systems.

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

Senate File 2290, by Wahls, a bill for an act restricting the price a motor vehicle dealer may charge for voluntary debt cancellation coverage and making penalties applicable.

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

Senate File 2291, by Wahls, a bill for an act requiring the use of inventory checklists upon commencement of a residential tenancy and including applicability provisions.

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

Senate File 2292, by Dawson, a bill for an act relating to peace officer-involved shootings and peace officer-involved critical incidents, and including effective date provisions.

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

Senate File 2293, by Dawson, a bill for an act relating to the peace officer, public safety, and emergency personnel bill of rights.

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

Senate File 2294, by committee on Labor and Business Relations, a bill for an act relating to certain appeals by nonprofit organizations concerning reimbursement of the department of workforce development for the cost of unemployment benefits.

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

Senate File 2295, by committee on Labor and Business Relations, a bill for an act relating to certain notifications issued by the department of workforce development concerning claims for unemployment benefits.

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

Senate File 2296, by committee on Transportation, a bill for an act regarding persons who are deemed independent contractors when performing services while operating certain vehicles.

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

Senate File 2297, by committee on Transportation, a bill for an act relating to the corn state special registration plates.

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

Senate File 2298, by committee on Transportation, a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction.

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

Senate File 2299, by committee on Human Resources, a bill for an act relating to background checks for employees and students of certain facilities, providers, programs, and agencies.

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

Senate File 2300, by committee on State Government, a bill for an act relating to the transfer of real estate held in a trust, and including applicability provisions.

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

Senate File 2301, by committee on Human Resources, a bill for an act relating to health care benefits coverage for specified pediatric autoimmune neuropsychiatric disorders.

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

Senate File 2302, by committee on Human Resources, a bill for an act relating to immunization information requested on an infant certificate of death form.

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

Senate File 2303, by committee on Human Resources, a bill for an act relating to the inclusion of occupational therapists as mental health professionals for the purposes of disclosure of mental health and psychological information.

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

Senate File 2304, by committee on Labor and Business Relations, a bill for an act relating to unemployment insurance contribution rates for certain landscaping employers.

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

Senate File 2305, by committee on Labor and Business Relations, a bill for an act concerning the voluntary shared work program and including applicability provisions.

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

Senate File 2306, by committee on Labor and Business Relations, a bill for an act relating to injunctions issued to employers for certain violations of the state unemployment insurance law.

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

Senate File 2307, by committee on Veterans Affairs, a bill for an act relating to the home ownership assistance program, and making an appropriation.

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

Senate File 2308, by committee on Veterans Affairs, a bill for an act relating to the Iowa patriots memorial highway, and including applicability provisions.

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

Senate File 2309, by committee on Veterans Affairs, a bill for an act relating to veterans benefits by modifying provisions relating to veterans records and provisions relating to the filing date for the disabled veteran homestead property tax credit and including effective date provisions.

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

Senate File 2310, by committee on Education, a bill for an act relating to the Iowa learning online initiative and to standards, requirements, and rules relating to online learning programs and coursework provided at the secondary school level.

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

Senate File 2311, by committee on Human Resources, a bill for an act relating to the definition of young adult for purposes of participation in the preparation for adult living program.

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

STUDY BILLS RECEIVED

SSB 3186 Commerce

Relating to a public utility's automatic adjustment of rates and charges.

SSB 3187 State Government

Designating the honeybee as the official state insect for the State of Iowa.

SSB 3188 Commerce

Providing for regulation by employers and other entities of the use of marijuana and derivatives thereof.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2168
(Reassigned)

COMMERCE: Johnson, Chair; Bolkcom and R. Smith

Senate File 2227

WAYS AND MEANS: Carlin, Chair; Behn and Bolkcom

Senate File 2240

WAYS AND MEANS: R. Smith, Chair; Dawson and Giddens

Senate File 2242

WAYS AND MEANS: Chapman, Chair; Brown and Quirmbach

Senate File 2247

WAYS AND MEANS: R. Smith, Chair; Brown and Dotzler

Senate File 2260

WAYS AND MEANS: Schultz, Chair; Dawson and Wahls

Senate File 2265

WAYS AND MEANS: Behn, Chair; Giddens and Nunn

Senate File 2278

APPROPRIATIONS: Koelker, Chair; Guth and Ragan

Senate File 2279

APPROPRIATIONS: Koelker, Chair; Guth and Ragan

Senate File 2281

HUMAN RESOURCES: Segebart, Chair; Greene and Quirmbach

Senate File 2289

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Cournoyer and Hogg

Senate File 2291

JUDICIARY: Nunn, Chair; R. Taylor and Whiting

Senate File 2292

JUDICIARY: Dawson, Chair; Kinney and Shipley

Senate File 2293

JUDICIARY: Dawson, Chair; Kinney and Shipley

SSB 3136
(Reassigned)

JUDICIARY: Zaun, Chair; Sinclair and R. Taylor

SSB 3186

COMMERCE: Dawson, Chair; Koelker and Lykam

SSB 3187

STATE GOVERNMENT: Cournoyer, Chair; Giddens and R. Smith

SSB 3188

COMMERCE: Brown, Chair; Bolkcom and Breitbach

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: SENATE FILE 2284 (SSB 3132), a bill for an act relating to matters involving the state board of regents and the institutions the state board of regents governs, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2285 (formerly SF 2101), a bill for an act requiring school districts and nonpublic schools to display a portion of the preamble of the Declaration of Independence in their schools.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Sinclair, Cournoyer, Quirmbach, Behn, Johnson, Kraayenbrink, Lofgren, Rozenboom, Sweeney, Wahls, and Zaun. Nays, 3: Celsi, Giddens, and J. Smith. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2310 (formerly SF 2004), a bill for an act relating to the Iowa learning online initiative and to standards, requirements, and rules relating to online learning programs and coursework provided at the secondary school level.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, 1: Edler.

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 2310, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 2299 (SSB 3179), a bill for an act relating to background checks for employees and students of certain facilities, providers, programs, and agencies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2301 (formerly SF 2084), a bill for an act relating to health care benefits coverage for specified pediatric autoimmune neuropsychiatric disorders.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2302 (formerly SF 2172), a bill for an act relating to immunization information requested on an infant certificate of death form.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Sweeney, Segebart, Carlin, Costello, Edler, Garrett, Greene, and Johnson. Nays, 5: Mathis, Bolkcom, Jochum, Quirmbach, and Ragan. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2303 (formerly SF 443), a bill for an act relating to the inclusion of occupational therapists as mental health professionals for the purposes of disclosure of mental health and psychological information.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, 1: Segebart.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2311 (SSB 3058), a bill for an act relating to the definition of young adult for purposes of participation in the preparation for adult living program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: SENATE FILE 2286 (formerly SF 2157), a bill for an act relating to the crime of invasion of privacy.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2287 (formerly SF 2088), a bill for an act establishing a veterans treatment court in each judicial district.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2288 (SSB 3075), a bill for an act pertaining to immunity from civil or criminal liability for acts of corporal punishment in schools.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Nunn, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, 2: Hogg and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 2294 (SSB 3024), a bill for an act relating to certain appeals by nonprofit organizations concerning reimbursement of the department of workforce development for the cost of unemployment benefits.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Schultz, Whiting, T. Taylor, Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2295 (SSB 3028), a bill for an act relating to certain notifications issued by the department of workforce development concerning claims for unemployment benefits.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Schultz, Whiting, T. Taylor, Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2304 (SSB 3025), a bill for an act relating to unemployment insurance contribution rates for certain landscaping employers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Schultz, Whiting, T. Taylor, Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2305 (SSB 3157), a bill for an act concerning the voluntary shared work program and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Schultz, Whiting, T. Taylor, Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2306 (SSB 3027), a bill for an act relating to injunctions issued to employers for certain violations of the state unemployment insurance law.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Schultz, Whiting, T. Taylor, Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: HOUSE FILE 716, a bill for an act relating to firearms requirements for hunting deer.

Recommendation: DO PASS.

Final Vote: Yeas, 10: Rozenboom, Shipley, Behn, Boulton, Cournoyer, Kapucian, Lykam, Segebart, Sweeney, and Zumbach. Nays, 3: Hogg, Celsi, and J. Smith. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE JOINT RESOLUTION 2002 (SSB 3113), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2282 (formerly SF 2077), a bill for an act establishing daylight saving time as the official time in this state throughout the year.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: R. Smith, Johnson, Bisignano, Chapman, Cournoyer, Feenstra, Jochum, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 3: Celsi, Giddens, and T. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2283 (SSB 3139), a bill for an act relating to authorized training programs for certain emergency medical care providers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2300 (SSB 3124), a bill for an act relating to the transfer of real estate held in a trust, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, 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 2300, and they were attached to the committee report.

TRANSPORTATION

Bill Title: SENATE FILE 2296 (SSB 3144), a bill for an act regarding persons who are deemed independent contractors when performing services while operating certain vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Kapucian, Brown, Breitbach, Cournoyer, Kinney, Koelker, Shipley, Whiting, and Zumbach. Nays, 4: Giddens, Lykam, J. Smith, and T. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2297 (SSB 3143), a bill for an act relating to the corn state special registration plates.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2298 (SSB 3108), a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: SENATE FILE 2307 (SSB 3168), a bill for an act relating to the home ownership assistance program, and making an appropriation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2308 (SSB 3100), a bill for an act relating to the Iowa patriots memorial highway, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2309 (SSB 3145), a bill for an act relating to veterans benefits by modifying provisions relating to veterans records and provisions relating to the filing date for the disabled veteran homestead property tax credit and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

SPONSOR WITHDRAWN

Senator T. Taylor of Linn and Senator Dotzler of Black Hawk request to be withdrawn as sponsors of SF 2254.

February 18, 2020

TODD TAYLOR
WILLIAM A. DOTZLER, JR

AMENDMENT FILED

S-5007 S.F. 155 Zach Whiting

JOURNAL OF THE SENATE

THIRTY-EIGHTH CALENDAR DAY
TWENTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 19, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was sung by Margaret Guth, wife and secretary of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lluvia Jimenez.

The Journal of Tuesday, February 18, 2020, was approved.

Senator Whitver asked and received unanimous consent for the Transportation committee to meet today at 2:45 p.m.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:46 a.m. until 9:00 a.m., Thursday, February 20, 2020.

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:

DEPARTMENT OF HUMAN SERVICES

Community Mental Health Services Quarterly Reports, pursuant to 2019 Iowa Acts, Chapter 134, section 1. Report received on February 19, 2020.

Hawk-I Board Report, pursuant to Iowa Code section 514I.5. Report received on February 19, 2020.

DEPARTMENT OF PUBLIC SAFETY

Peace Officers' Retirement, Accident, and Disability System Cancer/Infectious Disease Presumption Actuarial Report, pursuant to Iowa Code section 97A.5. Report received on February 19, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Pedro Flores, Clinton—Upon receiving a 2020 Prudential Spirit of Community Award for his exemplary volunteer service. Senator Cournoyer.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, February 19, 2020, 10:30 a.m.

Members Present: Zumbach, Chair; Sweeney, Vice Chair; Kinney, Ranking Member; Brown, Costello, Edler, Kapucian, Mathis, Ragan, Rozenboom, Shipley, R. Taylor, and Wahls.

Members Absent: None.

Committee Business: SSB 3180, SSB 3171, SSB 3172, SSB 3151, SF 2211.

Adjourned: 11:00 a.m.

COMMERCE

Convened: Wednesday, February 19, 2020, 1:10 p.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Lykam, Ranking Member; Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith.

Members Absent: Chapman and Johnson (both excused).

Committee Business: SSB 3010 Cyber Crime Investigation Bureau; Sen. Sinclair SSB 3182 Cloud-Based Data Management Policy and Report; Sen. Dawson SSB 3188 Regulation by Employers and Other Entities of the Use Marijuana; Sen. Brown SF 2236 Removal of Internet Content; Sen. Nunn w/amendment.

Adjourned: 2:30 p.m.

EDUCATION

Convened: Wednesday, February 19, 2020, 11:05 a.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirmbach, Ranking Member; Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Zaun.

Members Absent: Wahls (excused).

Committee Business: SF 2066, SF 2138, SF 2235, SF 2058.

Adjourned: 11:50 a.m.

HUMAN RESOURCES

Convened: Wednesday, February 19, 2020, 2:40 p.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Quirmbach, and Ragan.

Members Absent: Johnson (excused).

Committee Business: Vote on SF 2148 passed SSB 3165 passed SSB 3162 passed SF 2256 passed SSB 3117 passed SF 2209 passed SSB 3161 passed SSB 3164 passed SF 2255 passed.

Adjourned: 4:00 p.m.

JUDICIARY

Convened: Tuesday, February 18, 2020, 4:05 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting.

Members Absent: None.

Committee Business: SSB 3131, SSB 3149, SSB 3167, SSB 3133, SSB 1073, SSB 3175.

Adjourned: 5:20 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, February 19, 2020, 11:00 a.m.

Members Present: Schultz, Chair; Whiting, Vice Chair; T. Taylor, Ranking Member; Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor.

Members Absent: None.

Committee Business: Committee agenda.

Adjourned: 12:15 p.m.

TRANSPORTATION

Convened: Wednesday, February 19, 2020, 2:45 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, Whiting, and Zumbach.

Members Absent: T. Taylor (excused).

Committee Business: SF 2205.

Adjourned: 2:55 p.m.

VETERANS AFFAIRS

Convened: Tuesday, February 18, 2020, 11:00 a.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan.

Members Absent: None.

Committee Business: Consideration of SSB 3044, SSB 3100, SSB 3145, and SSB 3168.

Adjourned: 11:45 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 2003, by committee on State Government, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

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

INTRODUCTION OF BILLS

Senate File 2312, by committee on Commerce, a bill for an act relating to the disposal and acquisition of city water utilities, including at-risk systems.

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

Senate File 2313, by committee on Commerce, a bill for an act relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care challenge program for working Iowans, a workforce diploma pilot program, computer science instruction, work-based learning coordinators, and the senior year plus program, and including applicability provisions.

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

Senate File 2314, by committee on Commerce, a bill for an act relating to the establishment of a disaster recovery homeowner assistance program and fund administered by the Iowa finance authority, transfers of moneys to certain funds, and including effective date provisions.

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

Senate File 2315, by committee on Natural Resources and Environment, a bill for an act relating to the review and permitting of sewer extensions and water supply distribution system extensions, and including effective date provisions.

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

Senate File 2316, by committee on Veterans Affairs, a bill for an act providing for deposit of certain fees relating to specified motor vehicle registration plates to the veterans trust fund.

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

Senate File 2317, by committee on Human Resources, a bill for an act relating to the development of an actionable strategic plan to promote and support breastfeeding in the state.

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

Senate File 2318, by committee on Human Resources, a bill for an act relating to collaborative pharmacy practice allowing pharmacists to provide patient care and drug therapy management services.

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

Senate File 2319, by committee on Human Resources, a bill for an act relating to Medicaid reimbursement for breast pumps and associated supplies.

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

Senate File 2320, by committee on Judiciary, a bill for an act relating to interpreters for limited-English-proficient, deaf, and hard-of-hearing persons in certain court proceedings and including effective date provisions.

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

Senate File 2321, by committee on Judiciary, a bill for an act relating to the administration of adult and minor guardianships and conservatorships, and including effective date and retroactive applicability provisions.

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

Senate File 2322, by committee on Judiciary, a bill for an act creating the offense of continuous sexual abuse of a child and providing penalties.

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

Senate File 2323, by committee on Judiciary, a bill for an act relating to the initial care plan for minor and adult guardianships and the initial plan and inventory for adult conservatorships, and including effective date and retroactive applicability provisions.

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

Senate File 2324, by committee on Judiciary, a bill for an act relating to the requirements for a sex offender to be granted a modification of sex offender registry requirements.

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

Senate File 2325, by Segebart, a bill for an act relating to human services and juvenile justice including child custody, child in need of assistance, and family in need of assistance proceedings, establishing the department of family stabilization and preservation, providing penalties, and including effective date provisions.

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

Senate File 2326, by committee on State Government, a bill for an act relating to public bidding.

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

Senate File 2327, by committee on State Government, a bill for an act relating to the elimination of the hospital licensing board, and providing for repeals.

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

Senate File 2328, by committee on State Government, a bill for an act relating to the setoff procedures used by public agencies.

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

Senate File 2329, by committee on Education, a bill for an act relating to licensed health care providers for purposes of state law regarding concussion and brain injury policies for extracurricular interscholastic activities.

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

Senate File 2330, by committee on Education, a bill for an act relating to compensation of college athletes and including effective date provisions.

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

Senate File 2331, by committee on Education, a bill for an act concerning the employment rights of public school employees and officials relating to student exercise of free expression in public schools.

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

Senate File 2332, by committee on Labor and Business Relations, a bill for an act prohibiting employers from entering into noncompete agreements with low-wage employees.

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

Senate File 2333, by committee on Labor and Business Relations, a bill for an act relating to the maximum duration of unemployment benefits for certain individuals and including applicability provisions.

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

Senate File 2334, by committee on Transportation, a bill for an act relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

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

Senate File 2335, by committee on Commerce, a bill for an act requiring that contractors provide information about persons performing construction work on certain public improvement projects to the labor commissioner and including applicability provisions.

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

Senate File 2336, by committee on Human Resources, a bill for an act providing for the reinstatement of parental rights of a former parent under certain circumstances.

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

Senate File 2337, by committee on Judiciary, a bill for an act relating to civil actions involving asbestos and silica, and including applicability provisions.

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

Senate File 2338, by committee on Judiciary, a bill for an act relating to civil actions, including the total amount recoverable as a noneconomic damages award against a health care provider, recoverable damages for medical expenses, and evidence offered to prove past medical expenses.

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

STUDY BILLS RECEIVED

SSB 3189 Human Resources

Relating to participating pharmacy and pharmacist network providers under Medicaid managed care.

SSB 3190 Human Resources

Relating to the development of an implementation plan for a centralized direct care workforce database.

SSB 3191 State Government

Relating to the rulemaking process for executive branch agencies and including transition provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2325

HUMAN RESOURCES: Segebart, Chair; Mathis and Sweeney

SSB 3010 (Reassigned)

COMMERCE: Sinclair, Chair; Bisignano, Bolcom, Breitbach, Brown, Chapman, Dawson, Feenstra, Johnson, Koelker, Lykam, Mathis, Miller-Meeks, Nunn, Petersen, Quirnbach, and R. Smith

SSB 3189

HUMAN RESOURCES: Greene, Chair; Johnson and Quirmbach

SSB 3190

HUMAN RESOURCES: Johnson, Chair; Garrett and Jochum

SSB 3191

STATE GOVERNMENT: Whiting, Chair; Jochum and Johnson

FINAL COMMITTEE REPORTS OF BILL ACTION**AGRICULTURE**

Bill Title: SENATE FILE 2211, a bill for an act providing for the establishment and administration of an electronic case management system by the department of agriculture and land stewardship for claims involving damages resulting from the application of pesticides, and including effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Zumbach, Sweeney, Kinney, Brown, Edler, Kapucian, Mathis, Ragan, Rozenboom, Shipley, R. Taylor, and Wahls. Nays, none. Absent, 1: Costello.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

COMMERCE

Bill Title: *SENATE FILE 2312 (SSB 3008), a bill for an act relating to the disposal and acquisition of city water utilities, including at-risk systems.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, 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 2312, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2313 (SSB 3077), a bill for an act relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care challenge program for working Iowans, a workforce diploma pilot program, computer science instruction, work-based learning coordinators, and the senior year plus program, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2314 (SSB 3092), a bill for an act relating to the establishment of a disaster recovery homeowner assistance program and fund administered by the Iowa finance authority, transfers of moneys to certain funds, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2335 (SSB 3055), a bill for an act requiring that contractors provide information about persons performing construction work on certain public improvement projects to the labor commissioner and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, 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 2335, and they were attached to the committee report.

EDUCATION

Bill Title: SENATE FILE 2329 (formerly SF 2066), a bill for an act relating to licensed health care providers for purposes of state law regarding concussion and brain injury policies for extracurricular interscholastic activities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Zaun. Nays, none. Absent, 1: Wahls.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2330 (formerly SF 2058), a bill for an act relating to compensation of college athletes and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Zaun. Nays, 1: Behn. Absent, 1: Wahls.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2331 (formerly SF 2138), a bill for an act concerning the employment rights of public school employees and officials relating to student exercise of free expression in public schools.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Zaun. Nays, none. Absent, 1: Wahls.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: *SENATE FILE 2317 (formerly SF 2230), a bill for an act relating to the development of an actionable strategic plan to promote and support breastfeeding in the state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, 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 Human Resources Committee on Senate File 2317, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2318 (formerly SF 123), a bill for an act relating to collaborative pharmacy practice allowing pharmacists to provide patient care and drug therapy management services.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, 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 Human Resources Committee on Senate File 2318, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2319 (formerly SF 2128), a bill for an act relating to Medicaid reimbursement for breast pumps and associated supplies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, 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 Human Resources Committee on Senate File 2319, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2336 (formerly SF 545), a bill for an act providing for the reinstatement of parental rights of a former parent under certain circumstances.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, 1: Segebart.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2336, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 2320 (SSB 3148), a bill for an act relating to interpreters for limited-English-proficient, deaf, and hard-of-hearing persons in certain court proceedings and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate File 2320, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2321 (SSB 3149), a bill for an act relating to the administration of adult and minor guardianships and conservatorships, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2322 (SSB 3064), a bill for an act creating the offense of continuous sexual abuse of a child and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate File 2322, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2323 (SSB 3131), a bill for an act relating to the initial care plan for minor and adult guardianships and the initial plan and inventory for adult conservatorships, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2324 (SSB 3133), a bill for an act relating to the requirements for a sex offender to be granted a modification of sex offender registry requirements.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Zaun, Garrett, Chapman, Dawson, Nunn, Schultz, Shipley, Sinclair, Sweeney, and Whiting. Nays, 5: Kinney, Bisignano, Hogg, Petersen, and R. Taylor. Absent, none.

ALSO:

Bill Title: *SENATE FILE 2337 (SSB 3167), a bill for an act relating to civil actions involving asbestos and silica, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Zaun, Garrett, Chapman, Dawson, Nunn, Schultz, Shipley, Sinclair, Sweeney, and Whiting. Nays, 5: Kinney, Bisignano, Hogg, Petersen, and R. Taylor. Absent, none.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2337, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2338 (SSB 3150), a bill for an act relating to civil actions, including the total amount recoverable as a noneconomic damages award against a health care provider, recoverable damages for medical expenses, and evidence offered to prove past medical expenses.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Zaun, Garrett, Chapman, Dawson, Schultz, Shipley, Sinclair, Sweeney, and Whiting. Nays, 5: Kinney, Bisignano, Hogg, Petersen, and R. Taylor. Absent, 1: Nunn.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2338, and they were attached to the committee report.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 2332 (SSB 3023), a bill for an act prohibiting employers from entering into noncompete agreements with low-wage employees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Schultz, Whiting, T. Taylor, Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2333 (SSB 3026), a bill for an act relating to the maximum duration of unemployment benefits for certain individuals and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Schultz, Whiting, Brown, Carlin, Guth, Koelker, and Nunn. Nays, 4: T. Taylor, Boulton, Dotzler, and R. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: SENATE FILE 2315 (SSB 3166), a bill for an act relating to the review and permitting of sewer extensions and water supply distribution system extensions, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Rozenboom, Shipley, Hogg, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach. Nays, none. Absent, 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 Natural Resources and Environment Committee on Senate File 2315, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE JOINT RESOLUTION 2003 (SSB 3114), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, 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 Joint Resolution 2003, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2326 (SSB 3115), a bill for an act relating to public bidding.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, 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 2326, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2327 (SSB 3111), a bill for an act relating to the elimination of the hospital licensing board, and providing for repeals.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2328 (SSB 3140), a bill for an act relating to the setoff procedures used by public agencies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, 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 2328, and they were attached to the committee report.

TRANSPORTATION

Bill Title: *SENATE FILE 2334 (SSB 3015), a bill for an act relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, 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 Transportation Committee on Senate File 2334, and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: *SENATE FILE 2316 (SSB 3044), a bill for an act providing for deposit of certain fees relating to specified motor vehicle registration plates to the veterans trust fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Carlin, Miller-Meeks, Costello, Dawson, Edler, Koelker, and Lofgren. Nays, 4: R. Taylor, Dotzler, Giddens, and Ragan. Absent, 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 Veterans Affairs Committee on Senate File 2316, and they were attached to the committee report.

JOURNAL OF THE SENATE

THIRTY-NINTH CALENDAR DAY
TWENTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 20, 2020

The Senate met in regular session at 9:04 a.m., President Schneider presiding.

Prayer was offered by Trevor E. Pinegar, pastor of the Federated Church of Bondurant. He was the guest of Senator Nunn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ami Penquite.

The Journal of Wednesday, February 20, 2020, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:07 a.m. until 1:00 p.m., Monday, February 24, 2020.

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 COMMERCE (BANKING DIVISION)

Bank Required Collateral, pursuant to Iowa Code section 12.C.20. Report received on February 20, 2020.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Thursday, February 20, 2020, 10:20 a.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolcom, Ranking Member; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Sinclair, T. Taylor, and Wahls.

Members Absent: Shipley (excused).

Committee Business: Discuss SF 2190.

Adjourned: 11:05 a.m.

JUDICIARY

Convened: Wednesday, February 19, 2020, 4:10 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting.

Members Absent: Nunn (excused).

Committee Business: SSB 3150, SSB 3135, SF 2129, SSB 3136, SF 571, SF 2277, SSB 3134, SSB 3176.

Adjourned: 6:15 p.m.

ALSO:

Convened: Thursday, February 20, 2020, 2:10 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting.

Members Absent: None.

Committee Business: SF 2244, SF 2293, SSB 3081, SJR 8, SSB 3184, SSB 3173, SSB 3174, SSB 3059, SF 2292.

Adjourned: 3:50 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Thursday, February 20, 2020, 12:50 p.m.

Members Present: Schultz, Chair; Whiting, Vice Chair; T. Taylor, Ranking Member; Boulton, Brown, Carlin, Dotzler, Guth, Koelker, Nunn, and R. Taylor.

Members Absent: None.

Committee Business: Attendance.

Adjourned: 1:40 p.m.

LOCAL GOVERNMENT

Convened: Thursday, February 20, 2020, 11:15 a.m.

Members Present: Edler, Chair; Greene, Vice Chair; J. Smith, Ranking Member; Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart.

Members Absent: None.

Committee Business: SF 2174 ran by Sen. Guth spoke on bill before withdrawing. Sen. Edler passed chair to Sen. Greene and then introduced SSB 3154 and it passed via short form. Sen. Edler introduced SSB 3178 then was recognized to amend it. 3178.3155 passed via short form with Sen. Smith voting NAY. SSB 3178 as amended passed via roll call with nay votes from Senators Smith, Boulton, Hogg, and Quirmbach. SSB 3183 ran by Sen. Edler and commented on by Sen. Hogg passed via short form. Moving the Chair back to Sen. Edler he recognized Sen. Lofgren for SF 2013. Sen. Lofgren then introduced amendment 2013.2815 that passed via short form. SF 2013 as amended was commented on by Sen. Boulton, Smith, and Edler and then passed via short form.

Adjourned: 11:55 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 20, 2020, 9:45 a.m.

Members Present: Rozenboom, Chair; Hogg, Ranking Member; Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, and Sweeney.

Members Absent: Shipley, Vice Chair; and Zumbach (both excused).

Committee Business: Consideration of SSB 3062.

Adjourned: 10:15 a.m.

STATE GOVERNMENT

Convened: Thursday, February 20, 2020, 11:25 a.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun.

Members Absent: None.

Committee Business: SF 2243; SSB 3156; SSB 3187; SSB 3152; SF 2080; SSB 3153; SSB 3142.

Adjourned: 12:45 p.m.

VETERANS AFFAIRS

Convened: Thursday, February 20, 2020. 9:40 a.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan.

Members Absent: None.

Committee Business: The consideration of SSB 3177 and SSB 3146.

Adjourned: 9:55 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 2004, by committee on State Government, a joint resolution designating the honeybee as the official state insect for the State of Iowa.

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

INTRODUCTION OF BILLS

Senate File 2339, by committee on Judiciary, a bill for an act providing for business corporations, providing for certain fees, and including effective date provisions.

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

Senate File 2340, by committee on Judiciary, a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions.

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

Senate File 2341, by committee on Judiciary, a bill for an act relating to older individuals and dependent adults and creating certain criminal offenses and civil actions, and providing penalties.

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

Senate File 2342, by committee on Human Resources, a bill for an act relating to insurance coverage for diagnostic breast cancer examinations, and including applicability provisions.

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

Senate File 2343, by committee on Human Resources, a bill for an act relating to the practice of pharmacy, including the prescription and administration of vaccines.

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

Senate File 2344, by committee on Human Resources, a bill for an act relating to an exemption from electronic prescribing for free clinics and including effective date and retroactive applicability provisions.

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

Senate File 2345, by committee on Human Resources, a bill for an act relating to the Medicaid home and community-based services elderly waiver monthly budget maximum.

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

Senate File 2346, by committee on Human Resources, a bill for an act relating to a pilot program to allow the Medicaid program to act as a third-party payor under direct primary care agreements.

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

Senate File 2347, by committee on Judiciary, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date and retroactive applicability provisions.

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

Senate File 2348, by committee on Judiciary, a bill for an act relating to the restoration of voting rights to certain convicted persons and including effective date provisions.

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

Senate File 2349, by committee on Commerce, a bill for an act relating to the office of the chief information officer, including procurement preferences and a report detailing state information technology assets.

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

Senate File 2350, by committee on Commerce, a bill for an act providing for regulation by employers and other entities of the use of marijuana and derivatives thereof.

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

Senate File 2351, by committee on Commerce, a bill for an act relating to the removal of internet content upon request, and making penalties applicable.

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

Senate File 2352, by committee on Natural Resources and Environment, a bill for an act relating to drainage and levee districts, by providing for repairs that require a report by an engineer or soil and water conservation district conservationist.

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

Senate File 2353, by committee on Natural Resources and Environment, a bill for an act relating to improvements to land in drainage and levee districts, by providing for the construction or reconstruction of drainage tile lines by railroad companies.

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

Senate File 2354, by committee on Transportation, a bill for an act relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions.

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

Senate File 2355, by committee on Veterans Affairs, a bill for an act relating to smoking by members at the Iowa veterans home.

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

Senate File 2356, by committee on Education, a bill for an act relating to the education of students with characteristics of dyslexia and to the preparation and licensure of practitioners for such instruction, and establishing an Iowa dyslexia board.

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

Senate File 2357, by committee on State Government, a bill for an act relating to the practice and licensure of physician assistants, and including effective date provisions.

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

Senate File 2358, by committee on Local Government, a bill for an act relating to county regulation of certain agricultural experiences.

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

Senate File 2359, by committee on Judiciary, a bill for an act relating to medical expenses, including evidence offered to prove past medical expenses and recoverable damages for medical expenses.

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

Senate File 2360, by committee on Appropriations, a bill for an act relating to classroom management and related practitioner preparation procedures for reporting classroom violence and assaults, to corporal punishment, establishing a grant program and fund for creation of therapeutic classrooms, providing claims reimbursement to school districts for costs relating to therapeutic classrooms, making appropriations, and including effective date provisions.

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

Senate File 2361, by committee on Local Government, a bill for an act relating to persons authorized to request assistance pursuant to the statewide mutual aid compact.

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

Senate File 2362, by committee on Judiciary, a bill for an act relating to the appointment of a guardian ad litem for certain child prosecution witnesses.

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

Senate File 2363, by committee on Judiciary, a bill for an act relating to the medical cannabidiol Act, and including transition provisions.

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

Senate File 2364, by committee on State Government, a bill for an act relating to a construction manager-at-risk commercial construction alternative delivery method and prohibiting certain other alternative delivery methods in the public sector.

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

Senate File 2365, by committee on State Government, a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

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

Senate File 2366, by committee on Labor and Business Relations, a bill for an act relating to work and employment and training requirements for public assistance programs, and including effective date and implementation provisions.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2360 (formerly SF 2190), a bill for an act relating to classroom management and related practitioner preparation procedures for reporting classroom violence and assaults, to corporal punishment, establishing a grant program and fund for creation of therapeutic classrooms, providing claims reimbursement to school districts for costs relating to therapeutic classrooms, making appropriations, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 19: Breitbach, Kraayenbrink, Bolkcom, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Sinclair, T. Taylor, and Wahls. Nays, 1: Celsi. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2360, and they were attached to the committee report.

COMMERCE

Bill Title: SENATE FILE 2349 (SSB 3182), a bill for an act relating to the office of the chief information officer, including procurement preferences and a report detailing state information technology assets.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Feenstra, Mathis, Miller-Meeks, Nunn, Sinclair, and R. Smith. Nays, 2: Petersen and Quirmbach. Absent, 2: Chapman and Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2350 (SSB 3188), a bill for an act providing for regulation by employers and other entities of the use of marijuana and derivatives thereof.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Dawson, Koelker, Breitbach, Brown, Feenstra, Miller-Meeks, Nunn, Sinclair, and R. Smith. Nays, 6: Lykam, Bisignano, Bolkcom, Mathis, Petersen and Quirmbach. Absent, 2: Chapman and Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2351 (formerly SF 2236), a bill for an act relating to the removal of internet content upon request, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Dawson, Koelker, Bisignano, Breitbach, Brown, Feenstra, Miller-Meeks, Nunn, Sinclair, and R. Smith. Nays, 5: Lykam, Bolkcom, Mathis, Petersen and Quirmbach. Absent, 2: Chapman and Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *SENATE FILE 2356 (formerly SF 2235), a bill for an act relating to the education of students with characteristics of dyslexia and to the preparation and licensure of practitioners for such instruction, and establishing an Iowa dyslexia board.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, and Zaun. Nays, none. Absent, 1: Wahls.

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 2356, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 2342 (SSB 3162), a bill for an act relating to insurance coverage for diagnostic breast cancer examinations, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Quirmbach, and Ragan. Nays, none. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2343 (SSB 3164), a bill for an act relating to the practice of pharmacy, including the prescription and administration of vaccines.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Quirmbach, and Ragan. Nays, none. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2344 (formerly SF 2255), a bill for an act relating to an exemption from electronic prescribing for free clinics and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Quirmbach, and Ragan. Nays, none. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2344, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2345 (formerly SF 2209), a bill for an act relating to the Medicaid home and community-based services elderly waiver monthly budget maximum.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Quirmbach, and Ragan. Nays, none. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2346 (formerly SF 2256), a bill for an act relating to a pilot program to allow the Medicaid program to act as a third-party payor under direct primary care agreements.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Sweeney, Segebart, Carlin, Costello, Edler, Garrett, and Greene. Nays, 5: Mathis, Bolkcom, Jochum, Quirmbach, and Ragan. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: SENATE FILE 2339 (SSB 3175), a bill for an act providing for business corporations, providing for certain fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2340 (SSB 3134), a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 1: Nunn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2341 (SSB 1073), a bill for an act relating to older individuals and dependent adults and creating certain criminal offenses and civil actions, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate File 2341, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2347 (SSB 3176), a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date and retroactive applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5008.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 1: Nunn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2348 (formerly SF 2129), a bill for an act relating to the restoration of voting rights to certain convicted persons and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, 1: Hogg. Absent, 1: Nunn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2359 (SSB 3135), a bill for an act relating to medical expenses, including evidence offered to prove past medical expenses and recoverable damages for medical expenses.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Zaun, Garrett, Chapman, Dawson, Schultz, Shipley, Sinclair, Sweeney, and Whiting. Nays, 5: Kinney, Bisignano, Hogg, Petersen, R. Taylor. Absent, 1: Nunn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2359, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2362 (formerly SF 2277), a bill for an act relating to the appointment of a guardian ad litem for certain child prosecution witnesses.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 1: Nunn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2363 (SSB 3136), a bill for an act relating to the medical cannabidiol Act, and including transition provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Zaun, Kinney, Bisignano, Chapman, Hogg, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, 2: Garrett and Dawson. Absent, 1: Nunn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: *SENATE FILE 2366 (SSB 3158), a bill for an act relating to work and employment and training requirements for public assistance programs, and including effective date and implementation provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 6: Schultz, Whiting, Brown, Carlin, Guth, and Koelker. Nays, 5: T. Taylor, Boulton, Dotzler, Nunn, and R. Taylor. Absent, 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 Labor and Business Relations Committee on Senate File 2366, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 2358 (SSB 3183), a bill for an act relating to county regulation of certain agricultural experiences.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Edler, Greene, J. Smith, Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirnbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2361 (SSB 3154), a bill for an act relating to persons authorized to request assistance pursuant to the statewide mutual aid compact.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Edler, Greene, J. Smith, Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirnbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *SENATE FILE 2352 (formerly SF 2203), a bill for an act relating to drainage and levee districts, by providing for repairs that require a report by an engineer or soil and water conservation district conservationist.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Rozenboom, Shipley, Hogg, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach. Nays, none. Absent, 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 Natural Resources and Environment Committee on Senate File 2352, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2353 (formerly SF 2234), a bill for an act relating to improvements to land in drainage and levee districts, by providing for the construction or reconstruction of drainage tile lines by railroad companies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Rozenboom, Shipley, Behn, Cournoyer, Kapucian, Segebart, Sweeney, and Zumbach. Nays, 5: Hogg, Boulton, Celsi, Lykam, and J. Smith. Absent, 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 Natural Resources and Environment Committee on Senate File 2353, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE JOINT RESOLUTION 2004, a joint resolution designating the honeybee as the official state insect for the State of Iowa.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2357 (SSB 3071), a bill for an act relating to the practice and licensure of physician assistants, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, 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 2357, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2364 (SSB 3153), a bill for an act relating to a construction manager-at-risk commercial construction alternative delivery method and prohibiting certain other alternative delivery methods in the public sector.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2365 (SSB 3156), a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *SENATE FILE 2354 (formerly SF 2205), a bill for an act relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, Whiting, and Zumbach. Nays, none. Absent, 1: T. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 2354, and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: SENATE FILE 2355 (SSB 3177), a bill for an act relating to smoking by members at the Iowa veterans home.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENT FILED

S-5008 S.F. 2347 Judiciary

JOURNAL OF THE SENATE

FORTY-THIRD CALENDAR DAY
TWENTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 24, 2020

The Senate met in regular session at 1:02 p.m., President Schneider presiding.

Prayer was offered by Pastor Jeff Dadisman of St. John's United Methodist Church in Davenport, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Laura Kiely.

The Journal of Thursday, February 20, 2020, was approved.

The Senate stood at ease at 1:09 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:28 p.m., President Schneider presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Feenstra and Shipley, until they arrive, on request of Senator Whitver.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2025, 2132, and 2135.

Senate File 2025

On motion of Senator Edler, **Senate File 2025**, a bill for an act relating to the employment of county engineers, with report of committee recommending passage, was taken up for consideration.

Senator Edler 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. 2025), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Feenstra Shipley

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

Senate File 2132

On motion of Senator Brown, **Senate File 2132**, a bill for an act relating to the legal reserve requirements of life insurance companies, was taken up for consideration.

Senator Brown 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. 2132), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Feenstra Shipley

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

Senate File 2135

On motion of Senator Whiting, **Senate File 2135**, a bill for an act relating to the final disposition and disinterment of human remains, was taken up for consideration.

Senator Whiting offered amendment S-5010, filed by him from the floor to pages 1 and 2 of the bill.

Senator Hogg asked and received unanimous consent that action on amendment S-5010 and **Senate File 2135** be **deferred**.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 2025** and **2132** 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 2196, 2232, and 2250.

Senate File 2196

On motion of Senator Brown, **Senate File 2196**, a bill for an act extending the repeal date of the Iowa cell siting Act and including effective date provisions, was taken up for consideration.

Senator Brown 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. 2196), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

Senate File 2232

On motion of Senator Garrett, **Senate File 2232**, a bill for an act relating to the Iowa trust code, including the creation of directed trusts, the transfer of trust assets into other trusts, and requirements related to notices to beneficiaries, was taken up for consideration.

Senator Garrett 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. 2232), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

Senate File 2250

On motion of Senator Brown, **Senate File 2250**, a bill for an act relating to responsibilities of timber buyers and persons transporting timber, and providing penalties, was taken up for consideration.

Senator Brown 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. 2250), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider

Schultz
Smith, J.
Taylor, T.
Zaun

Segebart
Smith, R.
Wahls
Zumbach

Shipley
Sweeney
Whiting

Sinclair
Taylor, R.
Whitver

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 Files 2196, 2232, and 2250** be **immediately messaged** to the House.

The Senate stood at ease at 3:10 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 3:24 p.m., President Schneider presiding.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2296 and 2299.

Senate File 2296

On motion of Senator Breitbach, **Senate File 2296**, a bill for an act regarding persons who are deemed independent contractors when performing services while operating certain vehicles, was taken up for consideration.

Senator Breitbach withdrew amendment S-5011, filed by him from the floor to pages 1 and 2 of the bill.

Senator Breitbach 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. 2296), the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Chapman
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 18:

Bisignano	Bolkcom	Boulton	Carlin
Celsi	Dotzler	Giddens	Hogg
Jochum	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Absent, none.

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

Senate File 2299

On motion of Senator Edler, **Senate File 2299**, a bill for an act relating to background checks for employees and students of certain facilities, providers, programs, and agencies, was taken up for consideration.

Senator Edler 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. 2299), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam

Mathis	Miller-Meeks	Nunn	Petersen
Quirnbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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 Files 2296** and **2299** 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 2300.

Senate File 2300

On motion of Senator Chapman, **Senate File 2300**, a bill for an act relating to the transfer of real estate as part of the administration of a decedent's estate, guardianship, conservatorship, or trust, and including applicability provisions, was taken up for consideration.

Senator Chapman offered amendment S-5009, 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-5009 was adopted by a voice vote.

Senator Chapman 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. 2300), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, none.

Absent, none.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Joint Resolution 2002.

Senate Joint Resolution 2002

On motion of Senator R. Smith, **Senate Joint Resolution 2002**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors, was taken up for consideration.

Senator R. Smith moved that the resolution be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the resolution was read the last time.

Senate Joint Resolution 2002, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors. BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: Section 1. The following

amendment to the Constitution of the State of Iowa is proposed: Section 1 of Article II of the Constitution of the State of Iowa, as amended by the amendment of 1970, is repealed and the following adopted in lieu thereof: Section 1. **Electors.** Only a citizen of the United States of the age of eighteen years, who shall have been a resident of this state for such period of time as shall be provided by law and of the county in which the citizen claims the citizen's vote for such period of time as shall be provided by law, shall be entitled to vote at all elections which are authorized by law. However, for purposes of a primary election, a United States citizen must be at least eighteen years of age as of the next general election following the primary election. The required periods of residence shall not exceed six months in this state and sixty days in the county. Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed amendment to the Constitution of the State of Iowa is referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three months previous to the date of that election.

On the question "Shall the resolution be adopted?" (S.J.R. 2002), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, none.

Absent, none.

The resolution, 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 Joint Resolution 2002** and **Senate File 2300** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 3:58 p.m. until 9:00 a.m., Tuesday, February 25, 2020.

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 TRANSPORTATION

Disputed Highway Project Report, pursuant to Iowa Code section 306.54. Report received on February 24, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

MacKenzie Schmitz, Greeley—For earning the Gold Award, the highest award in Girl Scouting. Senator Zumbach.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 2005, by committee on Judiciary, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the rights of a crime victim.

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

INTRODUCTION OF BILLS

Senate File 2367, by committee on Agriculture, a bill for an act establishing a study relating to the grain depositors and sellers indemnity fund.

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

Senate File 2368, by committee on Local Government, a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

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

Senate File 2369, by committee on Local Government, a bill for an act relating to the creation of land banks.

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

Senate File 2370, by committee on Veterans Affairs, a bill for an act requiring the department of veterans affairs to provide rosters of discharged members of the military to county commissions of veteran affairs.

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

Senate File 2371, by committee on Natural Resources and Environment, a bill for an act relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, and including effective date and transition provisions.

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

Senate File 2372, by committee on State Government, a bill for an act concerning government regulation relating to state building code requirements, private investigative agencies, and elevator regulation, and including applicability and effective date provisions.

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

Senate File 2373, by committee on State Government, a bill for an act modifying provisions relating to telecommunications.

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

Senate File 2374, by committee on Judiciary, a bill for an act relating to restitution ordered in a criminal proceeding and court debt.

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

Senate File 2375, by committee on Judiciary, a bill for an act relating to the statute of limitations period for criminal and civil actions for sexual abuse in the first, second, or third degree, kidnapping, and human trafficking.

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

Senate File 2376, by committee on Judiciary, a bill for an act relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits.

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

Senate File 2377, by committee on Judiciary, a bill for an act relating to officer disciplinary actions.

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

Senate File 2378, by committee on Judiciary, a bill for an act relating to the peace officer, public safety, and emergency personnel bill of rights.

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

Senate File 2379, by committee on Judiciary, a bill for an act relating to peace officer-involved shootings and peace officer-involved critical incidents, and including effective date provisions.

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

Senate File 2380, by committee on Judiciary, a bill for an act relating to the manufacture, sale, and consumption of certain products containing hemp, and including effective date provisions.

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

Senate File 2381, by committee on Judiciary, a bill for an act relating to participation in the sobriety and drug monitoring program.

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

Senate File 2382, by committee on Judiciary, a bill for an act establishing the offense of sexual activity with an individual sixteen or seventeen years of age, and providing penalties.

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

Senate File 2383, by committee on Human Resources, a bill for an act establishing an interim study committee to review and evaluate continuity of care and nonmedical switching practices of health carriers, health benefit plans, and utilization review organizations.

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

Senate File 2384, by committee on Human Resources, a bill for an act relating to insurance coverage for prescription drugs used in the treatment of stage IV cancer, and including applicability provisions.

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

Senate File 2385, by committee on Human Resources, a bill for an act relating to the child abuse hotline.

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

Senate File 2386, by committee on Human Resources, a bill for an act establishing a task force relating to the reunification of an unaccompanied child or dependent adult with the child's or dependent adult's parent, guardian, or custodian following a disaster.

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

Senate File 2387, by committee on Agriculture, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

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

Senate File 2388, by committee on Agriculture, a bill for an act limiting local legislation that prohibits the operation of an animal enterprise or the use of a working animal.

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

Senate File 2389, by committee on Agriculture, a bill for an act creating the criminal offense of food operation trespass, and providing penalties.

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

Senate File 2390, by committee on Commerce, a bill for an act establishing a cyber crime investigation division in the department of public safety to investigate crimes with a nexus to the internet or computer technology including crimes involving child exploitation and cyber intrusion.

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

Senate File 2391, by committee on State Government, a bill for an act prohibiting the state and political subdivisions of the state from expending public moneys for payment to persons responsible for ransomware attacks.

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

Senate File 2392, by committee on State Government, a bill for an act relating to the operation of state government, including the review of state boards, the regulation of professions and occupations, and investigations conducted by state boards, and including effective date provisions.

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

Senate File 2393, by committee on Labor and Business Relations, a bill for an act relating to the granting of professional licenses, certificates, and registrations to persons licensed in other states, and including effective date provisions.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: *SENATE FILE 2367 (SSB 3151), a bill for an act establishing a study relating to the grain depositors and sellers indemnity fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Zumbach, Sweeney, Kinney, Brown, Costello, Edler, Kapucian, Mathis, Ragan, Rozenboom, R. Taylor, and Wahls. Nays, none. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Agriculture Committee on Senate File 2367, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2387 (SSB 3172), a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Zumbach, Sweeney, Kinney, Brown, Costello, Edler, Kapucian, Mathis, Ragan, Rozenboom, R. Taylor, and Wahls. Nays, none. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Agriculture Committee on Senate File 2387, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2388 (SSB 3180), a bill for an act limiting local legislation that prohibits the operation of an animal enterprise or the use of a working animal.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Zumbach, Sweeney, Kinney, Brown, Costello, Edler, Kapucian, Mathis, Ragan, Rozenboom, R. Taylor, and Wahls. Nays, none. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Agriculture Committee on Senate File 2388, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2389 (SSB 3171), a bill for an act creating the criminal offense of food operation trespass, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Zumbach, Sweeney, Kinney, Brown, Costello, Edler, Kapucian, Mathis, Ragan, Rozenboom, and Wahls. Nays, 1: R. Taylor. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Agriculture Committee on Senate File 2389, and they were attached to the committee report.

COMMERCE

Bill Title: SENATE FILE 2390 (SSB 3010), a bill for an act establishing a cyber crime investigation division in the department of public safety to investigate crimes with a nexus to the internet or computer technology including crimes involving child exploitation and cyber intrusion.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Feenstra, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, 2: Chapman and Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: *SENATE FILE 2383 (SSB 3117), a bill for an act establishing an interim study committee to review and evaluate continuity of care and nonmedical switching practices of health carriers, health benefit plans, and utilization review organizations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Quirmbach, and Ragan. Nays, none. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2383, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2384 (SSB 3161), a bill for an act relating to insurance coverage for prescription drugs used in the treatment of stage IV cancer, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Quirmbach, and Ragan. Nays, none. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2384, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2385 (formerly SF 2148), a bill for an act relating to the child abuse hotline.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Sweeney, Segebart, Carlin, Costello, Edler, Garrett, and Greene. Nays, 5: Mathis, Bolkcom, Jochum, Quirmbach, and Ragan. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2385, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2386 (SSB 3165), a bill for an act establishing a task force relating to the reunification of an unaccompanied child or dependent adult with the child's or dependent adult's parent, guardian, or custodian following a disaster.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Quirmbach, and Ragan. Nays, none. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2386, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE JOINT RESOLUTION 2005 (formerly SJR 8), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the rights of a crime victim.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate Joint Resolution 2005, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 571, a bill for an act relating to the awarding of joint custody and joint physical care.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Zaun, Garrett, Chapman, Dawson, Schultz, Shipley, Sinclair, Sweeney, and Whiting. Nays, 5: Kinney, Bisignano, Hogg, Petersen, and R. Taylor. Absent, 1: Nunn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2374 (formerly SF 2244), a bill for an act relating to restitution ordered in a criminal proceeding and court debt.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2375 (SSB 3032), a bill for an act relating to the statute of limitations period for criminal and civil actions for sexual abuse in the first, second, or third degree, kidnapping, and human trafficking.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate File 2375, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2376 (SSB 3184), a bill for an act relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2377 (SSB 3174), a bill for an act relating to officer disciplinary actions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2378 (formerly SF 2293), a bill for an act relating to the peace officer, public safety, and emergency personnel bill of rights.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2379 (formerly SF 2292), a bill for an act relating to peace officer-involved shootings and peace officer-involved critical incidents, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2380 (SSB 3173), a bill for an act relating to the manufacture, sale, and consumption of certain products containing hemp, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and R. Taylor. Nays, 1: Whiting. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2381 (SSB 3059), a bill for an act relating to participation in the sobriety and drug monitoring program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 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 Judiciary Committee on Senate File 2381, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2382 (SSB 3081), a bill for an act establishing the offense of sexual activity with an individual sixteen or seventeen years of age, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Zaun, Garrett, Chapman, Dawson, Nunn, Schultz, Shipley, Sinclair, and Sweeney. Nays, 5: Kinney, Bisignano, Hogg, Petersen, and R. Taylor: Whiting. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: *SENATE FILE 2393 (formerly SF 2114), a bill for an act relating to the granting of professional licenses, certificates, and registrations to persons licensed in other states, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Schultz, Whiting, Brown, Carlin, Guth, Koelker, and Nunn. Nays, 4: T. Taylor, Boulton, Dotzler, and R. Taylor. Absent, 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 Labor and Business Relations Committee on Senate File 2393, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: *SENATE FILE 2368 (SSB 3178), a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 7: Edler, Greene, Garrett, Guth, Kraayenbrink, Lofgren, and Segebart. Nays, 4: J. Smith, Boulton, Hogg, and Quirmbach. Absent, 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 Local Government Committee on Senate File 2368, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2369 (formerly SF 2013), a bill for an act relating to the creation of land banks.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Edler, Greene, J. Smith, Boulton, Garrett, Guth, Hogg, Kraayenbrink, Lofgren, Quirmbach, and Segebart. Nays, none. Absent, 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 Local Government Committee on Senate File 2369, and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *SENATE FILE 2371 (SSB 3062), a bill for an act relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, and including effective date and transition provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Rozenboom, Hogg, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, and Sweeney. Nays, none. Absent, 2: Shipley and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on Senate File 2371, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 2372 (SSB 3152), a bill for an act concerning government regulation relating to state building code requirements, private investigative agencies, and elevator regulation, and including applicability and effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, 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 2372, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2373 (formerly SF 2243), a bill for an act modifying provisions relating to telecommunicators.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2391 (formerly SF 2080), a bill for an act prohibiting the state and political subdivisions of the state from expending public moneys for payment to persons responsible for ransomware attacks.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, 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 2391, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2392 (SSB 3142), a bill for an act relating to the operation of state government, including the review of state boards, the regulation of professions and occupations, and investigations conducted by state boards, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, 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 2392, and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: *SENATE FILE 2370 (SSB 3146), a bill for an act requiring the department of veterans affairs to provide rosters of discharged members of the military to county commissions of veteran affairs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, 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 Veterans Affairs Committee on Senate File 2370, and they were attached to the committee report.

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 24th day of February, 2020.

Senate File 2164.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-5009	S.F.	2300	Jake Chapman
S-5010	S.F.	2135	Zach Whiting
S-5011	S.F.	2296	Michael Breitbach

JOURNAL OF THE SENATE

FORTY-FORTH CALENDAR DAY
TWENTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 25, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Pastor Lance Fricke of the Triumphant Church in Independence, Iowa. He was the guest of Senator Johnson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kadin Kruse.

The Journal of Monday, February 24, 2020, was approved.

BILLS REFERRED TO COMMITTEES

President Schneider announced that the following Senate Files be referred from the Regular Calendar to the following committees under Senate Rule 38:

S.F. 2094	Ways and Means
S.F. 2181	Ways and Means
S.F. 2262	Appropriations
S.F. 2267	Appropriations
S.F. 2297	Ways and Means
S.F. 2307	Appropriations
S.F. 2313	Appropriations
S.F. 2314	Appropriations
S.F. 2334	Ways and Means
S.F. 2369	Ways and Means
S.F. 2371	Appropriations
S.F. 2387	Ways and Means
S.F. 2393	Ways and Means

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 24, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2197, a bill for an act relating to the medical residency training state matching grants program rural rotation requirement.

Read first time and referred to committee on **Human Resources**.

House File 2219, a bill for an act relating to the responsibilities of a guardian ad litem for a minor child.

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

House File 2221, a bill for an act relating to the licensed health professional member of a local board of health.

Read first time and referred to committee on **Human Resources**.

House File 2222, a bill for an act relating to a determination of the availability of mental health services in the state including the value of pursuing a Medicaid institutions for mental diseases waiver, and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

House File 2236, a bill for an act concerning fees charged for examining and copying public records relating to claims for veterans benefits.

Read first time and referred to committee on **Veterans Affairs**.

House File 2238, a bill for an act relating to regulation of foods sold by minors.

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

House File 2308, a bill for an act relating to the definition of meeting and public notice requirements under the open meetings law.

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

House File 2310, a bill for an act removing the requirement to obtain a permit for vehicles or combinations of vehicles of excessive size transporting divisible loads of hay, straw, stover, or bagged livestock bedding that meet certain width, height, and length requirements.

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

House File 2312, a bill for an act relating to certificate of eligibility affidavits for admission to the veterans home.

Read first time and referred to committee on **Veterans Affairs**.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:06 a.m. until 12:00 p.m.

RECONVENED

The Senate reconvened at 12:09 p.m., President Schneider presiding.

The Senate stood at ease at 12:09 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:35 p.m., President Schneider presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENT (Individual Confirmation Calendar)

Senator Whitver called up the appointment of Kayla Lyon as Director of the Department of Natural Resources, placed on the Individual Confirmation Calendar on Thursday, February 13, 2020, found on page 315 of the Senate Journal.

Senator Kapucian moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 43:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Edler	Feenstra
Garrett	Greene	Guth	Hogg
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, R.
Sweeney	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, 7:

Bolkcom	Celsi	Dotzler	Giddens
Jochum	Smith, J.	Taylor, R.	

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2360.

Senate File 2360

On motion of Senator Sinclair, **Senate File 2360**, a bill for an act relating to classroom management and related practitioner preparation procedures for reporting classroom violence and assaults, to corporal punishment, establishing a grant program and fund for creation of therapeutic classrooms, providing claims reimbursement to school districts for costs relating to therapeutic classrooms, making appropriations, and including effective date provisions, was taken up for consideration.

Senator Celsi offered amendment S–5018, filed by her from the floor to pages 1–4, 8, 12, and 13 and amending the title page of the bill, and moved its adoption.

Amendment S–5018 lost by a voice vote.

Senator Giddens offered amendment S–5016, filed by him from the floor to pages 1–3 and 12 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–5016 be adopted?” (S.F. 2360), the vote was:

Yeas, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirnbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Nays, 32:

Behn	Breitbart	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, none.

Amendment S–5016 lost.

Senator Sinclair offered amendment S–5014, filed by her from the floor to pages 4 and 8–10 of the bill, and moved its adoption.

Amendment S–5014 was adopted by a voice vote.

Senator Mathis offered amendment S–5019, filed by her from the floor to page 12 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5019 be adopted?" (S.F. 2360), the vote was:

Yeas, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, none.

Amendment S-5019 lost.

Senator J. Smith offered amendment S-5017, filed by her from the floor to page 13 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5017 be adopted?" (S.F. 2360), the vote was:

Yeas, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, none.

Amendment S-5017 lost.

Senator Sinclair 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. 2360), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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 2360** 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 2338.

Senate File 2338

On motion of Senator Whiting, **Senate File 2338**, a bill for an act relating to civil actions, including the total amount recoverable as a noneconomic damages award against a health care provider, recoverable damages for medical expenses, and evidence offered to prove past medical expenses, was taken up for consideration.

Senator Bisignano offered amendment S-5020, filed by him from the floor to pages 1-2 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5020 be adopted?" (S.F. 2338), the vote was:

Yeas, 19:

Bisignano	Bolkcom	Boulton	Carlin
Celsi	Dotzler	Giddens	Hogg
Jochum	Kinney	Lykam	Mathis
Petersen	Quirmbach	Ragan	Smith, J.
Taylor, R.	Taylor, T.	Wahls	

Nays, 31:

Behn	Breitbach	Brown	Chapman
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Absent, none.

Amendment S-5020 lost.

Senator Sinclair took the chair at 3:40 p.m.

President Schneider took the chair at 3:58 p.m.

Senator Whiting 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. 2338), the vote was:

Yeas, 30:

Behn	Breitbach	Brown	Chapman
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, R.	Sweeney	Whiting	Whitver
Zaun	Zumbach		

Nays, 20:

Bisignano	Bolkcom	Boulton	Carlin
Celsi	Dotzler	Giddens	Hogg
Jochum	Kinney	Lykam	Mathis
Nunn	Petersen	Quirmbach	Ragan
Smith, J.	Taylor, R.	Taylor, T.	Wahls

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 2338** 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 2091, 2131, and 2137.

Senate File 2091

On motion of Senator Breitbach, **Senate File 2091**, a bill for an act providing for exemptions relating to odometer requirements, and including effective date provisions, was taken up for consideration.

Senator Breitbach 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. 2091), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

Senate File 2131

On motion of Senator Nunn, **Senate File 2131**, a bill for an act relating to credit allowed to domestic ceding insurers for reinsurance ceded to reinsurers, and including applicability provisions, was taken up for consideration.

Senator Nunn 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. 2131), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

Senate File 2137

On motion of Senator Johnson, **Senate File 2137**, a bill for an act relating to filing requirements applicable to extensions of real estate conveyances or transactions under specified circumstances, was taken up for consideration.

Senator Johnson 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. 2137), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen

Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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 Files 2091, 2131, and 2137** 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 2195, 2198, and 2201.

Senate File 2195

On motion of Senator Lofgren, **Senate File 2195**, a bill for an act providing that certain multi-story commercial buildings are not required to have commercial elevators in specified circumstances, was taken up for consideration.

Senator Lofgren offered amendment S-5013, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Hogg asked and received unanimous consent that action on amendment S-5013 and **Senate File 2195** be **deferred**.

Senate File 2198

On motion of Senator Johnson, **Senate File 2198**, a bill for an act relating to notice provisions in connection with designated consumer lending provisions, was taken up for consideration.

Senator Johnson 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. 2198), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

Senate File 2201

On motion of Senator Rozenboom, **Senate File 2201**, a bill for an act relating to special nonresident deer and wild turkey hunting licenses issued to nonresident guests and dignitaries, was taken up for consideration.

Senator Rozenboom 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. 2201), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson

Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, 2:

Taylor, R. Taylor, T.

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 Files 2198** and **2201** 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 2249, 2093, and 2337.

Senate File 2249

On motion of Senator Brown, **Senate File 2249**, a bill for an act relating to the classification and reclassification of certain secondary roads, and including applicability provisions, was taken up for consideration.

Senator Brown offered amendment S-5012, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5012 was adopted by a voice vote.

Senator Brown 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. 2249), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirnbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 1:

Taylor, R.

Absent, none.

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

Senate File 2093

On motion of Senator Whiting, **Senate File 2093**, a bill for an act relating to class “A” felonies and life sentences, was taken up for consideration.

Senator Whiting 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. 2093), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson

Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

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

Senate File 2337

On motion of Senator Nunn, **Senate File 2337**, a bill for an act relating to civil actions involving asbestos and silica, and including applicability provisions, was taken up for consideration.

Senator Nunn offered amendment S-5015, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-5015 was adopted by a voice vote.

Senator Nunn 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. 2337), the vote was:

Yeas, 30:

Behn	Breitbach	Brown	Chapman
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Koelker	Kraayenbrink

Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zumbach		

Nays, 19:

Bisignano	Bolkcom	Boulton	Carlin
Celsi	Dotzler	Giddens	Hogg
Jochum	Kinney	Lykam	Mathis
Petersen	Quirnbach	Ragan	Smith, J.
Taylor, R.	Taylor, T.	Wahls	

Absent, 1:

Zaun

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 2093, 2249, and 2337** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 25, 2020, **refused to concur** in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 426, a bill for an act relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies.

ALSO: That the House has on February 25, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 717, a bill for an act concerning appeal rights relating to veterans preference.

Read first time and referred to committee on **Veterans Affairs**.

House File 2313, a bill for an act relating to the military code and duty performed by a member of the United States coast guard.

Read first time and referred to committee on **Veterans Affairs**.

House File 2339, a bill for an act relating to judicial motions and causes of action arising from a person's participation in matters of public significance.

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

House File 2359, a bill for an act relating to the reporting of certain assessment scores by approved practitioner preparation programs.

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

House File 2360, a bill for an act regarding the expiration of driver's licenses of persons who are age seventy-two or over.

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

House File 2361, a bill for an act concerning the implantation or insertion of microchips or other devices in employees by employers.

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

House File 2369, a bill for an act establishing a lifetime trout fishing license for certain older Iowans.

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

House File 2382, a bill for an act relating to confidentiality concerning individuals allowed a disabled veteran tax credit and military tax exemption.

Read first time and referred to committee on **Veterans Affairs**.

House File 2383, A bill for an act relating to the percentage of students who are residents of Iowa or who attend postsecondary institutions in Iowa and are accepted to graduate and postgraduate studies at the state university of Iowa college of medicine or college of dentistry and requiring a report relating to the graduates and residents of such colleges.

Read first time and referred to committee on **Human Resources**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 5:55 p.m. until 9:00 a.m., Wednesday, February 26, 2020.

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:

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Commission on Volunteer Service Quarterly Report, pursuant to Iowa Code section 15H.2. Report received on February 25, 2020.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, February 25, 2020, 10:00 a.m.

Members Present: Guth, Chair; Zumbach, Vice Chair; Celsi, Ranking Member; R. Taylor, and Whiting.

Members Absent: None.

Committee Business: Alcoholic Beverages Secretary of State Iowa Communications Network.

Adjourned: 11:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, February 25, 2020, 10:10 a.m.

Members Present: Lofgren, Chair; Dotzler, Ranking Member; Cournoyer, and J. Smith.

Members Absent: Greene, Vice Chair (excused).

Committee Business: Presentations from Public Employment Relations Board and Rural Jobs Coalition.

Adjourned: 11:05 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Tuesday, February 25, 2020, 10:05 a.m.

Members Present: Costello, Chair; Edler, Vice Chair; Ragan, Ranking Member; Bolkom, and Miller-Meeks.

Members Absent: None.

Committee Business: None.

Adjourned: 11:20 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: Tuesday, February 25, 2020, 10:05 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; Boulton, and Dawson.

Members Absent: None.

Committee Business: Presentations by Iowa Department of Transportation and Fort Dodge Industrial Training Center.

Adjourned: 11:00 a.m.

SUBCOMMITTEE ASSIGNMENTS**House File 2219**

JUDICIARY: Dawson, Chair; Hogg and Shipley

SSB 1104
(Reassigned)

WAYS AND MEANS: Dawson, Chair; Jochum and R. Smith

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 25, 2020, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 2164 – Relating to public school funding by modifying provisions relating to the regular program state cost per pupil and to appropriations to the transportation equity fund and including effective date provisions.

AMENDMENTS FILED

S-5012	S.F.	2249	Waylon Brown
S-5013	S.F.	2195	Mark Lofgren
S-5014	S.F.	2360	Amy Sinclair
S-5015	S.F.	2337	Zach Nunn
S-5016	S.F.	2360	Eric Giddens
S-5017	S.F.	2360	Jackie Smith
S-5018	S.F.	2360	Claire Celsi
S-5019	S.F.	2360	Liz Mathis
S-5020	S.F.	2338	Tony Bisignano
S-5021	S.F.	2272	Jason Schultz
S-5022	S.F.	2272	Jason Schultz
S-5023	S.F.	2153	Amy Sinclair

JOURNAL OF THE SENATE

FORTY-FIFTH CALENDAR DAY
TWENTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 26, 2020

The Senate met in regular session at 9:02 a.m., President Schneider presiding.

Prayer was offered by Jerold Morris of the Sunshine Open Bible Church in Des Moines, Iowa. He was the guest of Senator Johnson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jackie Liang.

The Journal of Tuesday, February 25, 2020, was approved.

The Senate stood at ease at 9:06 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:01 a.m., President Schneider presiding.

RECESS

On motion of Senator Whitver, the Senate recessed at 10:02 a.m. until the conclusion of the meeting of the committee on Government Oversight.

RECONVENED

The Senate reconvened at 2:46 p.m., President Schneider presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 26, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2220, a bill for an act relating to the definition of young adult for purposes of participation in the preparation for adult living program.

Read first time and attached to **similar Senate File 2311**.

House File 2235, a bill for an act disqualifying a person convicted of human trafficking involving the use of a commercial motor vehicle from operating a commercial motor vehicle for life.

Read first time and attached to **companion Senate File 2089**.

House File 2269, a bill for an act relating to the Medicaid home and community-based services elderly waiver monthly budget maximum.

Read first time and attached to **companion Senate File 2345**.

House File 2291, a bill for an act relating to the authority of the college student aid commission to organize a nonprofit corporation.

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

House File 2340, a bill for an act relating to the Iowa educational savings plan trust by permitting the use of funds for certain beneficiaries to attend out-of-state elementary or secondary schools, and including retroactive applicability provisions.

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

House File 2363, a bill for an act relating to unemployment insurance contribution rates for certain landscaping employers.

Read first time and attached to **companion Senate File 2304**.

House File 2364, a bill for an act relating to injunctions issued to employers for certain violations of the state unemployment insurance law.

Read first time and attached to **companion Senate File 2306**.

The Senate stood at ease at 2:47 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:00 p.m., President Schneider presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator R. Taylor, until he arrives, on request of Senator Petersen.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Whitver called up the appointment of Jeffrey Plagge as Superintendent of Banking, placed on the Individual Confirmation Calendar on Thursday, February 13, 2020, found on page 315 of the Senate Journal.

Senator Dawson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg

Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, R.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Kelly Kennedy Garcia as Director of the Department of Human Services, placed on the Individual Confirmation Calendar on Wednesday, February 12, 2020, found on page 294 of the Senate Journal.

Senator Sweeney moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, R.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

UNFINISHED BUSINESS (Deferred February 25, 2020)

Senate File 2195

The Senate resumed consideration of **Senate File 2195**, a bill for an act providing an exception to the Iowa state elevator code for certain multi-story commercial buildings in specified circumstances, and amendment S-5013, deferred February 25, 2020.

Senator Lofgren moved the adoption of amendment S-5013.

Amendment S-5013 was adopted by a voice vote.

Senator Lofgren 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. 2195), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, R.

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

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2272.

Senate File 2272

On motion of Senator Schultz, **Senate File 2272**, a bill for an act relating to public assistance program oversight, and including effective date provisions, was taken up for consideration.

Senator Petersen asked and received unanimous consent that action on **Senate File 2272** be **deferred**.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2195** 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 2118.

Senate File 2118

On motion of Senator Rozenboom, **Senate File 2118**, a bill for an act relating to loan repayment for refinanced student loans under the rural physician loan repayment program, the health care professional recruitment program, and the health care loan repayment program, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Rozenboom 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. 2118), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, R.

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 2118** 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 2133 and 2153.

Senate File 2133

On motion of Senator Johnson, **Senate File 2133**, a bill for an act repealing provisions requiring the registration of travel agencies, was taken up for consideration.

Senator Johnson 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. 2133), the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, T.
Wahls			

Absent, 1:

Taylor, R.

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

Senate File 2153

On motion of Senator Sinclair, **Senate File 2153**, a bill for an act relating to the administration of physical examinations and student health screenings by school districts, was taken up for consideration.

Senator Sinclair offered amendment S-5023, filed by her on February 25, 2020, to page 1 and amending the title page of the bill.

Senator Sinclair offered amendment S-5030, filed by her from the floor to page 1 of amendment S-5023, and moved its adoption.

Amendment S-5030 to amendment S-5023 was adopted by a voice vote.

Senator Sinclair moved the adoption of amendment S-5023, as amended.

Amendment S-5023, as amended, was adopted by a voice vote.

Senator Sinclair 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. 2153), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirnbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, R.

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 2133** and **2153** be **immediately messaged** to the House.

BUSINESS PENDING

Senate File 2272

The Senate resumed consideration of **Senate File 2272**, a bill for an act relating to public assistance program oversight, and including effective date provisions, previously deferred.

Senator Schultz offered amendment S-5021, filed by him on February 25, 2020, to pages 1, 8, and 9 of the bill.

Senator Boulton offered amendment S-5033, filed by him from the floor to page 1 of amendment S-5021.

Senator Boulton called for the following division of amendment S-5033 to amendment S-5021:

Division S-5033A: Page 1, lines 2-15 and 28 through Page 2, line 5; and
Division S-5033B: Page 1, lines 16-27.

Senator Boulton moved the adoption of division S-5033A to amendment S-5021.

A record roll call was requested.

On the question "Shall division S-5033A to amendment S-5021 be adopted?" (S.F. 2272), the vote was:

Yeas, 18:

Bisignano
Dotzler
Jochum
Petersen
Taylor, T.

Bolkcom
Giddens
Kinney
Quirnbach
Wahls

Boulton
Greene
Lykam
Ragan

Celsi
Hogg
Mathis
Smith, J.

Nays, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Absent, 1:

Taylor, R.

Division S-5033A to amendment S-5021 lost.

Senator Boulton moved the adoption of division S-5033B to amendment S-5021.

A record roll call was requested.

On the question "Shall division S-5033B to amendment S-5021 be adopted?" (S.F. 2272), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Taylor, R.

Division S-5033B to amendment S-5021 lost.

Senator Schultz moved the adoption of amendment S-5021.

Amendment S-5021 was adopted by a voice vote.

Senator Boulton offered amendment S-5032, filed by Senator Boulton, et al., from the floor to pages 1, 2, and 4-11 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5032 be adopted?" (S.F. 2272), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Taylor, R.

Amendment S-5032 lost.

Senator Schultz offered amendment S-5022, filed by him on February 25, 2020, to pages 2-5, 7, and 8 of the bill, and moved its adoption.

Amendment S-5022 was adopted by a voice vote.

Senator Wahls offered amendment S-5034, filed by him from the floor to page 10 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5034 be adopted?" (S.F. 2272), the vote was:

Yeas, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Greene	Hogg
Jochum	Kinney	Lykam	Mathis
Petersen	Quirnbach	Ragan	Smith, J.
Taylor, T.	Wahls		

Nays, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Absent, 1:

Taylor, R.

Amendment S-5034 lost.

Senator Schultz offered amendment S-5028, filed by him from the floor to page 11 of the bill, and moved its adoption.

Amendment S-5028 was adopted by a voice vote.

Senator Zaun took the chair at 6:24 p.m.

President Schneider took the chair at 6:44 p.m.

Senator Schultz 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. 2272), the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirnbach	Ragan	Smith, J.	Taylor, T.
Wahls			

Absent, 1:

Taylor, R.

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 2272** 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 2356, 2251, and 2261.

Senate File 2356

On motion of Senator Behn, **Senate File 2356**, a bill for an act relating to the education of students with characteristics of dyslexia and to the preparation and licensure of practitioners for such instruction, and establishing an Iowa dyslexia board, was taken up for consideration.

Senator Behn 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. 2356), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, R.

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

Senate File 2251

On motion of Senator Cournoyer, **Senate File 2251**, a bill for an act relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program, was taken up for consideration.

On the question "Shall the bill pass?" (S.F. 2251), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson

Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, R.

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

Senate File 2261

On motion of Senator Sweeney, **Senate File 2261**, a bill for an act relating to the provision of behavioral health services including via telehealth in a school setting, was taken up for consideration.

Senator Sweeney offered amendment S–5024, filed by her from the floor to pages 3–4 of the bill, and moved its adoption.

Amendment S–5024 was adopted by a voice vote.

Senator Sweeney 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. 2261), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen

Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Taylor, R.

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

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 26, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2362, a bill for an act relating to certain appeals by nonprofit organizations concerning reimbursement of the department of workforce development for the cost of unemployment benefits.

Read first time and attached to **companion Senate File 2294**.

House File 2365, a bill for an act relating to certain notifications issued by the department of workforce development concerning claims for unemployment benefits.

Read first time and attached to **companion Senate File 2295**.

House File 2366, a bill for an act relating to replacement of the term visitation with the term parenting time relative to time awarded to a parent.

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

House File 2410, a bill for an act relating to the issuance of special senior statewide antlerless deer only crossbow deer hunting licenses.

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

House File 2411, a bill for an act relating to participation in the sobriety and drug monitoring program.

Read first time and attached to **companion Senate File 2381**.

House File 2412, a bill for an act relating to the definition of public improvement for public construction bidding purposes.

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

House File 2416, a bill for an act relating to filing complaints with the Iowa public information board.

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

House File 2418, a bill for an act relating to certain information in proceedings before the director of the department of education and the board of educational examiners.

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

House File 2421, a bill for an act relating to the approval procedures for claims for the military service property tax exemption and including applicability provisions.

Read first time and referred to committee on **Veterans Affairs**.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 2251, 2261, and 2356** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 7:37 p.m. until 9:00 a.m., Thursday, February 27, 2020.

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:

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Economic Development Authority Annual Report, pursuant to Iowa Code section 15.107B. Report received on February 26, 2020.

BOARD OF REGENTS

Span of Control Policy Report, pursuant to Iowa Code section 262.9C. Report received on February 26, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Mayor Vladica Artonovic, Ranilug—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mr. Milos Dimitrijevic, Director of Administration, Municipality of Grancanica— For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mayor Xhafer Gashi, Obilic—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Ms. Mrika Gashi-Macula, Kosovo Executive Director of the Regional Development Agencies-Centre (RDA-Centre)—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mr. Blerim Hasani, Kosovo Director of the Department of Socio-Economic Planning & Analysis at the Ministry of Regional Development—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mayor Mytahir Haskukaj, Prizren—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mayor Lutfi Haziri, Gjiljan—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Chuck and Deb Hite—For being named Emmetsburg's 2020 Citizens of the Year. Senator Whiting.

Mayor Naim Ismajli, Shtime—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mr. Dejan Jovanovic, Director of Urbanism, Municipality of Gracanica—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mayor Abdulhadi Krasnic, Mamusha—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mayor Dragan Petkovic, Partesh—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Ms. Emilija Redzepi, Kosovo Minister of the Ministry of Local Government Administration—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mr. Almir Saiti, Kosovo Chief of Cabinet & Senior Adviser to Minister of Local Government Administration—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mayor Xhafer Tahiri, Vurshtrri— For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Ms. Rozafa Ukimeraj, Kosovo Secretary General of the Ministry of Local Government Administration— For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mr. Amir Haradinaj, Chief of cabinet of the Mayor of Vushtrr—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

Mr. Arian Zeka, Kosovo Executive Director of the American Chamber of Commerce—For partnering with Iowa to generate economic growth, investment, and prosperity for all. Senator Nunn.

REPORTS OF COMMITTEE MEETINGS

GOVERNMENT OVERSIGHT

Convened: Wednesday, February 26, 2020, 2:00 p.m.

Members Present: Sinclair, Chair; Lofgren, Vice Chair; Bisignano, Ranking Member; Celsi, and Whiting.

Members Absent: None.

Committee Business: SF 639, SSB 3098.

Adjourned: 2:35 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 26, 2020, 1:05 p.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: Guest Speaker: Dr. Caitlin Pedati, State Medical Director and Epidemiologist, Iowa Department of Public Health, on the subject of Coronavirus.

Adjourned: 2:00 p.m.

TRANSPORTATION

Convened: Wednesday, February 26, 2020, 1:00 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: None.

Committee Business: IDOT Director Scott Marler.

Adjourned: 1:20 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Wednesday, February 26, 2020, 10:05 a.m.

Members Present: Shipley, Chair; Rozenboom, Vice Chair; Mathis, Ranking Member; Kinney, and Sweeney.

Members Absent: None.

Committee Business: DNR presentation.

Adjourned: 11:05 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Wednesday, February 26, 2020, 10:05 a.m.

Members Present: Lofgren, Chair; Greene, Vice Chair; Dotzler, Ranking Member; Cournoyer, and J. Smith.

Members Absent: None.

Committee Business: IEDA/IFA presentation from Debi Durham.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Tuesday, February 25, 2020, 10:10 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; Carlin, and T. Taylor.

Members Absent: None.

Committee Business: None.

Adjourned: 11:20 a.m.

ALSO:

Convened: Wednesday, February 26, 2020, 10:10 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; Carlin, and T. Taylor.

Members Absent: None.

Committee Business: Iowa Judicial Branch presentation, Todd Nuccio, State Court Administrator.

Adjourned: 11:05 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Wednesday, February 26, 2020, 10:15 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; Boulton, and Dawson.

Members Absent: None.

Committee Business: Presentations by Iowa School for the Deaf, University of Northern Iowa, University of Iowa and Iowa State University.

Adjourned: 11:20 a.m.

INTRODUCTION OF BILL

Senate File 2394, by committee on Government Oversight, a bill for an act relating to the custody and control of courthouses and to physical facilities provided by a city or county to the district court.

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

STUDY BILLS RECEIVED

SSB 3192 Appropriations

Relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, area education agencies and the state board of regents, and providing for related matters, and including effective date provisions.

SSB 3193 Appropriations

Making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, and properly related matters.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2262

APPROPRIATIONS: Miller-Meeks, Chair; Lofgren and Mathis

Senate File 2267

APPROPRIATIONS: Miller-Meeks, Chair; Bolkcom and Costello

Senate File 2307

APPROPRIATIONS: Koelker, Chair; Dotzler and Lofgren

Senate File 2313

APPROPRIATIONS: Sinclair, Chair; Breitbach and Mathis

Senate File 2314

APPROPRIATIONS: Koelker, Chair; Bolkcom and Breitbach

Senate File 2371

APPROPRIATIONS: Rozenboom, Chair; Lykam and Shipley

House File 419

(Reassigned)

STATE GOVERNMENT: R. Smith, Chair; Celsi and Cournoyer

House File 2236

VETERANS AFFAIRS: Lofgren, Chair; Costello and Dotzler

House File 2238

STATE GOVERNMENT: R. Smith, Chair; Bisignano and Chapman

House File 2308

STATE GOVERNMENT: Cournoyer, Chair; Celsi and Johnson

House File 2310

TRANSPORTATION: Shipley, Chair; Kinney and Koelker

House File 2312

VETERANS AFFAIRS: Koelker, Chair; Dotzler and Lofgren

House File 2339

JUDICIARY: Garrett, Chair; Hogg and Whiting

House File 2360

TRANSPORTATION: Cournoyer, Chair; Breitbach and Lykam

House File 2361

JUDICIARY: Schultz, Chair; Sinclair and R. Taylor

SSB 3192

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

SSB 3193

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

FINAL COMMITTEE REPORT OF BILL ACTION

GOVERNMENT OVERSIGHT

Bill Title: SENATE FILE 2394 (SSB 3098), a bill for an act relating to the custody and control of courthouses and to physical facilities provided by a city or county to the district court.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 5: Sinclair, Lofgren, Bisignano, Celsi, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-5024	S.F.	2261	Annette Sweeney
S-5025	S.F.	2284	Amy Sinclair
S-5026	S.F.	2135	Robert M. Hogg
S-5027	S.F.	2302	Dennis Guth
S-5028	S.F.	2272	Jason Schultz
S-5029	S.F.	2270	Nate Boulton
S-5030	S.F.	2153	Amy Sinclair
S-5031	S.F.	2346	Julian B. Garrett
S-5032	S.F.	2272	Nate Boulton
			Liz Mathis
			Eric Giddens
			Kevin Kinney
S-5033	S.F.	2272	Nate Boulton
S-5034	S.F.	2272	Zach Wahls

JOURNAL OF THE SENATE

FORTY-SIXTH CALENDAR DAY
TWENTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 27, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Pastor Jonathan Spronk of the Christian Reformed Church of Oskaloosa. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Benjamin, Phineas, Leah, and Nicholas Spronk, children of Pastor Spronk.

The Journal of Wednesday, February 26, 2020, was approved.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:12 a.m. until conclusion of the meeting of the committee on Appropriations.

RECONVENED

The Senate reconvened at 12:20 p.m., President Schneider presiding.

QUORUM CALL

Senator Hogg requested a nonrecord roll call to determine that a quorum was present. The Chair declared a quorum present.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Whitver called up the appointment of Beth Skinner as Director of the Department of Corrections, placed on the Individual Confirmation Calendar on Thursday, February 13, 2020, found on page 315 of the Senate Journal.

Senator Zaun moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 45:

Behn	Bisignano	Bolkcom	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 3:

Boulton	Dotzler	Smith, J.
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Absent, 2:

Miller-Meeks	Nunn
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Zackery Leist as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on Monday, February 17, 2020, found on page 327 of the Senate Journal.

Senator Behn moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Miller-Meeks Nunn

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

UNFINISHED BUSINESS (Deferred February 24, 2020)

Senate File 2135

The Senate resumed consideration of **Senate File 2135**, a bill for an act relating to the final disposition and disinterment of human remains, and amendment S–5010, deferred February 24, 2020.

Senator Hogg offered amendment S–5026, filed by him on February 26, 2020, to page 1 of amendment S–5010, and moved its adoption.

A nonrecord roll call was requested.

Amendment S–5026 to amendment S–5010 lost.

Senator Whiting offered amendment S–5010, filed by him on February 24, 2020, to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-5010 was adopted by a voice vote.

Senator Whiting 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. 2135), the vote was:

Yeas, 46:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Nunn
Petersen	Quirmbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, 3:

Dotzler	Hogg	Taylor, R.
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Absent, 1:

Miller-Meeks

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2270.

Senate File 2270

On motion of Senator Segebart, **Senate File 2270**, a bill for an act relating to the identification and use of tree stands for hunting deer placed on public land and making penalties applicable, was taken up for consideration.

Senator Sinclair took the chair at 1:37 p.m.

Senator Boulton offered amendment S-5029, filed by him on February 26, 2020, to page 1 of the bill, and moved its adoption.

Amendment S-5029 lost by a voice vote.

President Schneider took the chair at 1:44 p.m.

Senator Segebart 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. 2270), the vote was:

Yeas, 34:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Nunn	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, R.
Sweeney	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, 15:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Mathis	Petersen	Quirmbach	Ragan
Smith, J.	Taylor, R.	Taylor, T.	

Absent, 1:

Miller-Meeks

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 2135 and 2270** 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 2346, 2284, and 2310.

Senate File 2346

On motion of Senator Garrett, **Senate File 2346**, a bill for an act relating to a pilot program to allow Medicaid members to participate in direct primary care agreements, was taken up for consideration.

Senator Garrett withdrew amendment S-5031, filed by him on February 26, 2020, striking and replacing everything after the enacting clause of the bill.

Senator Garrett withdrew amendment S-5037, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Garrett offered amendment S-5038, 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-5038 was adopted by a voice vote.

Senator Garrett 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. 2346), the vote was:

Yeas, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Absent, 1:

Miller-Meeks

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

Senate File 2284

On motion of Senator Sinclair, **Senate File 2284**, a bill for an act relating to matters involving the state board of regents and the institutions the state board of regents governs, and including retroactive applicability provisions, was taken up for consideration.

Senator Sinclair offered amendment S-5025, filed by her on February 26, 2020, to pages 3-6 of the bill, and moved its adoption.

Amendment S-5025 was adopted by a voice vote.

Senator Sinclair 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. 2284), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.

Wahls
Zumbach

Whiting

Whitver

Zaun

Nays, none.

Absent, 1:

Miller-Meeks

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

Senate File 2310

On motion of Senator Kraayenbrink, **Senate File 2310**, a bill for an act relating to the Iowa learning online initiative and to standards, requirements, and rules relating to online learning programs and coursework provided at the secondary school level, was taken up for consideration.

Senator Kraayenbrink offered amendment S-5035, filed by him from the floor to pages 3 and 4 of the bill, and moved its adoption.

Amendment S-5035 was adopted by a voice vote.

Senator Kraayenbrink 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. 2310), the vote was:

Yeas, 49:

Behn
Breitbach
Chapman
Dotzler
Giddens
Jochum
Koelker
Mathis
Ragan
Segebart
Smith, R.
Wahls
Zumbach

Bisignano
Brown
Costello
Edler
Greene
Johnson
Kraayenbrink
Nunn
Rozenboom
Shipley
Sweeney
Whiting

Bolkcom
Carlin
Cournoyer
Feenstra
Guth
Kapucian
Lofgren
Petersen
Schneider
Sinclair
Taylor, R.
Whitver

Boulton
Celsi
Dawson
Garrett
Hogg
Kinney
Lykam
Quirmbach
Schultz
Smith, J.
Taylor, T.
Zaun

Nays, none.

Absent, 1:

Miller-Meeks

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 2284, 2310, and 2346** 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 2329, 2259, 2327, and 2362.

Senate File 2329

On motion of Senator Zaun, **Senate File 2329**, a bill for an act relating to licensed health care providers for purposes of state law regarding concussion and brain injury policies for extracurricular interscholastic activities, was taken up for consideration.

Senator Zaun 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. 2329), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz

Segebart
Smith, R.
Wahls
Zumbach

Shipley
Sweeney
Whiting

Sinclair
Taylor, R.
Whitver

Smith, J.
Taylor, T.
Zaun

Nays, none.

Absent, 1:

Miller-Meeks

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

Senate File 2259

On motion of Senator Garrett, **Senate File 2259**, a bill for an act relating to liability arising from the donation of equipment by a municipality, fire department, emergency medical services provider, or law enforcement agency, was taken up for consideration.

Senator Garrett 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. 2259), the vote was:

Yeas, 49:

Behn
Breitbach
Chapman
Dotzler
Giddens
Jochum
Koelker
Mathis
Ragan
Segebart
Smith, R.
Wahls
Zumbach

Bisignano
Brown
Costello
Edler
Greene
Johnson
Kraayenbrink
Nunn
Rozenboom
Shipley
Sweeney
Whiting

Bolkcom
Carlin
Cournoyer
Feenstra
Guth
Kapucian
Lofgren
Petersen
Schneider
Sinclair
Taylor, R.
Whitver

Boulton
Celsi
Dawson
Garrett
Hogg
Kinney
Lykam
Quirmbach
Schultz
Smith, J.
Taylor, T.
Zaun

Nays, none.

Absent, 1:

Miller-Meeks

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

Senate File 2327

On motion of Senator R. Smith, **Senate File 2327**, a bill for an act relating to the elimination of the hospital licensing board, and providing for repeals, was taken up for consideration.

Senator R. Smith 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. 2327), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Miller-Meeks

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

Senate File 2362

On motion of Senator Dawson, **Senate File 2362**, a bill for an act relating to the appointment of a guardian ad litem for certain child prosecution witnesses, was taken up for consideration.

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. 2362), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Miller-Meeks

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Joint Resolution 2003.

Senate Joint Resolution 2003

On motion of Senator R. Smith, **Senate Joint Resolution 2003**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession, was taken up for consideration.

Senator R. Smith offered amendment S-5036, filed by him from the floor to page 1 of the resolution, and moved its adoption.

Amendment S-5036 was adopted by a voice vote.

Senator R. Smith moved that the resolution be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the resolution was read the last time.

Senate Joint Resolution 2003, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession. BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: Section 1. The following amendment to the Constitution of the State of Iowa is proposed: Section 17 of Article IV of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof: Sec. 17. **Lieutenant governor or lieutenant governor-elect to become or act as governor or governor-elect.** If there is a temporary disability of the governor, the lieutenant governor shall act as governor until the disability is removed, or the governor dies, resigns, or is removed from office. In case of the death, resignation, or removal from office of the governor, the lieutenant governor shall become governor for the remainder of the term, which shall create a vacancy in the office of lieutenant governor. This section shall also apply, as appropriate, to the governor-elect and the lieutenant governor-elect. Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed amendment to the Constitution of the State of Iowa is referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three consecutive months previous to the date of that election.

On the question “Shall the resolution be adopted?” (S.J.R. 2003), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Miller-Meeks

The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Joint Resolution 2003** and **Senate Files 2259, 2327, 2329, and 2362** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 27, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2477, a bill for an act relating to county regulation of certain agricultural experiences.

Read first time and attached to **companion Senate File 2358**.

House File 2502, a bill for an act relating to firearms and weapons, including the storage, carrying, possession, or transportation of weapons and the establishment, use, and maintenance of shooting ranges.

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

House File 2512, a bill for an act relating to county zoning procedures, and including effective date and applicability provisions.

Read first time and attached to **companion Senate File 2264**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 2:52 p.m. until 1:00 p.m., Monday, March 2, 2020.

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 EDUCATION

Kindergarten Literacy Assessment (KLA) Report, pursuant to Iowa Code section 279.60. Report received on February 27, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Mary K. Williams, Waterloo—For celebrating her 102nd birthday. Senator Dotzler.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Thursday, February 27, 2020, 11:00 a.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls.

Members Absent: Miller-Meeks (excused).

Committee Business: SSB 3076, SF 2176, SF 601.

Adjourned: 11:55 a.m.

STATE GOVERNMENT

Convened: Thursday, February 27, 2020, 10:35 a.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun.

Members Absent: Miller-Meeks (excused).

Committee Business: SSB 3191; HF 310.

Adjourned: 10:55 a.m.

INTRODUCTION OF BILL

Senate File 2395, by committee on Government Oversight, a bill for an act relating to lobbying activities by political subdivisions.

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

STUDY BILL RECEIVED

SSB 3194 **Appropriations**

Relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2094

WAYS AND MEANS: Brown, Chair; Carlin and Giddens

Senate File 2181

WAYS AND MEANS: Behn, Chair; Giddens and Nunn

Senate File 2369

WAYS AND MEANS: Dawson, Chair; Edler and Jochum

Senate File 2387

WAYS AND MEANS: Sweeney, Chair; Dawson and Wahls

Senate File 2393

WAYS AND MEANS: Brown, Chair; Dotzler and R. Smith

House File 2197

HUMAN RESOURCES: Edler, Chair; Ragan and Segebart

House File 2221

HUMAN RESOURCES: Greene, Chair; Quirnbach and Segebart

House File 2222

HUMAN RESOURCES: Costello, Chair; Johnson and Mathis

House File 2291

EDUCATION: Sinclair, Chair; Behn and Quirnbach

House File 2340

EDUCATION: Kraayenbrink, Chair; Cournoyer and J. Smith

House File 2359

EDUCATION: Sinclair, Chair; Behn and Giddens

House File 2369

NATURAL RESOURCES AND ENVIRONMENT: Zumbach, Chair; Lykam and Sweeney

House File 2383

HUMAN RESOURCES: Johnson, Chair; Jochum and Segebart

House File 2410

NATURAL RESOURCES AND ENVIRONMENT: Cournoyer, Chair; Boulton and Kapucian

House File 2418

EDUCATION: Edler, Chair; Giddens and Lofgren

SSB 3194

APPROPRIATIONS: Breitbach, Chair; Bolkcom and Kraayenbrink

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 601 (formerly SF 554), a bill for an act establishing a pesticide administration and enforcement fund and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Breitbach, Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, 1: Miller-Meeks.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNMENT OVERSIGHT

Bill Title: *SENATE FILE 2395 (formerly SF 639), a bill for an act relating to lobbying activities by political subdivisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 3: Sinclair, Lofgren, and Whiting. Nays, 2: Bisignano and Celsi. Absent, 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 Government Oversight Committee on Senate File 2395, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: HOUSE FILE 310, a bill for an act relating to the practice of optometry.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5039.

Final Vote: Yeas, 13: R. Smith, Johnson, Bisignano, Celsi, Cournoyer, Feenstra, Giddens, Jochum, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, 1: Chapman. Absent, 1: Miller-Meeks.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-5035	S.F.	2310	Timothy J. Kraayenbrink
S-5036	S.J.R.	2003	Roby Smith
S-5037	S.F.	2346	Julian B. Garrett
S-5038	S.F.	2346	Julian B. Garrett
S-5039	H.F.	310	State Government

JOURNAL OF THE SENATE

FIFTIETH CALENDAR DAY
TWENTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 2, 2020

The Senate met in regular session at 1:04 p.m., President Schneider presiding.

Prayer was offered by Pastor Terry Amann of Church of the Way in Des Moines, Iowa. He was the guest of Senator Zaun.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Erica Nasstrom.

The Journal of Thursday, February 27, 2020, was approved.

The Senate stood at ease at 1:07 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:15 p.m., President Schneider presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Wahls, until he arrives, on request of Senator Bolkom.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 155, 2089, and 2187.

Senate File 155

On motion of Senator Whiting, **Senate File 155**, a bill for an act relating to the practice of barbering in movable locations, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Whiting offered amendment S-5006, filed by the committee on State Government on February 17, 2020, striking and replacing everything after the enacting clause of the bill.

Senator Whiting offered amendment S-5007, filed by him on February 18, 2020, to page 1 and amending the title provisions of amendment S-5006, and moved its adoption.

Amendment S-5007 to amendment S-5006 was adopted by a voice vote.

Senator Whiting moved the adoption of amendment S-5006, as amended.

Amendment S-5006, as amended, was adopted by a voice vote.

Senator Whiting 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. 155), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Wahls

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

Senate File 2089

On motion of Senator Brown, **Senate File 2089**, a bill for an act disqualifying a person convicted of human trafficking involving the use of a commercial motor vehicle from operating a commercial motor vehicle for life, was taken up for consideration.

Senator Brown asked and received unanimous consent that **House File 2235** be **substituted** for **Senate File 2089**.

House File 2235

On motion of Senator Brown, **House File 2235**, a bill for an act disqualifying a person convicted of human trafficking involving the use of a commercial motor vehicle from operating a commercial motor vehicle for life, was taken up for consideration.

Senator Brown 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. 2235), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair

Smith, J.
Taylor, T.
Zumbach

Smith, R.
Whiting

Sweeney
Whitver

Taylor, R.
Zaun

Nays, none.

Absent, 1:

Wahls

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

WITHDRAWN

Senator Brown asked and received unanimous consent that **Senate File 2089** be **withdrawn** from further consideration of the Senate.

Senate File 2187

On motion of Senator Whiting, **Senate File 2187**, a bill for an act providing for the application and construction of the uniform protected series Act, was taken up for consideration.

Senator Whiting 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. 2187), the vote was:

Yeas, 49:

Behn
Breitbach
Chapman
Dotzler
Giddens
Jochum
Koelker
Mathis
Quirmbach
Schultz
Smith, J.
Taylor, T.
Zumbach

Bisignano
Brown
Costello
Edler
Greene
Johnson
Kraayenbrink
Miller-Meeks
Ragan
Segebart
Smith, R.
Whiting

Bolkcom
Carlin
Cournoyer
Feenstra
Guth
Kapucian
Lofgren
Nunn
Rozenboom
Shipley
Sweeney
Whitver

Boulton
Celsi
Dawson
Garrett
Hogg
Kinney
Lykam
Petersen
Schneider
Sinclair
Taylor, R.
Zaun

Nays, none.

Absent, 1:

Wahls

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 155 and 2187** and **House File 2235** 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 2225, 2269, and 2275.

Senate File 2225

On motion of Senator Dawson, **Senate File 2225**, a bill for an act relating to the criminal offenses of theft in the third degree and robbery in the first degree and making penalties applicable, was taken up for consideration.

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. 2225), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider

Schultz
Smith, J.
Taylor, T.
Zumbach

Segebart
Smith, R.
Whiting

Shipley
Sweeney
Whitver

Sinclair
Taylor, R.
Zaun

Nays, none.

Absent, 1:

Wahls

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

Senate File 2269

On motion of Senator Segebart, **Senate File 2269**, a bill for an act relating to the established season for hunting game birds on a preserve, was taken up for consideration.

Senator Segebart 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. 2269), the vote was:

Yeas, 49:

Behn
Breitbach
Chapman
Dotzler
Giddens
Jochum
Koelker
Mathis
Quirmbach
Schultz
Smith, J.
Taylor, T.
Zumbach

Bisignano
Brown
Costello
Edler
Greene
Johnson
Kraayenbrink
Miller-Meeks
Ragan
Segebart
Smith, R.
Whiting

Bolkcom
Carlin
Cournoyer
Feenstra
Guth
Kapucian
Lofgren
Nunn
Rozenboom
Shipley
Sweeney
Whitver

Boulton
Celsi
Dawson
Garrett
Hogg
Kinney
Lykam
Petersen
Schneider
Sinclair
Taylor, R.
Zaun

Nays, none.

Absent, 1:

Wahls

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

Senate File 2275

On motion of Senator Chapman, **Senate File 2275**, a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle and providing penalties, was taken up for consideration.

Senator Chapman 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. 2275), the vote was:

Yeas, 37:

Behn	Boulton	Breitbach	Brown
Carlin	Chapman	Costello	Cournoyer
Dawson	Edler	Feenstra	Garrett
Greene	Guth	Johnson	Kapucian
Kinney	Koelker	Kraayenbrink	Lofgren
Lykam	Mathis	Miller-Meeks	Nunn
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, R.
Sweeney	Whiting	Whitver	Zaun
Zumbach			

Nays, 12:

Bisignano	Bolkcom	Celsi	Dotzler
Giddens	Hogg	Jochum	Petersen
Quirmbach	Smith, J.	Taylor, R.	Taylor, T.

Absent, 1:

Wahls

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 2225, 2269, and 2275** 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 2323, 2357, and 2188.

Senate File 2323

On motion of Senator Dawson, **Senate File 2323**, a bill for an act relating to the initial care plan for minor and adult guardianships and the initial plan and inventory for adult conservatorships, and including effective date and retroactive applicability provisions, was taken up for consideration.

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. 2323), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Wahls

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

Senate File 2357

On motion of Senator Whiting, **Senate File 2357**, a bill for an act relating to the practice and licensure of physician assistants, and including effective date provisions, was taken up for consideration.

Senator Whiting 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. 2357), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Wahls

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

Senate File 2188

On motion of Senator Cournoyer, **Senate File 2188**, a bill for an act concerning federal financial assistance funding for hazard mitigation, was taken up for consideration.

Senator Cournoyer 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. 2188), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Wahls

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 2188, 2323, and 2357** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 3:37 p.m. until 9:00 a.m., Tuesday, March 3, 2020.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Ed Crawford, Operating Engineers Local 234—For his induction into the 2020 Dubuque Area Labor Hall of Fame. Senator Jochum.

Dave George, IBEW Local 204—For his induction into the 2020 Dubuque Area Labor Hall of Fame. Senator Jochum.

Dr. Martin Gross, Slater—For receiving the 2020 Neal Smith Entrepreneur of the Year, Gross Wen Technologies, from the Iowa Small Business Development Center. Senator Behn.

Velma Ramus, Fort Dodge—For celebrating her 100th birthday. Senator Kraayenbrink.

Terry Stewart, International Association of Firefighters, Dubuque Local 25—For his induction into the 2020 Dubuque Area Labor Hall of Fame. Senator Jochum.

Sue Tyrrell, Cedar Rapids—For receiving the Deb Dalziel Woman Entrepreneur of the Year, Hands Up Communications, from the Iowa Small Business Development Center. Senator Hogg.

INTRODUCTION OF BILLS

Senate File 2396, by committee on State Government, a bill for an act relating to the rulemaking process for executive branch agencies and including transition provisions.

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

Senate File 2397, by committee on Appropriations, a bill for an act relating to the financial exploitation of designated eligible adults, and making an appropriation.

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

Senate File 2398, by committee on Appropriations, a bill for an act establishing a rural veterinarian loan repayment program for veterinary students and certain licensed veterinarians and a rural veterinary care trust fund, and making appropriations.

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

STUDY BILL RECEIVED

SSB 3195 Judiciary

Relating to child endangerment and the termination of parental rights, and providing penalties.

SUBCOMMITTEE ASSIGNMENTS

House File 717

VETERANS AFFAIRS: Lofgren, Chair; Koelker and R. Taylor

House File 2313

VETERANS AFFAIRS: Dawson, Chair; Edler and Giddens

House File 2366

JUDICIARY: Garrett, Chair; Hogg and Sweeney

House File 2382

VETERANS AFFAIRS: Carlin, Chair; Giddens and Koelker

House File 2416

STATE GOVERNMENT: Whiting, Chair; Jochum and Schultz

House File 2421

VETERANS AFFAIRS: Lofgren, Chair; Costello and Dotzler

House File 2502

JUDICIARY: Schultz, Chair; Bisignano and Whiting

SSB 3195

JUDICIARY: Garrett, Chair; Bisignano and Schultz

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2397 (SSB 3076), a bill for an act relating to the financial exploitation of designated eligible adults, and making an appropriation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Breitbach, Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, 1: Miller-Meeks.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2397, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2398 (formerly SF 2176), a bill for an act establishing a rural veterinarian loan repayment program for veterinary students and certain licensed veterinarians and a rural veterinary care trust fund, and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Breitbach, Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, 1: Miller-Meeks.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2398, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 2396 (SSB 3191), a bill for an act relating to the rulemaking process for executive branch agencies and including transition provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, 1: Miller-Meeks.

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 2396, and they were attached to the committee report.

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Annette Dunn to Chief Information Officer be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”.

TODD TAYLOR

AMENDMENT FILED

S-5040 S.F. 2288 Julian B. Garrett

JOURNAL OF THE SENATE

FIFTY-FIRST CALENDAR DAY
THIRTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 3, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by the Honorable Craig Johnson, member of the Senate from Buchanan County, Independence, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Dillon Belzer.

The Journal of Monday, March 2, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 2, 2020, **passed** the following bill in which the concurrence of the House was asked:

Senate File 155, a bill for an act relating to the practice of barbering in movable locations, and including effective date provisions.

ALSO: That the House has on March 2, 2020, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2565, a bill for an act relating to the setoff procedures used by public agencies and including effective date provisions.

Read first time and attached to **similar Senate File 2328**.

SPECIAL GUEST

President Schneider introduced to the Senate chamber the Honorable Thomas G. Courtney, former member of the Senate from Des Moines County, Burlington, Iowa.

The Senate rose and expressed its welcome.

The Senate stood at ease at 9:13 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:33 a.m., President Schneider presiding.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:34 a.m. until the conclusion of the meeting of the committee on Appropriations.

RECONVENED

The Senate reconvened at 2:41 p.m., President Schneider presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Wahls, until he arrives, on request of Senator Petersen.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2184.

Senate File 2184

On motion of Senator Kinney, **Senate File 2184**, a bill for an act relating to peace officers, reserve peace officers, and federal officers going armed with, carrying, or transporting a firearm on school grounds, was taken up for consideration.

Senator Kinney 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. 2184), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Feenstra	Wahls
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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 2184** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 310.

House File 310

On motion of Senator R. Smith, **House File 310**, a bill for an act relating to the practice of optometry, with report of committee recommending amendment and passage, was taken up for consideration.

Senator R. Smith offered amendment S-5039, filed by the committee on State Government on February 27, 2020, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-5039 was adopted by a voice vote.

Senator R. Smith 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. 310), the vote was:

Yeas, 41:

Behn	Boulton	Breitbart	Brown
Carlin	Celsi	Costello	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Whiting	Whitver
Zaun			

Nays, 8:

Bisignano	Bolkcom	Chapman	Cournoyer
Mathis	Miller-Meeks	Schneider	Zumbach

Absent, 1:

Wahls

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 **House File 310** be **immediately messaged** to the House.

The Senate stood at ease at 2:58 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:22 p.m., President Schneider presiding.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2366.

Senate File 2366

On motion of Senator Schultz, **Senate File 2366**, a bill for an act relating to work and employment and training requirements for public assistance programs, and including effective date and implementation provisions, was taken up for consideration.

Senator Schultz offered amendment S-5041, filed by him from the floor to pages 1-3 and amending the title page of the bill.

Senator Petersen offered amendment S-5050, filed by her from the floor to page 2 of amendment S-5041, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5050 to amendment S-5041 be adopted?" (S.F. 2366), the vote was:

Yeas, 19:

Bisignano
Dotzler
Jochum
Petersen
Smith, J.

Bolkcom
Giddens
Kinney
Quirmbach
Taylor, R.

Boulton
Greene
Lykam
Ragan
Taylor, T.

Celsi
Hogg
Mathis
Segebart

Nays, 30:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Shipley	Sinclair
Smith, R.	Sweeney	Whiting	Whitver
Zaun	Zumbach		

Absent, 1:

Wahls

Amendment S-5050 to amendment S-5041 lost.

Senator Boulton offered amendment S-5046, filed by him from the floor to page 2 of amendment S-5041, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-5046 to amendment S-5041 be adopted?” (S.F. 2366), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Wahls

Amendment S-5046 to amendment S-5041 lost.

Senator Schultz moved the adoption of amendment S-5041.

Amendment S-5041 was adopted by a voice vote.

Senator Jochum offered amendment S-5045, filed by Senators Jochum, Ragan, and Mathis from the floor to pages 1-3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5045 be adopted?" (S.F. 2366), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.			

Nays, 32:

Behn	Breitbart	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Wahls

Amendment S-5045 lost.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Breitbart, until he returns, on request of Senator Whitver.

Senator Bolkcom offered amendment S-5047, filed by him from the floor to page 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–5047 be adopted?” (S.F. 2366), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.			

Nays, 31:

Behn	Brown	Carlin	Chapman
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Absent, 2:

Breitbach	Wahls
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Amendment S–5047 lost.

Senator Boulton offered amendment S–5048, filed by him 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. 2366), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.			

Nays, 31:

Behn	Brown	Carlin	Chapman
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Absent, 2:

Breitbach	Wahls
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Amendment S-5048 lost.

Senator Zaun took the chair at 4:54 p.m.

President Schneider took the chair at 4:56 p.m.

Senator Schultz 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. 2366), the vote was:

Yeas, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Nunn
Petersen	Quirmbach	Ragan	Smith, J.
Taylor, R.	Taylor, T.		

Absent, 1:

Wahls

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2366** 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 2348.

Senate File 2348

On motion of Senator Dawson, **Senate File 2348**, a bill for an act relating to the restoration of voting rights to certain convicted persons and including effective date provisions, was taken up for consideration.

Senator Dawson offered amendment S-5042, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5042 was adopted by a voice vote.

Senator Hogg offered amendment S-5043, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5043 be adopted?" (S.F. 2348), the vote was:

Yeas, 17:

Bisignano
Dotzler
Kinney
Quirmbach
Taylor, T.

Bolkcom
Giddens
Lykam
Ragan

Boulton
Hogg
Mathis
Smith, J.

Celsi
Jochum
Petersen
Taylor, R.

Nays, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Absent, 2:

Rozenboom Wahls

Amendment S-5043 lost.

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. 2348), the vote was:

Yeas, 37:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Edler	Feenstra
Garrett	Greene	Guth	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Whiting	Whitver	Zaun
Zumbach			

Nays, 11:

Bolkcom	Celsi	Dotzler	Giddens
Hogg	Jochum	Petersen	Quirmbach
Ragan	Taylor, R.	Taylor, T.	

Absent, 2:

Rozenboom Wahls

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

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 3, 2020, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 583, a bill for an act relating to electric utility rates and infrastructure support options for private generation customers. (S-5052)

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2348** be **immediately messaged** to the House.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Chapman, until he returns, on request of Senator Whitver.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2368.

Senate File 2368

On motion of Senator Edler, **Senate File 2368**, a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions, was taken up for consideration.

Senator Bolkcom withdrew amendment S-5051, filed by him from the floor to page 1 of the bill.

Senator Edler 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. 2368), the vote was:

Yeas, 30:

Behn	Breitbart	Brown	Carlin
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, R.	Sweeney	Whiting	Whitver
Zaun	Zumbach		

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.			

Absent, 3:

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

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 3, 2020, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2091, a bill for an act providing for exemptions relating to odometer requirements, and including effective date provisions.

Senate File 2131, a bill for an act relating to credit allowed to domestic ceding insurers for reinsurance ceded to reinsurers, and including applicability provisions.

Senate File 2132, a bill for an act relating to the legal reserve requirements of life insurance companies.

Senate File 2134, a bill for an act relating to the manufacturing of canned cocktails by a beer manufacturer and including effective date provisions.

Senate File 2137, a bill for an act relating to filing requirements applicable to extensions of real estate conveyances or transactions under specified circumstances.

Senate File 2187, a bill for an act providing for the application and construction of the uniform protected series Act.

Senate File 2198, a bill for an act relating to notice provisions in connection with designated consumer lending provisions.

ALSO: That the House has on March 3, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 684, a bill for an act providing limited immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons under twenty-one years of age who report, seek, or require emergency assistance for alcohol overdoses, and modifying penalties.

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

House File 2267, a bill for an act relating to the regulation of dental hygienists and dental assistants, and the practice of dentistry, and providing administrative penalties.

Read first time and attached to **companion Senate File 2233**.

House File 2372, a bill for an act exempting certain farmers and hired help operating a special truck from the requirement to be licensed as a chauffeur.

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

House File 2373, a bill for an act relating to the qualifications necessary for an applicant for licensure as a professional engineer.

Read first time and attached to **companion Senate File 2199**.

House File 2389, a bill for an act relating to the rulemaking process for executive branch agencies and including transition provisions.

Read first time and attached to **companion Senate File 2396**.

House File 2402, a bill for an act relating to the resignations of registered agents serving certain business entities.

Read first time and attached to **companion Senate File 2185**.

House File 2443, a bill for an act relating to eligibility requirements and assessments for students under the senior year plus program and including effective date provisions.

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2368** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 3, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2444, a bill for an act relating to the crime of disorderly conduct and making penalties applicable.

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

House File 2445, a bill for an act relating to the privacy of a victim of a sex offense in a criminal or civil proceeding.

Read first time and attached to **companion Senate File 2092**.

House File 2454, a bill for an act relating to qualifications for community college career and technical education instructors.

Read first time and attached to **companion Senate File 2154**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 6:24 p.m. until 9:00 a.m., Wednesday, March 4, 2020.

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 March 3, 2020.

Iowa Vocational-Technical Tuition Grant Program, pursuant to Iowa Code section 261.17. Report received on March 3, 2020.

DEPARTMENT OF EDUCATION

Special Education Federal Reports, pursuant to Iowa Code section 256B.3. Report received on March 3, 2020.

DEPARTMENT OF HUMAN SERVICES

Analysis of Medicaid Member Appeals Report, pursuant to 2018 Iowa Acts, Chapter 1165, section 128. Report received on March 3, 2020.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Tuesday, March 3, 2020, 2:00 p.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, and T. Taylor.

Members Absent: Wahls (excused).

Committee Business: SF 2371, SF 2262, SF 2307.

Adjourned: 2:25 p.m.

WAYS AND MEANS

Convened: Tuesday, March 3, 2020, 1:05 p.m.

Members Present: Chapman, Chair; Dawson, Vice Chair; Jochum, Ranking Member; Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Quirmbach, Schultz, R. Smith, and Sweeney.

Members Absent: Wahls (excused).

Committee Business: SF 2127, SF 628, SF 2200.

Adjourned: 1:40 p.m.

INTRODUCTION OF BILLS

Senate File 2399, by committee on Appropriations, a bill for an act relating to the home ownership assistance program, and making an appropriation.

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

Senate File 2400, by committee on Appropriations, a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and certain broadband infrastructure tax exemptions, and including effective date and retroactive applicability provisions.

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

SUBCOMMITTEE ASSIGNMENTS

Senate File 2297

WAYS AND MEANS: Brown, Chair; Carlin and Giddens

Senate File 2334

WAYS AND MEANS: R. Smith, Chair; Dawson and Giddens

House File 2412

STATE GOVERNMENT: R. Smith, Chair; Chapman and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 2399 (formerly SF 2307), a bill for an act relating to the home ownership assistance program, and making an appropriation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Breitbach, Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, and T. Taylor. Nays, none. Absent, 1: Wahls.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2400 (formerly SF 2262), a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and certain broadband infrastructure tax exemptions, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Breitbach, Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, and T. Taylor. Nays, none. Absent, 1: Wahls.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-5041	S.F.	2366	Jason Schultz
S-5042	S.F.	2348	Dan Dawson

S-5043	S.F.	2348	Robert M. Hogg
S-5044	S.F.	2328	Zach Whiting
S-5045	S.F.	2366	Pam Jochum
			Amanda Ragan
			Liz Mathis
S-5046	S.F.	2366	Nate Boulton
S-5047	S.F.	2366	Joe Bolkcom
S-5048	S.F.	2366	Nate Boulton
S-5049	S.F.	2142	Amy Sinclair
S-5050	S.F.	2366	Janet Petersen
S-5051	S.F.	2368	Joe Bolkcom
S-5052	S.F.	583	House
S-5053	S.F.	2392	Roby Smith

JOURNAL OF THE SENATE

FIFTY-SECOND CALENDAR DAY
THIRTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 4, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Ryan Trosen, chaplain of the Iowa Veterans Home in Marshalltown, Iowa. He was the guest of Senator Edler.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by IJAG students from Creston High School. They were the guests of Senator Mathis.

The Journal of Tuesday, March 3, 2020, was approved.

The Senate stood at ease at 9:06 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:43 a.m., President Schneider presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Whitver called up the following eligible appointees on the En Bloc Confirmation Calendar:

Allen Kockler, Accountancy Examining Board

Major General Benjamin Corell, State of Iowa Adjutant General

Cheryl Mulligan, Iowa Autism Council

Blake Stephenson, Board of Behavioral Science
Laura Wilcke, Board of Behavioral Science

Michael Roof, Bioscience Development Corporation

Rafaela Cadena, Child Advocacy Board

Andrew Allen, Children's Behavioral Health System State Board

Darci Alt, Children's Behavioral Health System State Board

Melanie Cleveringa, Children's Behavioral Health System State Board

Daniel Cox, Children's Behavioral Health System State Board

Scott Hobart, Children's Behavioral Health System State Board

Peggy Huppert, Children's Behavioral Health System State Board

Carol Meade, Children's Behavioral Health System State Board

Mary Neubauer, Children's Behavioral Health System State Board

Nathan Noble, Children's Behavioral Health System State Board

Okpara Rice, Children's Behavioral Health System State Board

Shanell Wagler, Children's Behavioral Health System State Board

Kevin Brown, Commission on Community Action Agencies

Paddy Friedrichsen, Credit Union Review Board

Carly Armour, Commission of Deaf Services

Jillyn Kaufman, Commission of Deaf Services

Christopher Nipper, Commission of Deaf Services

Timothy Bower, Board of Educational Examiners

Rhonda McRina, Board of Educational Examiners

Dr. Kristen Rickey, Board of Educational Examiners

John Eisenman, Iowa Finance Authority

Randy Fehr, Iowa Higher Education Loan Authority

Skylar Mayberry-Mayes, Council on Human Services

F. Jeanita McNulty, Commission on Judicial Qualifications

Tammy Bramley, Justice Advisory Board
 Brian Gladney, Justice Advisory Board
 John Haila, Justice Advisory Board
 Timothy Lane, Justice Advisory Board
 Eileen Meier, Justice Advisory Board
 Cody Samec, Justice Advisory Board
 Ardyth Slight, Justice Advisory Board

Jana Abens, Iowa Law Enforcement Academy Council
 Melissa Henderson, Iowa Law Enforcement Academy Council
 Diane Venenga, Iowa Law Enforcement Academy Council

Douglas Van Polen, Board of Massage Therapy

Vincent Lewis, Alternate, Board of Parole

Andrew Boettger, Board of Parole
 Ralph Haskins, Board of Parole
 Helen Miller, Board of Parole
 Sue Weinacht, Board of Parole

Julie Andres, State Racing and Gaming Commission

Loretta Laubach, Real Estate Appraiser Examining Board

Karen Long, Renewable Fuel Infrastructure Board

Steven Olson, Iowa Telecommunications and Technology Commission

Sarah Pesek, Title Guaranty Division Board

Carol Whitmore, Commission of Veterans Affairs

Senator Whitver moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg

Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirnbach	Ragan	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Rozenboom Wahls

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 2142

Senator Whitver called up for consideration **Senate File 2142**, a bill for an act relating to public school funding by establishing a state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2020, modifying provisions and references relating to the property tax replacement payment, and including effective date provisions, amended by the House in House amendment S-5005, filed February 12, 2020.

Senator Sinclair offered amendment S-5049, filed by her on March 3, 2020, to page 1 of House amendment S-2142, and moved its adoption.

Amendment S-5049 was adopted by a voice vote.

Senator Sinclair moved that the Senate concur in the House amendment, as amended.

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

Senator Sinclair moved that the bill, as amended by the House, further amended 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. 2142), the vote was:

Yeas, 31:

Behn	Breitbart	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.			

Absent, 2:

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

SENATE RECEDES

House File 426

Senator Whitver called up for consideration **House File 426**, a bill for an act relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies, amended by the Senate, and moved that the Senate recede from its amendment.

The motion prevailed by a voice vote and the Senate **receded** from its amendment.

Senator Chapman 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. 426), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Schneider	Schultz
Segebart	Shiple	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Rozenboom Wahls

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 2142** and **House File 426** 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 2191, 2233, 2264, 2268.

Senate File 2191

On motion of Senator Garrett, **Senate File 2191**, a bill for an act relating to the payment of required medical aid provided to prisoners, was taken up for consideration.

Senator Garrett 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. 2191), the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, T.	Whiting
Whitver	Zaun	Zumbach	

Nays, 1:

Taylor, R.

Absent, 2:

Rozenboom Wahls

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

Senate File 2233

On motion of Senator Chapman, **Senate File 2233**, a bill for an act relating to the regulation of dental hygienists and dental assistants, and the practice of dentistry, and providing administrative penalties, was taken up for consideration.

Senator Chapman asked and received unanimous consent that **House File 2267** be **substituted** for **Senate File 2233**.

House File 2267

On motion of Senator Chapman, **House File 2267**, a bill for an act relating to the regulation of dental hygienists and dental assistants, and the practice of dentistry, and providing administrative penalties, was taken up for consideration.

Senator Chapman 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. 2267), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirnbach	Ragan	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

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

WITHDRAWN

Senator Chapman asked and received unanimous consent that **Senate File 2233** be **withdrawn** from further consideration of the Senate.

Senate File 2264

On motion of Senator Edler, **Senate File 2264**, a bill for an act relating to county zoning procedures, and including effective date and applicability provisions, was taken up for consideration.

Senator Edler asked and received unanimous consent that **House File 2512** be **substituted** for **Senate File 2264**.

House File 2512

On motion of Senator Edler, **House File 2512**, a bill for an act relating to county zoning procedures, and including effective date and applicability provisions, was taken up for consideration.

Senator Edler 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. 2512), the vote was:

Yeas, 37:

Behn	Boulton	Breitbart	Brown
Carlin	Chapman	Costello	Cournoyer
Dawson	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Whiting	Whitver	Zaun
Zumbach			

Nays, 11:

Bisignano	Bolkcom	Celsi	Dotzler
Jochum	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	

Absent, 2:

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

WITHDRAWN

Senator Edler asked and received unanimous consent that **Senate File 2264** be **withdrawn** from further consideration of the Senate.

Senate File 2268

On motion of Senator Cournoyer, **Senate File 2268**, a bill for an act establishing the minimum age relative to various activities relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, making penalties applicable, and including effective date provisions, was taken up for consideration.

Senator Celsi offered amendment S-5057, filed by Senators Celsi, Bolkcom, and Quirmbach from the floor to page 1 and amending the title page of the bill.

Senator Celsi asked and received unanimous consent that action on amendment S-5057 and **Senate File 2268** be **deferred**.

HOUSE AMENDMENT CONSIDERED

Senate File 583

Senator Whitver called up for consideration **Senate File 583**, a bill for an act relating to electric utility rates and infrastructure support options for private generation customers, amended by the House in House amendment S-5052, filed March 3, 2020.

Senator Breitbach 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 Breitbach 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. 583), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Rozenboom Wahls

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 583 and 2191 and House Files 2267 and 2512 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 2283.

Senate File 2283

On motion of Senator Chapman, **Senate File 2283**, a bill for an act relating to authorized training programs for certain emergency medical care providers and including effective date provisions, was taken up for consideration.

Senator Chapman offered amendment S-5055, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5055 was adopted by a voice vote.

Senator Chapman 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. 2283), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Wahls

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2283** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 12:52 p.m. until the completion of a meeting of the committee on Education.

RECONVENED

The Senate reconvened at 2:30 p.m., President Schneider presiding.

The Senate stood at ease at 2:31 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:14 p.m., President Schneider presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 4, 2020, **concurred** in the Senate amendment to the House amendment, **and passed** the following bill in which the concurrence of the House was asked:

Senate File 2142, a bill for an act relating to public school funding by establishing a state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2020, modifying provisions and references relating to the property tax replacement payment, and including effective date provisions.

ALSO: That the House has on March 4, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2539, a bill for an act relating to language and literacy development for deaf and hard-of-hearing children.

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

House File 2585, a bill for an act relating to the terminology used in relation to the deaf and hard-of-hearing persons.

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

BUSINESS PENDING

Senate File 2268

The Senate resumed consideration of **Senate File 2268**, a bill for an act establishing the minimum age relative to various activities relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, making penalties applicable, and including effective date provisions, and amendment S-5057, previously deferred.

Senator Mathis offered amendment S-5058, filed by Senator Mathis, et al., from the floor, striking and replacing everything after the enacting clause of the bill.

Senator Cournoyer raised the point of order that amendment S-5058 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5058 out of order.

The Senate resumed consideration of amendment S-5057, previously deferred.

Senator Cournoyer raised the point of order that amendment S-5057 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5057 out of order.

Senator Cournoyer 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. 2268), the vote was:

Yeas, 43:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Feenstra	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson

Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirnbach	Ragan
Rozenboom	Schneider	Segebart	Shipley
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Whiting	Whitver	Zumbach	

Nays, 6:

Carlin	Edler	Schultz	Sinclair
Taylor, R.	Zaun		

Absent, 1:

Wahls

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kraayenbrink, until he returns, on request of Senator Whitver.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2318 and 2271.

Senate File 2318

On motion of Senator Greene, **Senate File 2318**, a bill for an act relating to collaborative pharmacy practice allowing pharmacists to provide patient care and drug therapy management services, was taken up for consideration.

Senator Quirnbach offered amendment S-5056, filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-5056 lost by a voice vote.

Senator Greene 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. 2318), the vote was:

Yeas, 46:

Behn	Bolkcom	Boulton	Breitbach
Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Feenstra	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Lofgren
Lykam	Mathis	Miller-Meeks	Nunn
Petersen	Quirmbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Whiting	Whitver
Zaun	Zumbach		

Nays, 2:

Bisignano	Celsi
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Absent, 2:

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

Senate File 2271

On motion of Senator Cournoyer, **Senate File 2271**, a bill for an act relating to the purchasing of a youth deer hunting license and tag and the methods of take authorized for a youth hunter during youth deer hunting season, was taken up for consideration.

Senator Cournoyer 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. 2271), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Kraayenbrink Wahls

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 2268, 2271, and 2318** 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 2358.

Senate File 2358

On motion of Senator Edler, **Senate File 2358**, a bill for an act relating to county regulation of certain agricultural experiences, was taken up for consideration.

Senator Edler asked and received unanimous consent that **House File 2477** be **substituted** for **Senate File 2358**.

House File 2477

On motion of Senator Edler, **House File 2477**, a bill for an act relating to county regulation of certain agricultural experiences, was taken up for consideration.

Senator Edler 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. 2477), the vote was:

Yeas, 45:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Whiting	Whitver	Zaun
Zumbach			

Nays, 3:

Bolkcom	Petersen	Quirmbach
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Absent, 2:

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

WITHDRAWN

Senator Edler asked and received unanimous consent that **Senate File 2358** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2477** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 4, 2020, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2118, a bill for an act relating to loan repayment for refinanced student loans under the rural physician loan repayment program, the health care professional recruitment program, and the health care loan repayment program, and including effective date and retroactive applicability provisions.

ALSO: That the House has on March 4, 2020, **amended and passed** the following bills in which the concurrence of the House was asked:

Senate File 458, a bill for an act relating to debts for which the homestead is liable by providing that the homestead may be sold to satisfy debts secured by a mechanic's lien, including principal, interest, attorney fees, and costs. (S-5065)

Senate File 537, a bill for an act relating to taking coyotes while using an artificial source of light. (S-5064)

ALSO: That the House has on March 4, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2374, a bill for an act providing that a licensed veterinarian is immune from administrative, civil, or criminal liability in investigations or proceedings involving the mistreatment of animals.

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

House File 2455, a bill for an act allowing the use of a leashed dog to track and retrieve a wounded deer and providing a penalty.

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

The Senate stood at ease at 5:11 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 6:06 p.m., President Schneider presiding.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 737.

House File 737

On motion of Senator Zaun, **House File 737**, a bill for an act relating to the regulation of persons involved with animals other than livestock and certain wild animals, providing for criminal offenses and court orders associated with animal mistreatment, and including penalties, placed on the Unfinished Business Calendar on April 11, 2019, with report of committee recommending passage, was taken up for consideration.

Senator Shipley withdrew amendment S-5062, filed by him from the floor, striking and replacing everything after the enacting clause of the bill.

Senator Zaun offered amendment S-5059, filed by him from the floor to pages 2-11 of the bill.

Senator Zaun offered amendment S-5066, filed by him from the floor to page 1 of amendment S-5059, and moved its adoption.

Amendment S-5066 to amendment S-5059 was adopted by a voice vote.

Senator Zaun moved the adoption of amendment S-5059, as amended.

Amendment S-5059, as amended, was adopted by a voice vote.

Senator Zaun 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. 737), the vote was:

Yeas, 44:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Cournoyer	Dawson	Dotzler
Garrett	Giddens	Greene	Guth
Hogg	Jochum	Johnson	Kapucian
Kinney	Koelker	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Taylor, R.	Taylor, T.
Whiting	Whitver	Zaun	Zumbach

Nays, 3:

Costello	Edler	Sweeney
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Absent, 3:

Feenstra	Kraayenbrink	Wahls
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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 **House File 737** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 4, 2020, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2025, a bill for an act relating to the employment of county engineers.

Senate File 2135, a bill for an act relating to the final disposition and disinterment of human remains.

Senate File 2250, a bill for an act relating to responsibilities of timber buyers and persons transporting timber, and providing penalties.

Senate File 2259, a bill for an act relating to liability arising from the donation of equipment by a municipality, fire department, emergency medical services provider, or law enforcement agency.

ALSO: That the House has on March 4, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2473, a bill for an act creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

Read first time and attached to **companion Senate File 2273**.

House File 2474, a bill for an act relating to the confidentiality of information filed with the court to secure an arrest warrant.

Read first time and attached to **companion Senate File 2186**.

House File 2475, a bill for an act relating to the review and permitting of sewer extensions and water supply distribution system extensions, and including effective date provisions.

Read first time and attached to **companion Senate File 2315**.

House File 2481, a bill for an act relating to the validity of certificates of the treasurer.

Read first time and attached to **companion Senate File 2263**.

House File 2486, a bill for an act relating to the design and use of county seals.

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

House File 2526, a bill for an act relating to transfer between trusts for persons with disabilities.

Read first time and referred to committee on **Human Resources**.

House File 2528, a bill for an act relating to persons authorized to request assistance pursuant to the statewide mutual aid compact.

Read first time and attached to **companion Senate File 2361**.

House File 2529, a bill for an act relating to confidential communications between a peer support group counselor and specified individuals.

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

House File 2535, a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions.

Read first time and attached to **companion Senate File 2340**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 6:25 p.m. until 9:00 a.m., Thursday, March 5, 2020.

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:

BOARD OF REGENTS

State Geologist Annual Report, pursuant to Iowa Code section 456.7. Report received on March 4, 2020.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, March 4, 2020, 2:05 p.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirmbach, Ranking Member; Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, and Sweeney.

Members Absent: Behn, Wahls, and Zaun (all excused).

Committee Business: HF 2340, HF 2418.

Adjourned: 2:10 p.m.

HUMAN RESOURCES

Convened: Wednesday, March 4, 2020, 1:10 p.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: Vote on HF 2221 (pass) and HF 2222 (pass).

Adjourned: 1:15 p.m.

TRANSPORTATION

Convened: Wednesday, March 4, 2020, 1:00 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: None.

Committee Business: HF 2310 HF 2360.

Adjourned: 1:20 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 105, by Nunn, a resolution for recognizing and congratulating the Southeast Polk Community School District Wrestling Team and the Bondurant-Farrar Community School District Wrestling Team on their success in the 2020 Traditional State and 2020 State Dual Team Wrestling Tournaments.

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

Senate Resolution 106, by Nunn, Edler, Dotzler, Kapucian, and Kinney, a resolution for honoring and recognizing the special relationship between Taiwan and the State of Iowa.

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

INTRODUCTION OF BILLS

Senate File 2401, by committee on Appropriations, a bill for an act relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, requiring a study, and including effective date and transition provisions.

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

Senate File 2402, by committee on Ways and Means, a bill for an act relating to the regulation of certain tobacco and hemp-related products, and providing penalties.

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

Senate File 2403, by committee on Ways and Means, a bill for an act relating to the excise taxes on motor fuel and certain special fuel, and including applicability provisions.

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

Senate File 2404, by committee on Ways and Means, a bill for an act relating to matters involving insurance and the insurance division of the department of commerce, providing fees, and resolving inconsistencies.

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

SUBCOMMITTEE ASSIGNMENTS

House File 684

JUDICIARY: Zaun, Chair; Bisignano and Sinclair

House File 2372

TRANSPORTATION: Zumbach, Chair; Shipley and J. Smith

House File 2443

EDUCATION: Sinclair, Chair; Behn and J. Smith

House File 2444

JUDICIARY: Garrett, Chair; Nunn and R. Taylor

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2401 (formerly SF 2371), a bill for an act relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, requiring a study, and including effective date and transition provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Breitbach, Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, and T. Taylor. Nays, none. Absent, 1: Wahls.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2401, and they were attached to the committee report.

EDUCATION

Bill Title: HOUSE FILE 2340, a bill for an act relating to the Iowa educational savings plan trust by permitting the use of funds for certain beneficiaries to attend out-of-state elementary or secondary schools, and including retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, and Sweeney. Nays, none. Absent, 3: Behn, Wahls, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2418, a bill for an act relating to certain information in proceedings before the director of the department of education and the board of educational examiners.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Sinclair, Cournoyer, Quirmbach, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, and Sweeney. Nays, none. Absent, 3: Behn, Wahls, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: HOUSE FILE 2221, a bill for an act relating to the licensed health professional member of a local board of health.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2222, a bill for an act relating to a determination of the availability of mental health services in the state including the value of pursuing a Medicaid institutions for mental diseases waiver, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: HOUSE FILE 2310, a bill for an act removing the requirement to obtain a permit for vehicles or combinations of vehicles of excessive size transporting divisible loads of hay, straw, stover, or bagged livestock bedding that meet certain width, height, and length requirements.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2360, a bill for an act regarding the expiration of driver's licenses of persons who are age seventy-two or over.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 2402 (formerly SF 2127), a bill for an act relating to the regulation of certain tobacco and hemp-related products, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Chapman, Dawson, Jochum, Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Quirmbach, Schultz, R. Smith, and Sweeney. Nays, none. Absent, 1: Wahls.

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 2402, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2403 (formerly SF 628), a bill for an act relating to the excise taxes on motor fuel and certain special fuel, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Chapman, Dawson, Jochum, Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Quirmbach, Schultz, R. Smith, and Sweeney. Nays, none. Absent, 1: Wahls.

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 2403, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2404 (formerly SF 2200), a bill for an act relating to matters involving insurance and the insurance division of the department of commerce, providing fees, and resolving inconsistencies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Chapman, Dawson, Jochum, Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Quirmbach, Schultz, R. Smith, and Sweeney. Nays, none. Absent, 1: Wahls.

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 2404, and they were attached to the committee report.

AMENDMENTS FILED

S-5054	S.F.	2392	Roby Smith
S-5055	S.F.	2283	Jake Chapman
S-5056	S.F.	2318	Herman C. Quirmbach
S-5057	S.F.	2268	Claire Celsi
			Joe Bolkcom
			Herman C. Quirmbach
S-5058	S.F.	2268	Liz Mathis
			Claire Celsi
			Jackie Smith
			Robert M. Hogg
			Herman C. Quirmbach
			Janet Petersen
			Amanda Ragan
S-5059	H.F.	737	Brad Zaun
S-5060	S.F.	2382	Janet Petersen
			Kevin Kinney
S-5061	S.F.	2382	Janet Petersen
			Tony Bisignano
S-5062	H.F.	737	Tom Shipley
S-5063	S.F.	2382	Tony Bisignano
S-5064	S.F.	537	House
S-5065	S.F.	458	House
S-5066	H.F.	737	Brad Zaun

JOURNAL OF THE SENATE

FIFTY-THIRD CALENDAR DAY
THIRTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 5, 2020

The Senate met in regular session at 9:04 a.m., President Schneider presiding.

Prayer was offered by Jeanne McMillan, state chaplin for Daughters of the American Revolution in Ottumwa, Iowa. She was the guest of Senator Miller-Meeks.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Megan Decker.

The Journal of Wednesday, March 4, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 4, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2536, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date and retroactive applicability provisions.

Read first time and attached to **companion Senate File 2347**.

House File 2540, a bill for an act establishing a charity beer, spirits, and wine event permit.

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

House File 2552, a bill for an act relating to drainage and levee districts, by providing for notice of hearing on reports of commissioners, and for repairs that require a report by an engineer or soil and water conservation district conservationist.

Read first time and attached to **companion Senate File 2175**.

House File 2556, a bill for an act relating to notification of the general assembly concerning certain state government leases and real property acquisitions.

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

House File 2566, a bill for an act establishing a study relating to the grain depositors and sellers indemnity fund.

Read first time and attached to **companion Senate File 2367**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:23 a.m. until 1:00 p.m., Monday, March 9, 2020.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, March 5, 2020, 10:05 a.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Hogg, Ranking Member; Behn, Boulton, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, and Zumbach.

Members Absent: Celsi and Sweeney (both excused).

Committee Business: Consideration of HF 2369 and presentation by ISU Professor, Dr. Castellano.

Adjourned: 10:50 a.m.

VETERANS AFFAIRS

Convened: Thursday, March 5, 2020, 10:00 a.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan.

Members Absent: None.

Committee Business: HF 717, HF 2236, HF 2312, and HF 2382.

Adjourned: 10:10 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 107, by Nunn, Edler, Dotzler, Kapucian, and Kinney, a resolution for reaffirming commitment to strengthening and deepening of the sister ties between the State of Iowa and Taiwan, supporting Taiwan's signing of a Bilateral Trade Agreement with the United States, and continuing support for increasing Taiwan's international profile.

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

STUDY BILLS RECEIVED

SSB 3196 Ways and Means

Relating to certain tax credits awarded by the economic development authority for equity investments in qualifying businesses or innovation funds and including effective date provisions.

SSB 3197 Ways and Means

Exempting the sales price of tangible personal property or specified digital products sold, or services furnished, to a nonprofit hospital, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 2455

NATURAL RESOURCES AND ENVIRONMENT: Cournoyer, Chair; Kapucian and Lykam

House File 2526

HUMAN RESOURCES: Carlin, Chair; Garrett and Ragan

SSB 3196

WAYS AND MEANS: Chapman, Chair; Dotzler and R. Smith

SSB 3197

WAYS AND MEANS: Brown, Chair; Dotzler and Edler

FINAL COMMITTEE REPORTS OF BILL ACTION

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: HOUSE FILE 2369, a bill for an act establishing a lifetime trout fishing license for certain older Iowans.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Rozenboom, Shipley, Hogg, Behn, Boulton, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, and Zumbach. Nays, none. Absent, 2: Celsi and Sweeney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: HOUSE FILE 717, a bill for an act concerning appeal rights relating to veterans preference.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2236, a bill for an act concerning fees charged for examining and copying public records relating to claims for veterans benefits.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2312, a bill for an act relating to certificate of eligibility affidavits for admission to the veterans home.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2382, a bill for an act relating to confidentiality concerning individuals allowed a disabled veteran tax credit and military tax exemption.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

FIFTY-SEVENTH CALENDAR DAY
THIRTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 9, 2020

The Senate met in regular session at 1:01 p.m., President Schneider presiding.

Prayer was offered by Father Kelly who played “Be Thou My Vision” on the bagpipes. He was the guest of Senator Whiting.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Erica Nasstrom.

The Journal of Thursday, March 5, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 5, 2020, **passed** the following bill in which concurrence of the House was asked:

Senate File 2196, a bill for an act extending the repeal date of the Iowa cell siting Act and including effective date provisions.

ALSO: That the House has on March 5, 2020, **amended and passed** the following bill in which concurrence of the House was asked:

Senate File 280, a bill for an act relating to the residency of members of the armed forces stationed at specified military installations for purposes of hunting, fishing, and trapping privileges. (S-5067)

ALSO: That the House has on March 5, 2020, **passed** the following bills in which concurrence of the Senate is asked:

House File 2259, a bill for an act relating to human trafficking prevention training and reporting for employees of lodging providers in the state.

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

House File 2309, a bill for an act relating to the regulation by counties and cities of certain conditions of employment, and including effective date and applicability provisions.

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

House File 2417, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

Read first time and attached to **similar Senate File 2165**.

House File 2442, a bill for an act directing the office of the chief information officer and the Iowa telecommunications and technology commission to jointly conduct a feasibility study relating to internet exchange points.

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

House File 2492, a bill for an act relating to reenrollment following a member's termination from the Iowa health and wellness plan.

Read first time and referred to committee on **Human Resources**.

House File 2503, a bill for an act relating to the defense of justification for certain homicide offenses.

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

House File 2504, a bill for an act requiring consideration of antisemitism by governmental entities when investigating possible discriminatory acts.

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

House File 2520, a bill for an act relating to the development and utilization of high-speed electronic transmission mediums.

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

House File 2573, a bill for an act modifying the sales and use tax exemption for the sale of certain component parts attached to or services performed on aircraft.

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

House File 2575, a bill for an act exempting from the computation of the individual and corporate state income taxes broadband grants received by communications service providers, and including effective date and retroactive applicability provisions.

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

ADJOURNMENT

On motion of Senator Sinclair, the Senate adjourned at 1:12 p.m. until 9:00 a.m., Tuesday, March 10, 2020.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Brad Ratkovich—For his heroism and bravery protecting himself, his son, and the surrounding community while apprehending a perpetrator. Senator Chapman.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, March 9, 2020, 3:30 p.m.

Members Present: Kraayenbrink, Vice Chair; Bolcom, Ranking Member; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls.

Members Absent: Breitbach, Chair (excused).

Committee Business: SF 2267 and SF 2314.

Adjourned: 4:00 p.m.

JUDICIARY

Convened: Monday, March 9, 2020, 2:05 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting.

Members Absent: None.

Committee Business: HF 2361, HF 2502, HF 2366, and HF 2219.

Adjourned: 3:25 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 108, by R. Taylor and Greene, a resolution for celebrating the 100th anniversary of Southeastern Community College.

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

Senate Resolution 109, by Feenstra, a resolution for recognizing Carson King as an outstanding citizen of the State of Iowa for his support of the University of Iowa Stead Family Children's Hospital.

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

SUBCOMMITTEE ASSIGNMENTS**House File 2374**

STATE GOVERNMENT: Rozenboom, Chair; Bisignano and Schultz

House File 2529

JUDICIARY: Shipley, Chair; Kinney and Whiting

House File 2585

STATE GOVERNMENT: Johnson, Chair; Celsi and Cournoyer

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: HOUSE FILE 2219, a bill for an act relating to the responsibilities of a guardian ad litem for a minor child.

Recommendation: DO PASS.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2361, a bill for an act concerning the implantation or insertion of microchips or other devices in employees by employers.

Recommendation: DO PASS.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2366, a bill for an act relating to replacement of the term visitation with the term parenting time relative to time awarded to a parent.

Recommendation: DO PASS.

Final Vote: Yeas, 15: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2502, a bill for an act relating to firearms and weapons, including the storage, carrying, possession, or transportation of weapons and the establishment, use, and maintenance of shooting ranges.

Recommendation: DO PASS.

Final Vote: Yeas, 10: Zaun, Garrett, Chapman, Dawson, Nunn, Schultz, Shipley, Sinclair, Sweeney, and Whiting. Nays, 5: Kinney, Bisignano, Hogg, Petersen, and R. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 9th day of March, 2020.

Senate File 155.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-5067	S.F.	280	House
S-5068	S.F.	2009	Chris Cournoyer

JOURNAL OF THE SENATE

FIFTY-EIGHTH CALENDAR DAY
THIRTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 10, 2020

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

Prayer was offered by the Honorable Craig Johnson, member of the Senate from Buchanan County, Independence, Iowa.

Miss Clinton County 2019, Alsyia Goethe, sang “The Star Spangled Banner.” She was the guest of Senator Cournoyer.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Katie Engel.

The Journal of Monday, March 9, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 9, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2138, a bill for an act relating to insurance coverage for prescription insulin drugs.

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

House File 2192, a bill for an act relating to reimbursement rates for health care services provided to covered persons by telehealth and including applicability provisions.

Read first time and referred to committee on **Human Resources**.

House File 2270, a bill for an act relating to child care reimbursement rates under the state child care assistance program.

Read first time and referred to committee on **Human Resources**.

House File 2271, a bill for an act relating to the definition of infant and toddler and preschool child for the purposes of child care provider reimbursement rates under the state child care assistance program.

Read first time and referred to committee on **Human Resources**.

House File 2424, a bill for an act establishing a graduated eligibility phase-out program for state child care assistance.

Read first time and referred to committee on **Human Resources**.

House File 2485, a bill for an act establishing an exception to the number of children allowed to be present for child care at any one time in a child development home under certain conditions.

Read first time and referred to committee on **Human Resources**.

House File 2561, a bill for an act relating to protections for certain potential recipients of anatomical gifts.

Read first time and referred to committee on **Human Resources**.

House File 2600, a bill for an act establishing a child care workforce state matching grants program and fund administered by the early childhood Iowa state board to award matching state grants to eligible communities and making an appropriation.

Read first time and referred to committee on **Human Resources**.

The Senate stood at ease at 9:11 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:46 a.m., President Schneider presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Breitbach, Chapman, Feenstra, and Rozenboom, until they arrive, on request of Senator Whitver.

CONFIRMATION OF GOVERNOR'S APPOINTMENT

In accordance with Senate Rule 59, Senator Whitver called up the following eligible appointee on the En Bloc Confirmation Calendar:

Jason Sandholdt, Children's Behavioral Health System State Board

Senator Whitver moved that the foregoing appointee be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 46:

Behn	Bisignano	Bolkcom	Boulton
Brown	Carlin	Celsi	Costello
Cournoyer	Dawson	Dotzler	Edler
Garrett	Giddens	Greene	Guth
Hogg	Jochum	Johnson	Kapucian
Kinney	Koelker	Kraayenbrink	Lofgren
Lykam	Mathis	Miller-Meeks	Nunn
Petersen	Quirmbach	Ragan	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, none.

Absent, 4:

Breitbach	Chapman	Feenstra	Rozenboom
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2301.

Senate File 2301

On motion of Senator Greene, **Senate File 2301**, a bill for an act relating to health care benefits coverage for specified pediatric autoimmune neuropsychiatric disorders, was taken up for consideration.

Senator Quirmbach offered amendment S-5071, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5071 lost by a voice vote.

Senator Greene 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. 2301), the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Brown	Carlin	Celsi	Costello
Cournoyer	Dawson	Dotzler	Edler
Garrett	Giddens	Greene	Guth
Hogg	Jochum	Johnson	Kapucian
Kinney	Koelker	Kraayenbrink	Lofgren
Lykam	Mathis	Miller-Meeks	Nunn
Petersen	Quirmbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 3:

Breitbart Chapman Feenstra

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 2301** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Whitver called up the appointment of Elizabeth Johnson as Director of the Iowa State Civil Rights Commission, placed on the Individual Confirmation Calendar on Thursday, February 13, 2020, found on page 315 of the Senate Journal.

Senator Garrett moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Breitbach Feenstra

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Annette Dunn as Chief Information Officer, placed on the Individual Confirmation Calendar on Monday, March 2, 2020, found on page 485 of the Senate Journal.

Senator R. Smith moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 44:

Behn	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Garrett	Giddens	Greene	Guth
Jochum	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, 4:

Bisignano Hogg Kinney Quirmbach

Absent, 2:

Breitbach Feenstra

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Helen Miller as Chairperson of the Board of Parole, placed on the Individual Confirmation Calendar on Thursday, February 13, 2020, found on page 315 of the Senate Journal.

Senator Garrett moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Breitbach	Feenstra
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2009, 2298, and 2305.

Senate File 2009

On motion of Senator Cournoyer, **Senate File 2009**, a bill for an act regarding driving privileges of persons issued a special minor’s driver’s license who attend a public school, and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer withdrew amendment S-5068, filed by her on March 9, 2020, to page 1 of the bill.

Senator Cournoyer 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. 2009), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

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

Senate File 2298

On motion of Senator Koelker, **Senate File 2298**, a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction, was taken up for consideration.

Senator Koelker 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. 2298), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Breitbach Feenstra

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

Senate File 2305

On motion of Senator Brown, **Senate File 2305**, a bill for an act concerning the voluntary shared work program and including applicability provisions, was taken up for consideration.

Senator Brown 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. 2305), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan

Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Breitbart Feenstra

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 2009, 2298, and 2305** be **immediately messaged** to the House.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Joint Resolution 2005.

Senate Joint Resolution 2005

On motion of Senator Whiting, **Senate Joint Resolution 2005**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the rights of a crime victim, was taken up for consideration.

Senator Whiting moved that the resolution be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the resolution was read the last time.

Senate Joint Resolution 2005, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the rights of a crime victim. BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: Section 1. The following amendment to the Constitution of the State of Iowa is proposed: Article I of the Constitution of the State of Iowa is amended by adding the following new section: Sec. 26. **Crime victims — rights.** The

rights of a victim of crime, as provided by law, shall not be infringed.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed amendment to the Constitution of the State of Iowa is referred to the general assembly to be chosen at the next general election for members of the general assembly, and the secretary of state is directed to cause the proposed amendment to be published for three consecutive months previous to the date of that election as provided by law.

On the question "Shall the resolution be adopted?" (S.J.R. 2005), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Breitbart	Feenstra
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The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2400.

Senate File 2400

On motion of Senator Miller-Meeks, **Senate File 2400**, a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and certain broadband infrastructure tax exemptions, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator R. Taylor offered amendment S-5072, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5072 was adopted by a voice vote.

Senator Miller-Meeks 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. 2400), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Breitbach	Feenstra
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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 Joint Resolution 2005** and **Senate File 2400** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:59 a.m. until the completion of a meeting of the committee on Veterans Affairs.

RECONVENED

The Senate reconvened at 3:39 p.m., President Schneider presiding.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2374.

Senate File 2374

On motion of Senator Dawson, **Senate File 2374**, a bill for an act relating to restitution ordered in a criminal proceeding, court debt, and civil claims for reimbursement against inmates, and including effective date provisions, was taken up for consideration.

Senator Dawson offered amendment S-5073, filed by him from the floor to pages 1 and 11 and amending the title page of the bill, and moved its adoption.

Amendment S-5073 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. 2374), the vote was:

Yeas, 32:

Behn	Brown	Carlin	Chapman
Costello	Cournoyer	Dawson	Edler
Garrett	Greene	Guth	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 16:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Lykam	Mathis	Petersen	Quirmbach
Smith, J.	Taylor, R.	Taylor, T.	Wahls

Absent, 2:

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2374** 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 2392.

Senate File 2392

On motion of Senator R. Smith, **Senate File 2392**, a bill for an act relating to the operation of state government, including the review of state boards, the regulation of professions and occupations, and investigations conducted by state boards, and including effective date provisions, was taken up for consideration.

Senator R. Smith offered amendment S-5053, filed by him on March 3, 2020, to pages 2, 3, 6, 8, 9, 10, and 12 of the bill.

Senator R. Smith offered amendment S-5054, filed by him on March 4, 2020, to page 2 of amendment S-5053, and moved its adoption.

Amendment S-5054 to amendment S-5053 was adopted by a voice vote.

Senator R. Smith moved the adoption of amendment S-5053, as amended.

Amendment S-5053, as amended, was adopted by a voice vote.

Senator R. Smith 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. 2392), the vote was:

Yeas, 30:

Behn	Brown	Carlin	Chapman
Costello	Cournoyer	Dawson	Edler
Garrett	Greene	Guth	Johnson
Kapucian	Koelker	Kraayenbrink	Lofgren
Miller-Meeks	Nunn	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, R.	Sweeney	Whiting	Whitver
Zaun	Zumbach		

Nays, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Absent, 2:

Breitbach	Feenstra
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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 2392** 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 571.

Senate File 571

On motion of Senator Garrett, **Senate File 571**, a bill for an act relating to the awarding of joint custody and joint physical care, was taken up for consideration.

Senator Garrett offered amendment S-5070, filed by him from the floor to pages 1-5 of the bill, and moved its adoption.

Amendment S-5070 was adopted by a voice vote.

Senator Garrett 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. 571), the vote was:

Yeas, 30:

Behn	Brown	Chapman	Costello
Cournoyer	Dawson	Edler	Garrett
Greene	Guth	Johnson	Kapucian
Kinney	Koelker	Kraayenbrink	Lofgren
Miller-Meeks	Nunn	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, R.	Sweeney	Whiting	Whitver
Zaun	Zumbach		

Nays, 18:

Bisignano	Bolkcom	Boulton	Carlin
Celsi	Dotzler	Giddens	Hogg
Jochum	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Absent, 2:

Breitbach	Feenstra
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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 571** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 4:23 p.m. until 9:00 a.m., Wednesday, March 11, 2020.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Fredericksburg Elementary School—For recognition as a National Blue-Ribbon School 2020. Senator Brown.

Claudio Hidalgo—Upon becoming a U.S. Citizen. Senators Hogg and Wahls.

REPORT OF COMMITTEE MEETING

VETERANS AFFAIRS

Convened: Tuesday, March 10, 2020, 2:00 p.m.

Members Present: Carlin, Chair; Miller-Meeks, Vice Chair; R. Taylor, Ranking Member; Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan.

Members Absent: None.

Committee Business: Consideration of HF 2421 and HF 2313.

Adjourned: 2:10 p.m.

INTRODUCTION OF BILLS

Senate File 2405, by committee on Appropriations, a bill for an act relating to the investment and use of funds in the veterans trust fund.

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

Senate File 2406, by committee on Appropriations, a bill for an act relating to the establishment of a disaster recovery homeowner assistance program and fund administered by the Iowa finance authority, transfers of moneys to certain funds, and including effective date provisions.

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

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 14 (Reassigned)

JUDICIARY: Dawson, Chair; Kinney and Shipley

House File 2138

COMMERCE: Koelker, Chair; Dawson and Petersen

House File 2259

STATE GOVERNMENT: Cournoyer, Chair; R. Smith and T. Taylor

House File 2442

COMMERCE: Feenstra, Chair; Bolkcom and Breitbach

House File 2486

STATE GOVERNMENT: R. Smith, Chair; Chapman and Giddens

House File 2492

HUMAN RESOURCES: Carlin, Chair; Johnson and Ragan

House File 2503

JUDICIARY: Nunn, Chair; Kinney and Zaun

House File 2504

JUDICIARY: Schultz, Chair; Bisignano and Zaun

House File 2520

COMMERCE: Johnson, Chair; Mathis and R. Smith

House File 2539

EDUCATION: Edler, Chair; Behn and J. Smith

House File 2540

STATE GOVERNMENT: Johnson, Chair; Celsi and Whiting

House File 2556

STATE GOVERNMENT: R. Smith, Chair; Cournoyer and Giddens

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 2405 (formerly SF 2267), a bill for an act relating to the investment and use of funds in the veterans trust fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, 1: Breitbart.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2406 (formerly SF 2314), a bill for an act relating to the establishment of a disaster recovery homeowner assistance program and fund administered by the Iowa finance authority, transfers of moneys to certain funds, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, 1: Breitbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2406, and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 104, a resolution for recognizing the centennial of the formation of the American Legion Auxiliary.

Recommendation: DO PASS.

Final Vote: Yeas, 9: Whitver, Schneider, Petersen, Bolkcom, Chapman, Jochum, Ragan, Sinclair, and R. Smith. Nays, none. Absent, 2: Behn and Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: HOUSE FILE 2313, a bill for an act relating to the military code and duty performed by a member of the United States coast guard.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2421, a bill for an act relating to the approval procedures for claims for the military service property tax exemption and including applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5076.

Final Vote: Yeas, 11: Carlin, Miller-Meeks, R. Taylor, Costello, Dawson, Dotzler, Edler, Giddens, Koelker, Lofgren, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

ACCOUNTANCY EXAMINING BOARD (Sec. 542.4)

Jennifer Dickey, Cedar Falls	05/01/2020 – 04/30/2023
Bradley Hauge, Cedar Rapids	02/13/2020 – 04/30/2021
S. James Smith, Earlham	05/01/2020 – 04/30/2023

AFRICAN AMERICANS, COMMISSION ON THE STATUS OF (Sec. 216A.142)

Dr. Ahmadu Baba-Singhri, Des Moines	05/01/2020 – 04/30/2024
Brian Gladney, Bettendorf	05/01/2020 – 04/30/2024
Monica Mead, Urbandale	05/01/2020 – 04/30/2024
Rosalind Peebles Fox, Ankeny	05/01/2020 – 04/30/2024

AGING, COMMISSION ON (Sec. 231.11)

Cindy Baddeloo, Clive	02/21/2020 – 04/30/2021
Richard Motz, Sioux City	05/01/2020 – 04/30/2024
Steve Van Oort, Ankeny	05/01/2020 – 04/30/2024

ALCOHOLIC BEVERAGES COMMISSION (Sec. 123.5)

Rachel Eubank, Des Moines	05/01/2020 – 04/30/2025
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ARCHITECTURAL EXAMINING BOARD (Sec. 544A.1)

Tandi Brannaman, Iowa City	05/01/2020 – 04/23/2023
Dan Dutcher, Waukee	02/27/2020 – 04/30/2022
Ted Nahas, Urbandale	05/01/2020 – 04/30/2023
Jerry Purdy, Adel	05/01/2020 – 04/30/2023

ASIAN AND PACIFIC ISLANDER AFFAIRS, COMMISSION OF (Sec. 216A.152)

Dr. Ritu Gurung, Bettendorf	05/01/2020 – 04/30/2024
Benjamin Jung, West Des Moines	05/01/2020 – 04/30/2024
Peggy La, Sioux City	05/01/2020 – 04/30/2024
James Suong, Des Moines	05/01/2020 – 04/30/2024

ATHLETIC TRAINING, BOARD OF (Sec. 147.14(1)(R))

Amanda Brown, Ames	05/01/2020 – 04/30/2023
Dr. Andrew Peterson, Iowa City	05/01/2020 – 04/30/2023
Connie VanRoekel, Adel	02/27/2020 – 04/30/2021
Dr. Lisa Woodroffe, Iowa City	05/01/2020 – 04/30/2023

AUTISM COUNCIL, IOWA (Sec. 256.35A)

Christine Bowker, Fort Madison	05/01/2020 – 04/30/2023
Michelle Grant, Storm Lake	05/01/2020 – 04/30/2023

Betsy Lenzmeier, Storm Lake	05/01/2020 – 04/30/2023
Blake Stephenson, Cedar Rapids	05/01/2020 – 04/30/2023
BARBERING, BOARD OF (Sec. 147.14(1)(A))	
William Burt, Waterloo	05/01/2020 – 04/30/2023
BEHAVIORAL SCIENCE, BOARD OF (Sec. 147.14(1)(M))	
Ryan Capps, Grimes	05/01/2020 – 04/30/2023
Natalia Indrasari, West Des Moines	05/01/2020 – 04/30/2023
David Wolter, Denver	05/01/2020 – 04/30/2023
BIOSCIENCE DEVELOPMENT CORPORATION (Sec. 15.107)	
Billi Hunt, Urbandale	01/24/2020 – 04/30/2021
BLIND, COMMISSION FOR THE (Sec. 216B.2)	
Ryan Brems, Cedar Rapids	05/01/2020 – 04/30/2023
Geneva Jacobsen, Avoca	02/13/2020 – 04/30/2022
CHILDHOOD IOWA STATE BOARD, EARLY (Sec. 256I.3)	
Amy Edison, Vinton	02/13/2020 – 04/30/2021
Terry Harrmann, Des Moines	05/01/2020 – 04/30/2023
Aaron Johnson, Ankeny	05/01/2020 – 04/30/2023
Gary Zittergruen, Waverly	05/01/2020 – 04/30/2023
CHIROPRACTIC, BOARD OF (Sec. 147.14(1)(H))	
Leslie Duinink, Monroe	05/01/2020 – 04/30/2023
Shane Townsend, Sioux City	05/01/2020 – 04/30/2023
Lauri Wondra, Fort Madison	05/01/2020 – 04/30/2023
CITY DEVELOPMENT BOARD (Sec. 368.9)	
James Halverson, Cedar Rapids	05/01/2020 – 04/30/2024
COMMUNITY ACTION AGENCIES, COMMISSION ON (Sec. 216A.92A)	
Anna Brown, De Witt	05/01/2020 – 04/30/2023
Ajit Kumar, Clive	05/01/2020 – 04/30/2023
Mary Whisenand, Des Moines	05/01/2020 – 04/30/2023
COSMETOLOGY ARTS AND SCIENCES, BOARD OF (Sec. 147.14(1)(N))	
Jerry Akers, Palo	05/01/2020 – 04/30/2023
Jacquelyn Hein, Monticello	05/01/2020 – 04/30/2023
Cynthia Hummel, Des Moines	05/01/2020 – 04/30/2023
Jeremy Kemp, Burlington	02/13/2020 – 04/30/2022
Tami Kloewer, Harlan	05/01/2020 – 04/30/2023
Nichole Origer, West Bend	05/01/2020 – 04/30/2023
DEAF SERVICES, COMMISSION OF (Sec. 216A.113)	
Jillyn Kaufman, Eldridge	05/01/2020 – 04/30/2024
DENTISTRY, BOARD OF (Sec. 147.14(1)(D))	
Jonathan DeJong, Fort Dodge	05/01/2020 – 04/30/2023
Bruce Thorsen, Clive	05/01/2020 – 04/30/2023
Jillian Travis, Sidney	05/01/2020 – 04/30/2023

DIETETICS, BOARD OF (Sec. 147.14(1)(K))

Alexis Stoneking, West Des Moines

05/01/2020 – 04/30/2023

DISABILITIES, COMMISSION OF PERSONS WITH (Sec. 216A.74)

Victoria Carlson, West Des Moines

05/01/2020 – 04/30/2024

Teresa Jorgensen, Waterloo

05/01/2020 – 04/30/2024

EDUCATION, STATE BOARD OF (Sec. 256.3)

Brian Kane, Dubuque

05/01/2020 – 04/30/2026

Brooke Miller Axiotis, Des Moines

05/01/2020 – 04/30/2026

John Robbins, Iowa Falls

05/01/2020 – 04/30/2026

Georgia Van Gundy, Waukee

05/01/2020 – 04/30/2026

EDUCATIONAL EXAMINERS, BOARD OF (Sec. 272.3)

Chad Janzen, Rock Valley

05/01/2020 – 04/30/2024

Dr. Kristen Rickey, Manchester

05/01/2020 – 04/30/2024

Ryan Williamson, Grimes

05/01/2020 – 04/30/2024

EMPLOYMENT APPEAL BOARD (Sec. 10A.601)

Myron Linn, Pella

05/01/2020 – 04/30/2026

ENGINEERING AND LAND SURVEYING EXAMINING BOARD (Sec. 542B.3)

Michael Bearden, Gladbrook

05/01/2020 – 04/30/2023

Todde Folkerts, Chariton

05/01/2020 – 04/30/2023

Rita Perea, Des Moines

05/01/2020 – 04/30/2023

ENHANCE IOWA BOARD (Sec. 15F.102)

Douglas Boone, Sioux Center

05/01/2020 – 04/30/2023

John Burns, Council Bluffs

05/01/2020 – 04/30/2023

Kyle Carter, Davenport

05/01/2020 – 04/30/2023

Patrick Deignan, Cedar Rapids

05/01/2020 – 04/30/2021

Emily Ginneberge, Mason City

05/01/2020 – 04/30/2023

Angie Pfannkuch, West Des Moines

05/01/2020 – 04/30/2021

FLOOD MITIGATION BOARD (Sec. 418.5)

Ronald Herrig, Dubuque

05/01/2020 – 04/30/2023

Amy Kaleita, Ames

05/01/2020 – 04/30/2023

GRAIN INDEMNITY FUND BOARD, IOWA (Sec. 203D.4)

Lori Goetzinger, Carroll

05/01/2020 – 04/30/2023

Debra Keller, Blairsburg

05/01/2020 – 04/30/2023

GREAT PLACES BOARD, IOWA (Sec. 303.3C)

Alexsis Fleener, Atlantic

05/01/2020 – 04/30/2023

Joseph Hrdlicka, West Des Moines

05/01/2020 – 04/30/2023

Mark Jackson, Story City

05/01/2020 – 04/30/2023

Tammy McCoy, Burlington

05/01/2020 – 04/30/2023

HEALTHY AND WELL KIDS IN IOWA (HAWK-I) BOARD (Sec. 514I.5)

Shawn Garrington, Wellsburg

05/01/2020 – 04/30/2022

Mary Nelle Trefz, Des Moines

05/01/2020 – 04/30/2022

HIGHER EDUCATION LOAN AUTHORITY, IOWA (Sec. 261A.6)	
Beverly Wharton, Sioux City	05/01/2020 – 04/30/2026
HUMAN RIGHTS, DIRECTOR OF THE DEPARTMENT OF (Sec. 216A.2)	
San Wong, Waukeez	07/11/2019 – Pleasure of the Governor
INTERIOR DESIGN EXAMINING BOARD (Sec. 544C.2)	
Joan Birk, Cedar Falls	05/01/2020 – 04/30/2023
Jennifer Moseley, Waukeez	05/01/2020 – 04/30/2023
IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM, INVESTMENT BOARD OF THE (Sec. 97B.8A)	
Kristine Rowley, Spirit Lake	02/21/2020 – 04/30/2025
JUDICIAL NOMINATING COMMISSION, STATE (Sec. 46.1)	
Nicole Crain, Windsor Heights	05/01/2020 – 04/30/2026
Cheryl Hanson, Fayette	05/01/2020 – 04/30/2026
Quentin Stanerson, Audubon	05/01/2020 – 04/30/2026
LANDSCAPE ARCHITECTURAL EXAMINING BOARD (Sec. 544B.3)	
Jonathan Martin, Norwalk	05/01/2020 – 04/30/2023
LATINO AFFAIRS, COMMISSION OF (Sec. 216A.12)	
Dalila Avila Sajadian, Mason City	05/01/2020 – 04/30/2024
Caleb Knutson, Hubbard	05/01/2020 – 04/30/2024
Louis Moreno, Des Moines	05/01/2020 – 04/30/2024
LAW ENFORCEMENT ACADEMY, DIRECTOR OF (Sec. 80B.5)	
Judy Bradshaw, Urbandale	07/01/2019 – Pleasure of the Governor
LOTTERY AUTHORITY BOARD OF DIRECTORS, IOWA (Sec. 99G.8)	
Mary Junge, Cedar Rapids	05/01/2020 – 04/30/2024
MASSAGE THERAPY, BOARD OF (Sec. 147.14(1)(Q))	
Emily Bauler, Norwalk	05/01/2020 – 04/30/2023
Ryan Crawford, Stuart	05/01/2020 – 04/30/2023
Michael Hammer, McGregor	05/01/2020 – 04/30/2023
Douglas Van Polen, Waukeez	05/01/2020 – 04/30/2023
MEDICINE, BOARD OF (Sec. 147.14(1)(B))	
Trudy Caviness, Ottumwa	02/01/2020 – 04/30/2020
Trudy Caviness, Ottumwa	05/01/2020 – 04/30/2023
Patricia Fasbender, Des Moines	02/27/2020 – 04/30/2021
Dr. Warren Gall, Dubuque	05/01/2020 – 04/30/2023
MENTAL HEALTH AND DISABILITY SERVICES COMMISSION (Sec. 225C.5(1))	
Betsy Akin, Corning	05/01/2019 – 04/30/2022
Diane Brecht, Central City	05/01/2020 – 04/30/2023
Thomas Broeker, Burlington	05/01/2020 – 04/30/2023
Janee Brown, Des Moines	05/01/2020 – 04/30/2023
Dennis Bush, Cleghorn	05/01/2020 – 04/30/2023
Geoff Lauer, Iowa City	05/01/2020 – 04/30/2023

Timothy Perkins, Johnston	05/01/2019 – 04/30/2022
Lorrie Young, Mason City	05/01/2020 – 04/30/2023

MORTUARY SCIENCE, BOARD OF (Sec. 147.14(1)(P))

David Langkamp, Oskaloosa	05/01/2020 – 04/30/2023
Mollie Pawlosky, Earlham	05/01/2020 – 04/30/2023
Martin Rieken, Oakland	05/01/2020 – 04/30/2023

NATIVE AMERICAN AFFAIRS, COMMISSION OF (Sec. 216A.162)

Timothy Perkins, Johnston	05/01/2020 – 04/30/2024
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NURSING, BOARD OF (Sec. 147.14(1)(C))

Amy Beltz, Marion	05/01/2020 – 04/30/2023
Stephanie Carr, Chariton	05/01/2020 – 04/30/2023
Gordon Goettsch, Manchester	02/27/2020 – 04/30/2022
B. J. Hoffman, Liscomb	05/01/2020 – 04/30/2023

NURSING HOME ADMINISTRATORS, BOARD OF (Sec. 147.14(W))

Matthew Niemeier, Sioux City	05/01/2020 – 04/30/2023
James Robinson, Urbandale	02/27/2020 – 04/30/2022
Fr. Michael Schueller, Epworth	05/01/2020 – 04/30/2023

OPTOMETRY, BOARD OF (Sec. 147.14(1)(F))

Jacqueline Pullen, West Des Moines	05/01/2020 – 04/30/2023
Benjamin Uhl, Sioux City	05/01/2020 – 04/30/2023

PAROLE, BOARD OF (Sec. 904A.1)

Ralph Haskins, West Des Moines	05/01/2020 – 04/30/2024
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PHARMACY, BOARD OF (Sec. 147.14(1)(E))

Dr. Brett Barker, Nevada	05/01/2020 – 04/30/2023
Gayle Mayer, Spirit Lake	05/01/2020 – 04/30/2023
Sherill Whisenand, Des Moines	05/01/2020 – 04/30/2023

PHYSICAL AND OCCUPATIONAL THERAPY, BOARD OF (Sec. 147.14(1)(J))

Steven Cassabaum, Nevada	05/01/2020 – 04/30/2023
Robert Palmer, West Des Moines	05/01/2020 – 04/30/2023
Melinda Shetler, Iowa City	05/01/2020 – 04/30/2023

PHYSICIAN ASSISTANTS, BOARD OF (Sec. 147.14(1)(L))

Rhonda Poppe, Ionia	02/27/2020 – 04/30/2021
Pete Stopulos, Davenport	05/01/2020 – 04/30/2023
Anton “Jared” Wiebel, Iowa City	02/27/2020 – 04/30/2021

PODIATRY, BOARD OF (Sec. 147.14(1)(S))

Mica Murdoch, Des Moines	05/01/2020 – 04/30/2023
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PSYCHOLOGY, BOARD OF (Sec. 147.14(1)(G))

Professor Ruth Kunkle, Des Moines	05/01/2020 – 04/30/2023
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PUBLIC INFORMATION BOARD, IOWA (Sec. 23.3)

Joan Corbin, Pella	05/01/2020 – 04/30/2024
Mathew Highland, Des Moines	05/01/2020 – 04/30/2024
Julie Pottorff, Des Moines	05/01/2020 – 04/30/2024
Stanley Thompson, Clive	05/01/2020 – 04/30/2024

RACING AND GAMING COMMISSION, STATE (Sec. 99D.5)

Lance Horbach, Tama	05/01/2020 – 04/30/2023
Daryl Olsen, Audubon	05/01/2020 – 04/30/2023

REAL ESTATE APPRAISER EXAMINING BOARD (Sec. 543D.4)

Jordan Maus, Davenport	05/01/2020 – 04/30/2023
Teresa Selberg, Urbandale	05/01/2020 – 04/30/2023

REAL ESTATE COMMISSION (Sec. 543B.8)

James Clingman, Ottumwa	05/01/2020 – 04/30/2023
Janet DeMott, Bedford	05/01/2020 – 04/30/2023
Helen Kimes, Osceola	05/01/2020 – 04/30/2023
Wendy Quevedo Carminhato, Fairfield	05/01/2020 – 04/30/2023

RENEWABLE FUEL INFRASTRUCTURE BOARD (Sec. 159A.13)

Jennifer Carpenter, Urbandale	05/01/2020 – 04/30/2025
Diane Dennler, Mason City	05/01/2020 – 04/30/2025
Karen Long, Johnston	05/01/2020 – 04/30/2025
John Maynes, Norwalk	05/01/2020 – 04/30/2025

RESPIRATORY CARE, BOARD OF (Sec. 147.14(1)(O))

Dr. Samantha Danielson-Jones, Ankeny	05/01/2020 – 04/30/2023
Lawrence (Gene) Lilla, Ames	05/01/2020 – 04/30/2023

SCHOOL BUDGET REVIEW COMMITTEE (Sec. 257.30)

Keith England, Hubbard	05/01/2020 – 04/30/2023
Mary Jo Hainstock, Vinton	07/01/2020 – 04/30/2022

SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS, BOARD OF (Sec. 147.14(1)(U))

Albert Mingo, Bettendorf	05/01/2020 – 04/30/2023
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SOCIAL WORK, BOARD OF (Sec. 147.14(1)(T))

Megan Begley, Cedar Rapids	05/01/2020 – 04/30/2023
Teresa Daubitz, Cedar Rapids	05/01/2020 – 04/30/2023
Jillyn Kaufman, Eldridge	02/13/2020 – 04/30/2021
Lane Plugge, Council Bluffs	05/01/2020 – 04/30/2023

TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA (Sec. 8D.3(2))

Krista Wenzel, Waverly	05/01/2020 – 04/30/2026
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TOBACCO USE PREVENTION AND CONTROL, COMMISSION ON (Sec. 142A.3)

Teresa Aoki, Clive	05/01/2020 – 04/30/2023
George Belitsos, Ames	05/01/2020 – 04/30/2023

TRANSPORTATION, DIRECTOR OF (Sec. 307.11)

Scott Marler, Ankeny 02/17/2020 – Pleasure of the Governor

TRANSPORTATION COMMISSION, STATE (Sec. 307A.1A)

Kathleen Fehrman, Des Moines 07/01/2020 – 06/30/2024
Charese Yanney, Sioux City 07/01/2020 – 06/30/2024

VETERINARY MEDICINE, IOWA BOARD OF (Sec. 169.5)

Thomas Burkgren, Perry 05/01/2020 – 04/30/2023
Ann Werner, Diagonal 05/01/2020 – 04/30/2023

WOMEN, COMMISSION ON THE STATUS OF (Sec. 216A.53)

Elizabeth Coonan, Des Moines 05/01/2020 – 04/30/2024
William Fleming, Waterloo 05/01/2020 – 04/30/2024
Matthew Gilbert, Des Moines 05/01/2020 – 04/30/2024

WORKFORCE DEVELOPMENT BOARD, IOWA (Sec. 84A.1A)

David Collins, Washington 02/27/2020 – 04/30/2023
Jessica Dunker, Urbandale 05/01/2020 – 04/30/2024
Jayson Henry, Pella 05/01/2020 – 04/30/2024
Teresa Hovell, Pella 05/01/2020 – 04/30/2024
Nicole Hudson, Maxwell 02/27/2020 – 04/30/2022
Jay Iverson, Ankeny 05/01/2020 – 04/30/2024
Nancy McDowell, Sheldon 05/01/2020 – 04/30/2024
Curt Strouth, Sheldon 02/27/2020 – 04/30/2022
Daniel Tallon, Dubuque 02/27/2020 – 04/30/2021
Daren Westercamp, Ames 05/01/2020 – 04/30/2024
Charles Wishman, Des Moines 05/01/2020 – 04/30/2024

BY THE ATTORNEY GENERAL

TERM

CONSUMER ADVOCATE (Sec. 475A.1(1))

Jennifer C. Easler 02/07/2020 – 04/30/2023

The appointments were referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on March 10, 2020:

AGRICULTURE

Lori Goetzinger – Iowa Grain Indemnity Fund Board
Debra Keller – Iowa Grain Indemnity Fund Board

APPROPRIATIONS

Douglas Boone – Enhance Iowa Board
John Burns – Enhance Iowa Board
Kyle Carter – Enhance Iowa Board
Patrick Deignan – Enhance Iowa Board
Emily Ginneberge – Enhance Iowa Board
Angie Pfannkuch – Enhance Iowa Board

COMMERCE

Billi Hunt – Bioscience Development Corporation

Jennifer C. Easler – Consumer Advocate (Appointment and Reappointment)

Krista Wenzel – Iowa Telecommunications and Technology Commission

EDUCATION

Christine Bowker – Iowa Autism Council
Michelle Grant – Iowa Autism Council
Betsy Lenzmeier – Iowa Autism Council
Blake Stephenson – Iowa Autism Council

Amy Edison – Early Childhood Iowa State Board
Terry Harrmann – Early Childhood Iowa State Board
Aaron Johnson – Early Childhood Iowa State Board
Gary Zittergruen – Early Childhood Iowa State Board

Brian Kane – State Board of Education
Brooke Miller Axiotis – State Board of Education
John Robbins – State Board of Education
Georgia Van Gundy – State Board of Education

Chad Janzen – Board of Educational Examiners
Dr. Kristen Rickey – Board of Educational Examiners
Ryan Williamson – Board of Educational Examiners

Beverly Wharton – Iowa Higher Education Loan Authority

Keith England – School Budget Review Committee
Mary Jo Hainstock – School Budget Review Committee

HUMAN RESOURCES

Cindy Baddelee – Commission on Aging
Richard Motz – Commission on Aging
Steve Van Oort – Commission on Aging

Amanda Brown – Board of Athletic Training
Dr. Andrew Peterson – Board of Athletic Training
Connie VanRoekel – Board of Athletic Training
Dr. Lisa Woodroffe – Board of Athletic Training

Ryan Capps – Board of Behavioral Science
Natalia Indrasari – Board of Behavioral Science
David Wolter – Board of Behavioral Science

Victoria Carlson – Commission of Persons with Disabilities
Teresa Jorgensen – Commission of Persons with Disabilities

Shawn Garrington – Healthy and Well Kids in Iowa (HAWK-I) Board
Mary Nelle Trefz – Healthy and Well Kids in Iowa (HAWK-I) Board

Dalila Avila Sajadian – Commission of Latino Affairs
Caleb Knutson – Commission of Latino Affairs
Louis Moreno – Commission of Latino Affairs

Betsy Akin – Mental Health and Disability Services Commission
Diane Brecht – Mental Health and Disability Services Commission
Janee Brown – Mental Health and Disability Services Commission
Timothy Perkins – Mental Health and Disability Services Commission
Lorrie Young – Mental Health and Disability Services Commission

Albert Mingo – Board of Sign Language Interpreters and Transliterators

Teresa Aoki – Commission on Tobacco Use Prevention and Control
George Belitsos – Commission on Tobacco Use Prevention and Control

JUDICIARY

Nicole Crain – State Judicial Nominating Commission
Cheryl Hanson – State Judicial Nominating Commission
Quentin Stanerson – State Judicial Nominating Commission

Judy Bradshaw – Director of Law Enforcement Academy

Ralph Haskins – Board of Parole

LABOR AND BUSINESS RELATIONS

Myron Linn – Employment Appeal Board

David Collins – Iowa Workforce Development Board
Jessica Dunker – Iowa Workforce Development Board
Jayson Henry – Iowa Workforce Development Board
Teresa Hovell – Iowa Workforce Development Board
Nicole Hudson – Iowa Workforce Development Board

Jay Iverson – Iowa Workforce Development Board
Nancy McDowell – Iowa Workforce Development Board
Curt Strouth – Iowa Workforce Development Board
Daniel Tallon – Iowa Workforce Development Board
Daren Westercamp – Iowa Workforce Development Board
Charles Wishman – Iowa Workforce Development Board

LOCAL GOVERNMENT

James Halverson – City Development Board

NATURAL RESOURCES AND ENVIRONMENT

Ronald Herrig – Flood Mitigation Board
Amy Kaleita – Flood Mitigation Board

Jennifer Carpenter – Renewable Fuel Infrastructure Board
Diane Dennler – Renewable Fuel Infrastructure Board
Karen Long – Renewable Fuel Infrastructure Board
John Maynes – Renewable Fuel Infrastructure Board

STATE GOVERNMENT

Jennifer Dickey – Accountancy Examining Board
Bradley Hauge – Accountancy Examining Board
S. James Smith – Accountancy Examining Board

Dr. Ahmadu Baba-Singhri – Commission on the Status of African Americans
Brian Gladney – Commission on the Status of African Americans
Monica Mead – Commission on the Status of African Americans
Rosalind Peebles Fox – Commission on the Status of African Americans

Rachel Eubank – Alcoholic Beverages Commission

Tandi Brannaman – Architectural Examining Board
Dan Dutcher – Architectural Examining Board
Ted Nahas – Architectural Examining Board
Jerry Purdy – Architectural Examining Board

Dr. Ritu Gurung – Commission of Asian and Pacific Islander Affairs
Benjamin Jung – Commission of Asian and Pacific Islander Affairs
Peggy La – Commission of Asian and Pacific Islander Affairs
James Suong – Commission of Asian and Pacific Islander Affairs

William Burt – Board of Barbering

Ryan Brems – Commission for the Blind
Geneva Jacobsen – Commission for the Blind

Leslie Duinink – Board of Chiropractic
Shane Townsend – Board of Chiropractic
Lauri Wondra – Board of Chiropractic

Anna Brown – Commission on Community Action Agencies
Ajit Kumar – Commission on Community Action Agencies
Mary Whisenand – Commission on Community Action Agencies

Jerry Akers – Board of Cosmetology Arts and Sciences
Jacquelyn Hein – Board of Cosmetology Arts and Sciences
Cynthia Hummel – Board of Cosmetology Arts and Sciences
Jeremy Kemp – Board of Cosmetology Arts and Sciences
Tami Kloewer – Board of Cosmetology Arts and Sciences
Nichole Origer – Board of Cosmetology Arts and Sciences

Jillyn Kaufman – Commission on Deaf Services

Jonathan DeJong – Board of Dentistry
Bruce Thorsen – Board of Dentistry
Jillian Travis – Board of Dentistry

Alexis Stoneking – Board of Dietetics

Michael Bearden – Engineering and Land Surveying Examining Board
Todde Folkerts – Engineering and Land Surveying Examining Board
Rita Perea – Engineering and Land Surveying Examining Board

San Wong – Director of the Department of Human Rights

Joan Birk – Interior Design Examining Board
Jennifer Moseley – Interior Design Examining Board

Kristine Rowley – Investment Board of the Iowa Public Employees' Retirement System

Jonathan Martin – Landscape Architectural Examining Board

Mary Junge – Iowa Lottery Authority Board of Directors

Emily Bauler – Board of Massage Therapy
Ryan Crawford – Board of Massage Therapy
Michael Hammer – Board of Massage Therapy
Douglas Van Polen – Board of Massage Therapy

Trudy Caviness – Board of Medicine (Appointment and Reappointment)
Patricia Fasbender – Board of Medicine
Dr. Warren Gall – Board of Medicine

David Langkamp – Board of Mortuary Science
Mollie Pawlosky – Board of Mortuary Science
Martin Rieken – Board of Mortuary Science

Timothy Perkins – Commission of Native American Affairs

Amy Beltz – Board of Nursing

Stephanie Carr – Board of Nursing

Gordon Goettsch – Board of Nursing

B. J. Hoffman – Board of Nursing

Matthew Niemeier – Board of Nursing Home Administrators

James Robinson – Board of Nursing Home Administrators

Fr. Michael Schueller – Board of Nursing Home Administrators

Jacqueline Pullen – Board of Optometry

Benjamin Uhl – Board of Optometry

Dr. Brett Barker – Board of Pharmacy

Gayle Mayer – Board of Pharmacy

Sherill Whisenand – Board of Pharmacy

Steven Cassabaum – Board of Physical and Occupational Therapy

Robert Palmer – Board of Physical and Occupational Therapy

Melinda Shetler – Board of Physical and Occupational Therapy

Rhonda Poppe – Board of Physician Assistants

Pete Stopulos – Board of Physician Assistants

Anton “Jared” Wiebel – Board of Physician Assistants

Mica Murdoch – Board of Podiatry

Professor Ruth Kunkle – Board of Psychology

Joan Corbin – Iowa Public Information Board

Mathew Highland – Iowa Public Information Board

Julie Pottorff – Iowa Public Information Board

Stanley Thompson – Iowa Public Information Board

Lance Horbach – State Racing and Gaming Commission

Daryl Olsen – State Racing and Gaming Commission

Jordan Maus – Real Estate Appraiser Examining Board

Teresa Selberg – Real Estate Appraiser Examining Board

James Clingman – Real Estate Commission

Janet DeMott – Real Estate Commission

Helen Kimes – Real Estate Commission

Wendy Quevedo Carminhato – Real Estate Commission

Dr. Samantha Danielson-Jones – Board of Respiratory Care

Lawrence (Gene) Lilla – Board of Respiratory Care

Megan Begley – Board of Social Work

Teresa Daubitz – Board of Social Work

Jillyn Kaufman – Board of Social Work

Lane Plugge – Board of Social Work

Thomas Burkgren – Iowa Board of Veterinary Medicine
Ann Werner – Iowa Board of Veterinary Medicine

Elizabeth Coonan – Commission on the Status of Women
William Fleming – Commission on the Status of Women
Matthew Gilbert – Commission on the Status of Women

TRANSPORTATION

Scott Marler – Director of Transportation

Kathleen Fehrman – State Transportation Commission
Charese Yanney – State Transportation Commission

WAYS AND MEANS

Alexsis Fleener – Iowa Great Places Board
Joseph Hrdlicka – Iowa Great Places Board
Mark Jackson – Iowa Great Places Board
Tammy McCoy – Iowa Great Places Board

WITHDRAWAL OF GOVERNOR'S APPOINTEES

The following letters from the Governor were received in the office of the Secretary of the Senate on March 1, 2020:

I am withdrawing the name of Thomas Broeker to serve as a member of the Mental Health and Disabilities Commission from further consideration by the Senate.

I am withdrawing the name of Dennis Bush to serve as a member of the Mental Health and Disabilities Commission from further consideration by the Senate.

I am withdrawing the name of Geoff Lauer to serve as a member of the Mental Health and Disabilities Commission from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate on March 1, 2020:

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for Director of the Iowa Department of Administrative Services, formerly held by Jim Kurtenbach. This appointment has been deferred because the Governor's Office has initiated, but has not yet completed, the selection process for this position.

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for Director of the Iowa Department of Education, formerly held by Ryan Wise. This appointment has been deferred because the Governor's Office has initiated, but has not yet completed, the selection process for this position.

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for Chief Executive Officer of the Iowa Public Employees' Retirement System (IPERS), formerly held by Donna Mueller. This appointment has been deferred because the Governor's Office has initiated, but has not yet completed, the selection process for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Barbering, formerly held by John Anderson. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Behavioral Science, formerly held by Donald Gilbert. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Behavioral Science, which is an initial appointment. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Boiler and Pressure Vessel Board, formerly held by Keith Teager. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Community Action Agencies, formerly held by John Johnson. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Credit Union Review Board, formerly held by Janet Pepper. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Cultural Trust Board of Trustees, formerly held by Randy Lewis. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Cultural Trust Board of Trustees, formerly held by Tiffany Tauscheck. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Deaf Services, formerly held by William Felderman. This 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.

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for membership on the Commission of Deaf Services, formerly held by Dirk Hillard. This appointment has been deferred because the Governor's Office has initiated, but has not yet completed, the selection process for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Deaf Services, formerly held by Jennifer Keaton. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Dietetics, formerly held by Daniel Deutschman. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Persons with Disabilities, formerly held by Prakash Kopparapu. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Drug Policy Advisory Council, formerly held by Jane Larkin. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Drug Policy Advisory Council, formerly held by David Lorenzen. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Drug Policy Advisory Council, formerly held by Christina Wilson. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Penny Clark. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Tammy Cooper. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Theodore Meiners. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Marg Stoldorf. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Health Facilities Council, which was previously held by Connie Schmett. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Hearing Aid Specialists, formerly held by Bret Battles. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Hearing Aid Specialists, formerly held by Jon McAvoy. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Council on Human Services, formerly held by Rick Sanders. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Justice Advisory Board, formerly held by Sheila Corsbie. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Justice Advisory Board, which is an initial appointment. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Landscape Architectural Examining Board, formerly held by Jack Jones. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Landscape Architectural Examining Board, formerly held by Debra Schiel-Larson. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Law Enforcement Academy Council, formerly held by Regina Clemens. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Law Enforcement Academy Council, formerly held by Michael Tupper. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Law Enforcement Academy Council, formerly held by Diane Venenga. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Medicine, which was previously held by Brian Wilson. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission, formerly held by Thomas Broeker. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission, formerly held by Dennis Bush. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission, formerly held by Geoff Lauer. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission, formerly held by Rick Sanders. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disabilities Commission, formerly held by Marilyn Seemann. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs, formerly held by Larry Lasley. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs, formerly held by Franklin Phillips. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs, formerly held by Judy Yellowbank. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Optometry, formerly held by Michael Portz. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Peace Officers Retirement Accident and Disability Systems Trustee, formerly held by Chris Mayer. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board, formerly held by Kurt Mumm, Jr. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Physician Assistants, which was previously held by Jon Ahrendsen. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Board, formerly held by Jim Cooper. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Board, formerly held by Carol Crane. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Board, formerly held by Jason Hayes. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Board, formerly held by Rodney Schultz. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Podiatry, formerly held by Gerald Edgar. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Psychology, formerly held by Earl Kilgore. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Psychology, formerly held by Heidi Vermeer-Quist. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Public Employment Relations Board, which was previously held by James Van Fossen. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Public Employment Relations Board, which was previously held by Mary Gannon. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Translitterators, formerly held by Cindy Crawford. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Translitterators, formerly held by Dirk Hillard. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Translitterators, formerly held by Megan Johnson. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Speech Pathology and Audiology, formerly held by Julia Duer. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Speech Pathology and Audiology, formerly held by George Eichhorn. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Speech Pathology and Audiology, formerly held by Denise Renaud. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Tobacco Use Prevention and Control, formerly held by Micki Sandquist. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Veterans Affairs, formerly held by Dan Gannon. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Veterans Affairs, formerly held by Mary Van Horn. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Veterans Affairs, formerly held by Gary Wattnem. This 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.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Workforce Development, formerly held by Richard Moon. This 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.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 10, 2020, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 155 – Relating to a bill for an act relating to the practice of barbering in movable locations, and including effective date provisions.

AMENDMENTS FILED

S-5069	S.F.	2372	Jason Schultz
S-5070	S.F.	571	Julian B. Garrett
S-5071	S.F.	2301	Herman C. Quirmbach
S-5072	S.F.	2400	Rich Taylor
S-5073	S.F.	2374	Dan Dawson
S-5074	S.F.	2308	Dan Dawson
			Jim Carlin
S-5075	S.F.	2351	Zach Nunn
S-5076	H.F.	2421	Veterans Affairs

JOURNAL OF THE SENATE

FIFTY-NINTH CALENDAR DAY
THIRTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 11, 2020

The Senate met in regular session at 9:02 a.m., President Schneider presiding.

Prayer was offered by Pastor Dave Wood of the Walnut Creek Baptist Church in Muscatine, Iowa. He was the guest of Senator Lofgren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Makenna Gregurek.

The Journal of Tuesday, March 10, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 10, 2020, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2119, a bill for an act relating to controlled substances, including amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

Senate File 2275, a bill for an act relating to eluding or attempting to elude a pursuing law enforcement vehicle and providing penalties.

Senate File 2299, a bill for an act relating to background checks for employees and students of certain facilities, providers, programs, and agencies.

Senate File 2337, a bill for an act relating to civil actions involving asbestos and silica, and including applicability provisions.

ALSO: That the House has on March 10, 2020, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 2225, a bill for an act relating to the criminal offenses of theft in the third degree and robbery in the first degree and making penalties applicable. (S-5077)

ALSO: That the House has on March 10, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 662, a bill for an act concerning jurors, relating to access to certain department of revenue taxpayer information for jury list compilation and juror information confidentiality, and including effective date provisions.

Read first time and attached to **similar Senate File 375**.

House File 2097, a bill for an act requiring the installation and maintenance of adult changing stations at highway rest areas.

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

House File 2437, a bill for an act relating to requirements for licensees under the purview of the dental board relating to orthodontia services.

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

House File 2510, a bill for an act relating to rate regulatory proceedings before the utilities board within the utilities division of the department of commerce.

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

House File 2541, a bill for an act relating to officer disciplinary actions and establishing a legislative interim committee.

Read first time and attached to **similar Senate File 2377**.

House File 2553, a bill for an act related to pharmacy benefits managers and prescription drug prices, and including applicability provisions.

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

House File 2559, a bill for an act relating to officer disciplinary actions.

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

House File 2563, a bill for an act creating a work group relating to child fatality protocol and alleged child abuse.

Read first time and referred to committee on **Human Resources**.

House File 2568, a bill for an act establishing a cyber crime investigation unit in the department of public safety to investigate crimes with a nexus to the internet or computer technology including crimes involving child exploitation and cyber intrusion.

Read first time and attached to **similar Senate File 2390**.

House File 2581, a bill for an act relating to the regulation of hemp, including by providing for testing methods and the regulation of hemp products, providing penalties, making penalties applicable, and including effective date provisions.

Read first time and attached to **similar Senate File 2380**.

House File 2589, a bill for an act concerning the medical cannabidiol Act and marijuana.

Read first time and attached to **similar Senate File 2363**.

House File 2592, a bill for an act concerning benefits under the municipal fire and police retirement system.

Read first time and referred to committee on **Labor and Business Relations**.

The Senate stood at ease at 9:19 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:02 a.m., President Schneider presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Hogg, until he arrives, on request of Senator Petersen; and Senators Breitbach, Brown, and Feenstra, until they arrive, on request of Senator Whitver.

HOUSE AMENDMENT CONSIDERED

Senate File 537

Senator Whitver called up for consideration **Senate File 537**, a bill for an act relating to taking coyotes while using an artificial source of light, amended by the House in House amendment S-5064, filed March 4, 2020.

Senator Segebart 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 Segebart 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. 537), the vote was:

Yeas, 45:

Behn	Bisignano	Bolkcom	Boulton
Carlin	Chapman	Costello	Cournoyer
Dawson	Dotzler	Edler	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 1:

Celsi

Absent, 4:

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

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2061 and 2154.

Senate File 2061

On motion of Senator Zumbach, **Senate File 2061**, a bill for an act relating to persons operating a farm tractor or implement of husbandry who are exempt from driver’s licensing requirements, was taken up for consideration.

Senator Zumbach 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. 2061), the vote was:

Yeas, 45:

Behn	Bisignano	Bolkcom	Boulton
Carlin	Chapman	Costello	Cournoyer
Dawson	Dotzler	Edler	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 1:

Celsi

Absent, 4:

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Kraayenbrink asked and received unanimous consent to take up for consideration Senate File 2154.

Senate File 2154

On motion of Senator Kraayenbrink, **Senate File 2154**, a bill for an act relating to qualifications for community college career and technical education instructors, was taken up for consideration.

Senator Kraayenbrink asked and received unanimous consent that **House File 2454** be **substituted** for **Senate File 2154**.

House File 2454

On motion of Senator Kraayenbrink, **House File 2454**, a bill for an act relating to qualifications for community college career and technical education instructors, was taken up for consideration.

Senator Kraayenbrink 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. 2454), the vote was:

Yeas, 46:

Behn	Bisignano	Bolkcom	Boulton
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Garrett	Giddens	Greene	Guth
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, none.

Absent, 4:

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

WITHDRAWN

Senator Kraayenbrink asked and received unanimous consent that **Senate File 2154** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 537 and 2061** and **House File 2454** 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 2308, 2315, and 2349.

Senate File 2308

On motion of Senator Dawson, **Senate File 2308**, a bill for an act relating to the Iowa medal of honor highway, and including applicability provisions, was taken up for consideration.

Senator Dawson offered amendment S-5074, filed by Senators Dawson and Carlin on March 10, 2020, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5074 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. 2308), the vote was:

Yeas, 46:

Behn	Bisignano	Bolkcom	Boulton
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Garrett	Giddens	Greene	Guth
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, none.

Absent, 4:

Breitbach

Brown

Feenstra

Hogg

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

Senate File 2315

On motion of Senator Rozenboom, **Senate File 2315**, a bill for an act relating to the review and permitting of sewer extensions and water supply distribution system extensions, and including effective date provisions, was taken up for consideration.

Senator Rozenboom asked and received unanimous consent that **House File 2475** be **substituted** for **Senate File 2315**.

House File 2475

On motion of Senator Rozenboom, **House File 2475**, a bill for an act relating to the review and permitting of sewer extensions and water supply distribution system extensions, and including effective date provisions, was taken up for consideration.

Senator Rozenboom 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. 2475), the vote was:

Yeas, 46:

Behn

Bisignano

Bolkcom

Boulton

Carlin

Celsi

Chapman

Costello

Cournoyer

Dawson

Dotzler

Edler

Garrett

Giddens

Greene

Guth

Jochum

Johnson

Kapucian

Kinney

Koelker

Kraayenbrink

Lofgren

Lykam

Mathis

Miller-Meeks

Nunn

Petersen

Quirmbach

Ragan

Rozenboom

Schneider

Schultz

Segebart

Shipley

Sinclair

Smith, J.

Smith, R.

Sweeney

Taylor, R.

Taylor, T.

Wahls

Whiting

Whitver

Zaun

Zumbach

Nays, none.

Absent, 4:

Breitbach

Brown

Feenstra

Hogg

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

WITHDRAWN

Senator Rozenboom asked and received unanimous consent that **Senate File 2315** be **withdrawn** from further consideration of the Senate.

Senate File 2349

On motion of Senator Dawson, **Senate File 2349**, a bill for an act relating to the office of the chief information officer, including procurement preferences and a report detailing state information technology assets, was taken up for consideration.

Senator Dawson offered amendment S–5078, filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment S–5078 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. 2349), the vote was:

Yeas, 34:

Behn

Bolkcom

Carlin

Chapman

Costello

Cournoyer

Dawson

Edler

Garrett

Greene

Guth

Johnson

Kapucian

Koelker

Kraayenbrink

Lofgren

Lykam

Mathis

Miller-Meeks

Nunn

Ragan

Rozenboom

Schneider

Schultz

Segebart

Shipley

Sinclair

Smith, R.

Sweeney

Wahls

Whiting

Whitver

Zaun

Zumbach

Nays, 12:

Bisignano	Boulton	Celsi	Dotzler
Giddens	Jochum	Kinney	Petersen
Quirmbach	Smith, J.	Taylor, R.	Taylor, T.

Absent, 4:

Breitbach	Brown	Feenstra	Hogg
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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 2308 and 2349** and **House File 2475** 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 2394.

Senate File 2394

On motion of Senator Whiting, **Senate File 2394**, a bill for an act relating to the custody and control of courthouses and to physical facilities provided by a city or county to the district court, was taken up for consideration.

Senator Whiting 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. 2394), the vote was:

Yeas, 45:

Behn	Bisignano	Bolkcom	Boulton
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Garrett	Giddens	Greene	Guth
Jochum	Johnson	Kapucian	Kinney

Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirnbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 1:

Taylor, R.

Absent, 4:

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Joint Resolution 2004.

Senate Joint Resolution 2004

On motion of Senator Cournoyer, **Senate Joint Resolution 2004**, a joint resolution designating the honeybee as the official state insect for the State of Iowa, was taken up for consideration.

Senator Cournoyer moved that the resolution be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the resolution was read the last time.

Senate Joint Resolution 2004, a joint resolution designating the honeybee as the official state insect for the State of Iowa. WHEREAS, honeybees (*apis mellifera*) most likely originated in tropical Africa and were brought to the new world with the first Spanish and English colonists and quickly escaped into the wild, eventually populating the entire western hemisphere; and WHEREAS, bees pollinate approximately 75 percent of the fruit, nut, and vegetable plants grown in the United States; and WHEREAS, one-third of the food produced in the United States depends on insect pollination, 80 percent of which is due to honeybees; and WHEREAS, tiny as they are, honeybees play

a key role in Iowa's agroecosystem, with plant pollination performed by honeybees valued at an estimated \$92 million annually; and WHEREAS, approximately 4,500 Iowa beekeepers manage around 45,000 colonies of honeybees that produce over 4 million pounds of honey annually; and WHEREAS, limited field trials in Clarion, Iowa, revealed crop yield gains of 8 percent in soybean fields with honeybee hives placed in close proximity; and WHEREAS, honeybee pollination is critical to plant and human survival; NOW THEREFORE, BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: Section 1. STATE INSECT DESIGNATED. The honeybee (*apis mellifera*) is designated and shall officially be known as the state insect of Iowa. Sec. 2. APPROPRIATE REPRESENTATIONS. The director of the department of cultural affairs shall obtain appropriate pictures and other representations of the honeybee and shall display the pictures and representations in an appropriate place in the state historical museum. Sec. 3. OFFICIAL REGISTER. The editor of the Iowa official register shall include an appropriate picture and commentary of the honeybee in the Iowa official register along with the pictures of the state rock, state flower, state bird, and state tree.

On the question "Shall the resolution be adopted?" (S.J.R. 2004), the vote was:

Yeas, 46:

Behn	Bisignano	Bolkcom	Boulton
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Garrett	Giddens	Greene	Guth
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, none.

Absent, 4:

Breitbach

Brown

Feenstra

Hogg

The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2341.

Senate File 2341

On motion of Senator Nunn, **Senate File 2341**, a bill for an act relating to older individuals and dependent adults and creating certain criminal offenses and civil actions, and providing penalties, was taken up for consideration.

Senator Nunn offered amendment S-5081, filed by him from the floor to pages 14 and 15 of the bill, and moved its adoption.

Amendment S-5081 was adopted by a voice vote.

Senator Nunn 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. 2341), the vote was:

Yeas, 46:

Behn

Bisignano

Bolkcom

Boulton

Carlin

Celsi

Chapman

Costello

Cournoyer

Dawson

Dotzler

Edler

Garrett

Giddens

Greene

Guth

Jochum

Johnson

Kapucian

Kinney

Koelker

Kraayenbrink

Lofgren

Lykam

Mathis

Miller-Meeks

Nunn

Petersen

Quirmbach

Ragan

Rozenboom

Schneider

Schultz
Smith, J.
Taylor, T.
Zaun

Segebart
Smith, R.
Wahls
Zumbach

Shipley
Sweeney
Whiting

Sinclair
Taylor, R.
Whitver

Nays, none.

Absent, 4:

Breitbach

Brown

Feenstra

Hogg

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 Joint Resolution 2004** and **Senate Files 2341** and **2394** 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 2321.

Senate File 2321

On motion of Senator Dawson, **Senate File 2321**, a bill for an act relating to the administration of adult and minor guardianships and conservatorships, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dawson offered amendment S-5082, filed by him from the floor to pages 1-8, 10, 11, 14, and 16 and amending the title page of the bill, and moved its adoption.

Amendment S-5082 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. 2321), the vote was:

Yeas, 46:

Behn	Bisignano	Bolkcom	Boulton
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Garrett	Giddens	Greene	Guth
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, none.

Absent, 4:

Breitbach	Brown	Feenstra	Hogg
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2321** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 12:43 p.m. until 1:45 p.m.

RECONVENED

The Senate reconvened at 1:58 p.m., President Schneider presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2391.

Senate File 2391

On motion of Senator Cournoyer, **Senate File 2391**, a bill for an act prohibiting the state and political subdivisions of the state from expending public moneys for payment to persons responsible for ransomware attacks, was taken up for consideration.

Senator Nunn offered amendment S–5079, filed by him from the floor to pages 1 and 2 and amending the title page of the bill.

Senator Giddens asked and received unanimous consent that action on amendment S–5079 and **Senate File 2391** be **deferred**.

The Senate stood at ease at 2:14 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:08 p.m., President Schneider presiding.

BUSINESS PENDING

Senate File 2391

The Senate resumed consideration of **Senate File 2391**, a bill for an act prohibiting the state and political subdivisions of the state from expending public moneys for payment to persons responsible for ransomware attacks, previously deferred.

Senator Giddens offered amendment S–5086, 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.

A record roll call was requested.

On the question “Shall amendment S–5086 be adopted?” (S.F. 2391), the vote was:

Yeas, 17:

Bisignano
Dotzler
Lykam

Bolkcom
Giddens
Mathis

Boulton
Jochum
Petersen

Celsi
Kinney
Quirmbach

Ragan
Wahls

Smith, J.

Taylor, R.

Taylor, T.

Nays, 28:

Behn
Cournoyer
Greene
Koelker
Nunn
Segebart
Sweeney

Carlin
Dawson
Guth
Kraayenbrink
Rozenboom
Shipley
Whiting

Chapman
Edler
Johnson
Lofgren
Schneider
Sinclair
Whitver

Costello
Garrett
Kapucian
Miller-Meeks
Schultz
Smith, R.
Zumbach

Absent, 5:

Breitbach
Zaun

Brown

Feenstra

Hogg

Amendment S–5086 lost.

The Senate resumed consideration of amendment S–5079, previously deferred.

Senator Nunn offered amendment S–5085, filed by him from the floor to pages 1 and 2 of amendment S–5079, and moved its adoption.

Amendment S–5085 to amendment S–5079 was adopted by a voice vote.

Senator Nunn moved the adoption of amendment S–5079, as amended.

Amendment S–5079, as amended, was adopted by a voice vote.

Senator Cournoyer 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. 2391), the vote was:

Yeas, 28:

Behn
Cournoyer
Greene
Koelker
Nunn

Carlin
Dawson
Guth
Kraayenbrink
Rozenboom

Chapman
Edler
Johnson
Lofgren
Schneider

Costello
Garrett
Kapucian
Miller-Meeks
Schultz

Segebart
Sweeney

Shipley
Whiting

Sinclair
Whitver

Smith, R.
Zumbach

Nays, 17:

Bisignano
Dotzler
Lykam
Ragan
Wahls

Bolkcom
Giddens
Mathis
Smith, J.

Boulton
Jochum
Petersen
Taylor, R.

Celsi
Kinney
Quirmbach
Taylor, T.

Absent, 5:

Breitbach
Zaun

Brown

Feenstra

Hogg

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2391** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 4:30 p.m. until 9:00 a.m., Thursday, March 12, 2020.

APPENDIX

INTRODUCTION OF RESOLUTION

Senate Resolution 110, by Cournoyer, Lofgren, and Greene, a resolution for recognizing the importance of Minor League Baseball in Iowa and demanding that Major League Baseball abandon its efforts to eliminate Major League Baseball parent-club affiliation with certain franchises located in Iowa.

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

INTRODUCTION OF BILL

Senate File 2407, by Petersen, Giddens, Wahls, Mathis, Ragan, Boulton, Jochum, Celsi, J. Smith, Kinney, Dotzler, R. Taylor, Hogg, Bisignano, Lykam, Quirmbach, Bolkcom, and T. Taylor, a bill for an act relating to the child and dependent care credit and the early childhood development credit available against the individual income tax, and including effective date and retroactive applicability provisions.

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

STUDY BILLS RECEIVED

SSB 3198 Ways and Means

Relating to property tax classifications, credits, assessment limitations, exemptions, and administration, making appropriations, and including effective date, applicability, and retroactive applicability provisions.

SSB 3199 Ways and Means

Relating to state taxation and related laws of the state, including the administration by the department of revenue of certain tax credits and refunds, income taxes, moneys and credits taxes, sales and use taxes, partnership and pass-through entity audits, and by modifying provisions relating to the reinstatement of business entities, the assessment and valuation of property, and providing penalties, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2407

WAYS AND MEANS: Brown, Chair; Edler and Jochum

House File 2192

HUMAN RESOURCES: Edler, Chair; Mathis and Segebart

House File 2270

HUMAN RESOURCES: Costello, Chair; Mathis and Segebart

House File 2271

HUMAN RESOURCES: Garrett, Chair; Jochum and Segebart

House File 2424

HUMAN RESOURCES: Costello, Chair; Edler and Mathis

House File 2485

HUMAN RESOURCES: Sweeney, Chair; Carlin and Quirmbach

House File 2561

HUMAN RESOURCES: Segebart, Chair; Carlin and Jochum

House File 2573

WAYS AND MEANS: R. Smith, Chair; Chapman and Giddens

House File 2575

WAYS AND MEANS: Sweeney, Chair; Chapman and Wahls

House File 2600

HUMAN RESOURCES: Costello, Chair; Ragan and Segebart

SSB 3198

WAYS AND MEANS: Chapman, Chair; Quirmbach and R. Smith

SSB 3199

WAYS AND MEANS: Sweeney, Chair; Brown and Dotzler

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 11th day of March, 2020.

Senate Files 2025, 2091, 2118, 2131, 2132, 2137, 2142, 2187, 2198, and 2250.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-5077	S.F.	2225	House
S-5078	S.F.	2349	Dan Dawson
S-5079	S.F.	2391	Zach Nunn
S-5080	S.F.	2377	Brad Zaun
S-5081	S.F.	2341	Zach Nunn
S-5082	S.F.	2321	Dan Dawson
S-5083	H.F.	2541	Brad Zaun
S-5084	S.F.	2351	Zach Nunn
S-5085	S.F.	2391	Zach Nunn
S-5086	S.F.	2391	Eric Giddens

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SIXTIETH CALENDAR DAY
THIRTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 12, 2020

The Senate met in regular session at 9:03 a.m., President Schneider presiding.

Prayer was offered by Don Thiltgen, Mayor of DeWitt, Iowa. He was the guest of Senator Cournoyer.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Eric Zimmer, grandson of Mayor Thiltgen.

The Journal of Wednesday, March 11, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 11, 2020, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2082, a bill for an act relating to matters involving the state board of education and the department of education to reflect current practices, technology, and titles, to delete redundancies, and to resolve inconsistencies.

Senate File 2120, a bill for an act relating to controlled substances, including information collection and reporting requirements under the Iowa prescription monitoring program.

Senate File 2357, a bill for an act relating to the practice and licensure of physician assistants, and including effective date provisions.

ALSO: That the House has on March 11, 2020, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 2097, a bill for an act relating to the criminal offense of indecent exposure and making penalties applicable. (S-5087)

ALSO: That the House has on March 11, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2452, a bill for an act relating to the disposal and acquisition of city water utilities, including at-risk systems.

Read first time and attached to **companion Senate File 2312**.

House File 2499, a bill for an act relating to dispensing fees and copayments for partially dispensed quantities of prescription drugs.

Read first time and referred to committee on **Human Resources**.

House File 2514, a bill for an act concerning the sale and off-premises transportation and consumption of certain containers of wine.

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

House File 2527, a bill for an act relating to the exhibition of music, including the practices of performing rights societies and the advertising, promoting, and conducting of certain live musical performances, and making penalties applicable.

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

House File 2554, a bill for an act relating to the offense of continuous sexual abuse of a child and providing penalties.

Read first time and attached to **similar Senate File 2322**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:29 a.m. until 1:00 p.m., Monday, March 16, 2020.

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:

DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Flood Recovery Fund—First Submission, pursuant to SF 2144, section 3. Report received on March 12, 2020.

STATE RACING AND GAMING COMMISSION

2019 Annual Report, pursuant to 2019 Iowa Acts, SF 617. Report received on March 10, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Cecelia Bruning—For celebrating her 90th birthday. Senator Koelker.

Bertha Olson, Laurens—For celebrating her 100th birthday. Senator Sweeney.

REPORT OF COMMITTEE MEETING

STATE GOVERNMENT

Convened: Thursday, March 12, 2020, 10:05 a.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Celsi, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun.

Members Absent: Bisignano, Ranking Member, Feenstra, and T. Taylor (all excused).

Committee Business: HF 2308, HF 2416, HF 2238, and HF 2412.

Adjourned: 10:30 a.m.

SUBCOMMITTEE ASSIGNMENTS

House File 2309

STATE GOVERNMENT: R. Smith, Chair; Celsi and Chapman

House File 2499

HUMAN RESOURCES: Johnson, Chair; Ragan and Segebart

House File 2510

COMMERCE: Breitbach, Chair; Bisignano and Chapman

House File 2553

COMMERCE: Koelker, Chair; Miller-Meeks and Quirmbach

House File 2563

HUMAN RESOURCES: Johnson, Chair; Costello and Ragan

FINAL COMMITTEE REPORTS OF BILL ACTION**STATE GOVERNMENT**

Bill Title: HOUSE FILE 2238, a bill for an act relating to regulation of foods sold by minors.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5088.

Final Vote: Yeas, 11: R. Smith, Johnson, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 1: Celsi. Absent, 3: Bisignano, Feenstra, and T. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2308, a bill for an act relating to the definition of meeting and public notice requirements under the open meetings law.

Recommendation: DO PASS.

Final Vote: Yeas, 12: R. Smith, Johnson, Celsi, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, none. Absent, 3: Bisignano, Feenstra, and T. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2412, a bill for an act relating to the definition of public improvement for public construction bidding purposes.

Recommendation: DO PASS.

Final Vote: Yeas, 12: R. Smith, Johnson, Celsi, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, none. Absent, 3: Bisignano, Feenstra, and T. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2416, a bill for an act relating to filing complaints with the Iowa public information board.

Recommendation: DO PASS.

Final Vote: Yeas, 12: R. Smith, Johnson, Celsi, Chapman, Cournoyer, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, none. Absent, 3: Bisignano, Feenstra, and T. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 12th day of March, 2020.

Senate Files 583 and 2134.

W. CHARLES SMITHSON
Secretary of the Senate

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 12, 2020, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 583 – Relating to billing methods that may be utilized in connection with distributed generation facilities.

Senate File 2025 – Relating to the employment of county engineers.

Senate File 2091 – Providing for exemptions relating to odometer requirements, and including effective date provisions.

Senate File 2118 – Relating to loan repayment for refinanced student loans under the rural physician loan repayment program, the health care professional recruitment program, and the health care loan repayment program, and including effective date and retroactive applicability provisions.

Senate File 2131 – Relating to credit allowed to domestic ceding insurers for reinsurance ceded to reinsurers, and including applicability provisions.

Senate File 2132 – Relating to the legal reserve requirements of life insurance companies.

Senate File 2134 – Relating to the manufacturing of canned cocktails by a beer manufacturer and including effective date provisions.

Senate File 2137 – Relating to filing requirements applicable to extensions of real estate conveyances or transactions under specified circumstances.

Senate File 2142 – Relating to public school funding by establishing a state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2020, modifying provisions and references relating to the property tax replacement payment, and including effective date provisions.

Senate File 2187 – Providing for the application and construction of the uniform protected series Act.

Senate File 2198 – Relating to notice provisions in connection with designated consumer lending provisions.

Senate File 2250 – Relating to responsibilities of timber buyers and persons transporting timber, and providing penalties.

AMENDMENTS FILED

S-5087	S.F.	2097	House
S-5088	H.F.	2238	State Government

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SIXTY-FOURTH CALENDAR DAY
THIRTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 16, 2020

The Senate met in regular session at 1:20 p.m., President Schneider presiding.

Prayer was offered by the Honorable Craig Johnson, member of the Senate from Buchanan County, Independence, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the 2020 Class of Senate Pages.

The Journal of Thursday, March 12, 2020, was approved.

The Senate stood at ease at 1:20 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:42 p.m., President Schneider presiding.

RECESS

On motion of Senator Whitver, the Senate recessed at 3:42 p.m. until 6:00 p.m.

RECONVENED

The Senate reconvened at 6:29 p.m., President Schneider presiding.

The Senate stood at ease at 6:29 p.m. until the fall of the gavel for the purpose of a Republican caucus.

The Senate resumed session at 7:06 p.m., President Schneider presiding.

COMMITTEE OF THE WHOLE

Senator Whitver moved that the Senate resolve itself into a committee of the whole to consider Senate Resolutions 111 and 112.

President Schneider declared that a quorum was present.

Senator Whitver moved that Senate Resolution 111 be moved to the full Senate for consideration.

The motion prevailed by a voice vote.

Senator Whitver moved that Senate Resolution 112 be moved to the full Senate for consideration.

The motion prevailed by a voice vote.

On motion of Senator Whitver, the Senate rose from the committee of the whole and resumed regular session, President Schneider presiding.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Resolutions 111 and 112.

Senate Resolution 111

On motion of Senator Whitver, **Senate Resolution 111**, a resolution for deferring action on the confirmation of certain appointments submitted by an appointing authority other than the Governor, was taken up for consideration.

Senator Whitver moved the adoption of Senate Resolution 111, which motion prevailed by a voice vote.

Senate Resolution 112

On motion of Senator Whitver, **Senate Resolution 112**, a resolution for deferring action on the confirmation of certain appointments submitted by the Governor, was taken up for consideration.

Senator Whitver moved the adoption of Senate Resolution 112, which motion prevailed by a voice vote.

RECONVENED

The Senate reconvened at 10:10 p.m., President Schneider presiding.

The Senate stood at ease at 7:06 p.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 10:10 p.m., President Schneider presiding.

COMMITTEE OF THE WHOLE

Senator Whitver moved that the Senate resolve itself into a committee of the whole to consider Senate Concurrent Resolution 102 and Senate File 2408.

President Schneider declared that a quorum was present.

Senator Whitver moved that Senate Concurrent Resolution 102 be moved to the full Senate for consideration.

The motion prevailed by a voice vote.

Senator Whitver moved that Senate File 2408 be moved to the full Senate for consideration.

The motion prevailed by a voice vote.

On motion of Senator Whitver, the Senate rose from the committee of the whole and resumed regular session, President Schneider presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bisignano, Hogg, J. Smith, and T. Taylor, until they arrive, on request of Senator Petersen; and Senators Breitbach, Edler, and Segebart, until they arrive, on request of Senator Whitver.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2408.

Senate File 2408

On motion of Senator Whitver, **Senate File 2408**, a bill for an act relating to state and local finances by making and supplementing appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date provisions, was taken up for consideration.

Senator Whitver 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. 2408), the vote was:

Yeas, 43:

Behn	Bolkcom	Boulton	Brown
Carlin	Celsi	Chapman	Costello
Cournoyer	Dawson	Dotzler	Feenstra
Garrett	Giddens	Greene	Guth
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Shipley	Sinclair	Smith, R.
Sweeney	Taylor, R.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 7:

Bisignano
Segebart

Breitbart
Smith, J.

Edler
Taylor, T.

Hogg

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

The Senate stood at ease at 10:29 p.m. until the fall of the gavel.

The Senate resumed session at 11:23 p.m., President Schneider presiding.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2408** be **immediately messaged** to the House.

The Senate stood at ease at 11:25 p.m. until the fall of the gavel.

The Senate resumed session at 11:45 p.m., President Schneider presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Quirmbach, until he returns, on request of Senator Petersen; and Senators Carlin, Guth, Rozenboom, Miller-Meeks, Zumbach, and Feenstra, until they return, on request of Senator Whitver.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 102.

Senate Concurrent Resolution 102

On motion of Senator Whitver, **Senate Concurrent Resolution 102**, A concurrent resolution to provide for the extended adjournment of the 2020 regular session of the Eighty-eighth General Assembly and for related matters, was taken up for consideration.

Senator Whitver moved the adoption of Senate Concurrent Resolution 102.

A record roll call was requested.

On the question “Shall the resolution be adopted?” (S.C.R. 102), the vote was:

Yeas, 36:

Behn	Bolkcom	Boulton	Brown
Celsi	Chapman	Costello	Cournoyer
Dawson	Dotzler	Garrett	Giddens
Greene	Jochum	Johnson	Kapucian
Kinney	Koelker	Kraayenbrink	Lofgren
Lykam	Mathis	Nunn	Petersen
Ragan	Schneider	Schultz	Shipley
Sinclair	Smith, R.	Sweeney	Taylor, R.
Wahls	Whiting	Whitver	Zaun

Nays, none.

Absent, 14:

Bisignano	Breitbach	Carlin	Edler
Feenstra	Guth	Hogg	Miller-Meeks
Quirmbach	Rozenboom	Segebart	Smith, J.
Taylor, T.	Zumbach		

The resolution, 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 Concurrent Resolution 102** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 11:45 p.m. until 10:00 a.m., Wednesday, April 15, 2020 or otherwise deemed necessary by the Legislative Council.

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:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on March 16, 2020.

DEPARTMENT OF HUMAN SERVICES

Glenwood Resource Center—First Submission, pursuant to SF 2144, section 1. Report received on March 13, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Cecelia Bruning—For celebrating her 94th birthday. Senator Koelker.

Jacob Hochstetler, Grimes—For reaching the rank of Eagle Scout, Troop #171. Senator Zaun.

INTRODUCTION OF RESOLUTIONS

Senate Concurrent Resolution 102, by Whitver, a concurrent resolution to provide for the extended adjournment of the 2020 regular session of the Eighty-eighth General Assembly and for related matters.

Read first time and **placed on calendar**.

Senate Resolution 111, by Whitver, a resolution for deferring action on the confirmation of certain appointments submitted by an appointing authority other than the Governor.

Read first time and **placed on calendar**.

Senate Resolution 112, by Whitver, a resolution for deferring action on the confirmation of certain appointments submitted by the Governor.

Read first time and **placed on calendar**.

INTRODUCTION OF BILL

Senate File 2408, by Whitver a bill for an act relating to state and local finances by making and supplementing appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date provisions.

Read first time and **placed on calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 2097

JUDICIARY: Zaun, Chair; R. Taylor and Whiting

House File 2527

JUDICIARY: Sweeney, Chair; Nunn and R. Taylor

House File 2559

JUDICIARY: Zaun, Chair; Dawson and Kinney

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on March 16, 2020, to investigate the appointment and reappointment of the following appointees:

AGRICULTURE

As members of the Iowa Grain Indemnity Fund Board:

Lori Goetzinger – Sweeney, Chair; Costello and Wahls

Debra Keller – Edler, Chair; Ragan and Shipley

APPROPRIATIONS

As members of the Enhance Iowa Board:

Douglas Boone – Lofgren, Chair; Dotzler and Koelker

John Burns – Greene, Chair; Dotzler and Shipley

Kyle Carter – Lofgren, Chair; Dotzler and Koelker

Patrick Deignan – Greene, Chair; Dotzler and Shipley

Emily Ginneberge – Greene, Chair; Dotzler and Shipley

Angie Pfannkuch – Lofgren, Chair; Dotzler and Koelker

COMMERCE

As a member of the Bioscience Development Corporation:

Billi Hunt – Sinclair, Chair; Brown and Quirnbach

As Consumer Advocate:

Jennifer C. Easler – Dawson, Chair; Koelker and Mathis

As a member of the Iowa Telecommunications and Technology Commission:

Krista Wenzel – Nunn, Chair; Breitbach and Petersen

EDUCATION

As members of the Iowa Autism Council:

Christine Bowker – Cournoyer, Chair; Edler and Wahls

Michelle Grant – Cournoyer, Chair; Edler and Wahls

Betsy Lenzmeier – Cournoyer, Chair; Edler and Wahls

Blake Stephenson – Cournoyer, Chair; Edler and Wahls

As members of the Early Childhood Iowa State Board:

Amy Edison – Sweeney, Chair; Behn and Celsi

Terry Harrmann – Sweeney, Chair; Behn and Celsi

Aaron Johnson – Sweeney, Chair; Behn and Celsi

Gary Zittergruen – Sweeney, Chair; Behn and Celsi

As members of the State Board of Education:

Brian Kane – Johnson, Chair; Quirnbach and Zaun

Brooke Miller Axiotis – Johnson, Chair; Quirnbach and Zaun

John Robbins – Johnson, Chair; Quirnbach and Zaun

Georgia Van Gundy – Johnson, Chair; Quirnbach and Zaun

As members of the Board of Educational Examiners:

Chad Janzen –Rozenboom, Chair; Giddens and Sinclair
Dr. Kristen Rickey –Rozenboom, Chair; Giddens and Sinclair
Ryan Williamson – Rozenboom, Chair; Giddens and Sinclair

As a member of the Iowa Higher Education Loan Authority:

Beverly Wharton –Kraayenbrink, Chair; Lofgren and Quirmbach

As members of the School Budget Review Committee:

Keith England – Kraayenbrink, Chair; Lofgren and J. Smith
Mary Jo Hainstock – Kraayenbrink, Chair; Lofgren and J. Smith

HUMAN RESOURCES

As members of the Commission on Aging:

Cindy Baddeloo – Segebart, Chair; Bolkcom and Johnson
Richard Motz – Segebart, Chair; Bolkcom and Johnson
Steve Van Oort – Segebart, Chair; Johnson and Quirmbach

As members of the Board of Athletic Training:

Amanda Brown – Johnson, Chair; Quirmbach and Segebart
Dr. Andrew Peterson – Johnson, Chair; Bolkcom and Segebart
Connie VanRoekel – Johnson, Chair; Ragan and Segebart
Dr. Lisa Woodroffe – Johnson, Chair; Bolkcom and Segebart

As members of the Board of Behavioral Science:

Ryan Capps – Segebart, Chair; Greene and Jochum
Natalia Indrasari – Segebart, Chair; Greene and Jochum
David Wolter – Segebart, Chair; Greene and Jochum

As members of the Commission of Persons with Disabilities:

Victoria Carlson – Costello, Chair; Carlin and Jochum
Teresa Jorgensen – Costello, Chair; Carlin and Jochum

As members of the Healthy and Well Kids in Iowa (HAWK-I) Board:

Shawn Garrington – Edler, Chair; Greene and Ragan
Mary Nelle Trefz – Edler, Chair; Greene and Ragan

As members of the Commission of Latino Affairs:

Dalila Avila Sajadian – Greene, Chair; Carlin and Ragan
Caleb Knutson – Greene, Chair; Carlin and Ragan
Louis Moreno – Greene, Chair; Carlin and Ragan

As members of the Mental Health and Disability Services Commission:

Betsy Akin – Garrett, Chair; Greene and Mathis
Diane Brecht – Garrett, Chair; Greene and Mathis
Janee Brown – Garrett, Chair; Greene and Mathis
Timothy Perkins – Garrett, Chair; Greene and Mathis
Lorrie Young – Garrett, Chair; Greene and Ragan

As a member of the Board of Sign Language Interpreters and Translitterators:

Albert Mingo – Johnson, Chair; Carlin and Quirmbach

As members of the Commission on Tobacco Use Prevention and Control:

Teresa Aoki – Edler, Chair; Johnson and Quirmbach
George Belitsos – Edler, Chair; Johnson and Quirmbach

JUDICIARY

As members of the State Judicial Nominating Commission:

Nicole Crain – Zaun, Chair; Garrett and Hogg
Cheryl Hanson – Nunn, Chair; R. Taylor and Whiting
Quentin Stanerson – Nunn, Chair; Kinney and Whiting

As Director of Law Enforcement Academy:

Judy Bradshaw – Zaun, Chair; Dawson and Kinney

As a member of the Board of Parole:

Ralph Haskins – Zaun, Chair; Bisignano and Nunn

LABOR AND BUSINESS RELATIONS

As a member of the Employment Appeal Board:

Myron Linn – Guth, Chair; Dotzler and Koelker

As members of the Iowa Workforce Development Board:

David Collins – Guth, Chair; Carlin and Dotzler
Jessica Dunker – Guth, Chair; Carlin and Dotzler

Jayson Henry – Guth, Chair; Koelker and T. Taylor
Teresa Hovell – Guth, Chair; Dotzler and Koelker
Nicole Hudson – Guth, Chair; Carlin and Dotzler
Jay Iverson – Koelker, Chair; Boulton and Guth
Nancy McDowell – Guth, Chair; Carlin and Dotzler
Curt Strouth – Koelker, Chair; Guth and R. Taylor
Daniel Tallon – Carlin, Chair; Boulton and Nunn
Daren Westercamp – Carlin, Chair; Boulton and Nunn
Charles Wishman – Carlin, Chair; Nunn and T. Taylor

LOCAL GOVERNMENT

As a member of the City Development Board:

James Halverson – Guth, Chair; Segebart and J. Smith

NATURAL RESOURCES AND ENVIRONMENT

As members of the Flood Mitigation Board:

Ronald Herrig – Rozenboom, Chair; Hogg and Kapucian
Amy Kaleita – Rozenboom, Chair; Hogg and Kapucian

As members of the Renewable Fuel Infrastructure Board:

Jennifer Carpenter – Shipley, Chair; Hogg and Zumbach
Diane Dennler – Rozenboom, Chair; Kapucian and J. Smith
Karen Long – Rozenboom, Chair; Kapucian and J. Smith
John Maynes – Zumbach, Chair; Hogg and Shipley

STATE GOVERNMENT

As members of the Accountancy Examining Board:

Jennifer Dickey – Whiting, Chair; Celsi and Johnson
Bradley Hauge – Whiting, Chair; Celsi and Johnson
S. James Smith – Whiting, Chair; Celsi and Johnson

As members of the Commission on the Status of African Americans:

Dr. Ahmadu Baba-Singhri – Whiting, Chair; Celsi and Johnson
Brian Gladney – Whiting, Chair; Celsi and Johnson
Monica Mead – Whiting, Chair; Celsi and Johnson
Rosalind Peebles Fox – Whiting, Chair; Celsi and Johnson

As a member of the Alcoholic Beverages Commission:

Rachel Eubank – R. Smith, Chair; Bisignano and Feenstra

As members of the Architectural Examining Board:

Tandi Brannaman – Johnson, Chair; Giddens and Whiting
Dan Dutcher – Johnson, Chair; Giddens and Whiting
Ted Nahas – Johnson, Chair; Giddens and Whiting
Jerry Purdy – Johnson, Chair; Giddens and Whiting

As members of the Commission of Asian and Pacific Islander Affairs:

Dr. Ritu Gurung – Johnson, Chair; T. Taylor and Whiting
Benjamin Jung – Johnson, Chair; T. Taylor and Whiting
Peggy La – Johnson, Chair; T. Taylor and Whiting
James Suong – Johnson, Chair; T. Taylor and Whiting

As a member of the Board of Barbering:

William Burt – Johnson, Chair; Giddens and Whiting

As members of the Commission for the Blind:

Ryan Brems – Johnson, Chair; Jochum and Whiting
Geneva Jacobsen – Johnson, Chair; Jochum and Whiting

As members of the Board of Chiropractic:

Leslie Duinink – Johnson, Chair; Jochum and Whiting
Shane Townsend – Chapman, Chair; Cournoyer and Jochum
Lauri Wondra – Zaun, Chair; Jochum and Schultz

As members of the Commission on Community Action Agencies:

Anna Brown – Schultz, Chair; Bisignano and Zaun
Ajit Kumar – Schultz, Chair; Bisignano and Zaun
Mary Whisenand – Schultz, Chair; Bisignano and Zaun

As members of the Board of Cosmetology Arts and Sciences:

Jerry Akers – Schultz, Chair; T. Taylor and Zaun
Jacquelyn Hein – Schultz, Chair; T. Taylor and Zaun
Cynthia Hummel – Schultz, Chair; T. Taylor and Zaun
Jeremy Kemp – Schultz, Chair; T. Taylor and Zaun
Tami Kloewer – Schultz, Chair; T. Taylor and Zaun
Nichole Origer – Schultz, Chair; T. Taylor and Zaun

As a member of the Commission on Deaf Services:

Jillyn Kaufman – Schultz, Chair; Bisignano and Zaun

As members of the Board of Dentistry:

Jonathan DeJong – Chapman, Chair; Celsi and Cournoyer
Bruce Thorsen – Chapman, Chair; Celsi and Cournoyer
Jillian Travis – Chapman, Chair; Celsi and Cournoyer

As a member of the Board of Dietetics:

Alexis Stoneking – Chapman, Chair; Celsi and Cournoyer

As members of the Engineering and Land Surveying Examining Board:

Michael Bearden – Zaun, Chair; Schultz and T. Taylor
Todde Folkerts – Zaun, Chair; Schultz and T. Taylor
Rita Perea – Zaun, Chair; Schultz and T. Taylor

As Director of the Department of Human Rights:

San Wong – Cournoyer, Chair; Bisignano and Chapman

As members of the Interior Design Examining Board:

Joan Birk – Whiting, Chair; Bisignano and Johnson
Jennifer Moseley – Whiting, Chair; Bisignano and Johnson

As a member of the Investment Board of the Iowa Public Employees' Retirement System:

Kristine Rowley – Whiting, Chair; Jochum and Johnson

As a member of the Landscape Architectural Examining Board:

Jonathan Martin – Cournoyer, Chair; Chapman and Jochum

As a member of the Iowa Lottery Authority Board of Directors:

Mary Junge – R. Smith, Chair; Feenstra and T. Taylor

As members of the Board of Massage Therapy:

Emily Bauler – Zaun, Chair; Jochum and Schultz
Ryan Crawford – Zaun, Chair; Jochum and Schultz
Michael Hammer – Zaun, Chair; Jochum and Schultz
Douglas Van Polen – Zaun, Chair; Jochum and Schultz

As members of the Board of Medicine:

Trudy Caviness – Miller-Meeks, Chair; Celsi and Rozenboom
Patricia Fasbender – Miller-Meeks, Chair; Celsi and Rozenboom
Dr. Warren Gall – Miller-Meeks, Chair; Celsi and Rozenboom

As members of the Board of Mortuary Science:

David Langkamp – Rozenboom, Chair; Giddens and Miller-Meeks
Mollie Pawlosky – Chapman, Chair; Cournoyer and Giddens
Martin Rieken – Cournoyer, Chair; Chapman and Giddens

As a member of the Commission of Native American Affairs:

Timothy Perkins – Zaun, Chair; Giddens and Schultz

As members of the Board of Nursing:

Amy Beltz – Miller-Meeks, Chair; Bisignano and Rozenboom
Stephanie Carr – Miller-Meeks, Chair; Bisignano and Rozenboom
Gordon Goettsch – Miller-Meeks, Chair; Bisignano and Rozenboom
B. J. Hoffman – Miller-Meeks, Chair; Bisignano and Rozenboom

As members of the Board of Nursing Home Administrators:

Matthew Niemeier – Chapman, Chair; Celsi and Cournoyer
James Robinson – Chapman, Chair; Celsi and Cournoyer
Fr. Michael Schueller – Chapman, Chair; Celsi and Cournoyer

As members of the Board of Optometry:

Jacqueline Pullen – Feenstra, Chair; R. Smith and T. Taylor
Benjamin Uhl – Feenstra, Chair; R. Smith and T. Taylor

As members of the Board of Pharmacy:

Dr. Brett Barker – Feenstra, Chair; R. Smith and T. Taylor
Gayle Mayer – Feenstra, Chair; R. Smith and T. Taylor
Sherill Whisenand – Feenstra, Chair; R. Smith and T. Taylor

As members of the Board of Physical and Occupational Therapy:

Steven Cassabaum – Feenstra, Chair; Giddens and R. Smith
Robert Palmer – Feenstra, Chair; Giddens and R. Smith
Melinda Shetler – Feenstra, Chair; Giddens and R. Smith

As members of the Board of Physician Assistants:

Rhonda Poppe – Cournoyer, Chair; Chapman and Giddens
Pete Stopulos – Cournoyer, Chair; Chapman and Giddens
Anton “Jared” Wiebel – Cournoyer, Chair; Chapman and Giddens

As a member of the Board of Podiatry:

Mica Murdoch – Rozenboom, Chair; Bisignano and Miller-Meeks

As a member of the Board of Psychology:

Professor Ruth Kunkle – Rozenboom, Chair; Bisignano and Miller-Meeks

As members of the Iowa Public Information Board:

Joan Corbin – Rozenboom, Chair; Bisignano and Miller-Meeks

Mathew Highland – Rozenboom, Chair; Bisignano and Miller-Meeks

Julie Pottorff – Rozenboom, Chair; Bisignano and Miller-Meeks

Stanley Thompson – Rozenboom, Chair; Bisignano and Miller-Meeks

As members of the State Racing and Gaming Commission:

Lance Horbach – R. Smith, Chair; Bisignano and Feenstra

Daryl Olsen – R. Smith, Chair; Bisignano and Feenstra

As members of the Real Estate Appraiser Examining Board:

Jordan Maus – R. Smith, Chair; Bisignano and Feenstra

Teresa Selberg – R. Smith, Chair; Bisignano and Feenstra

As members of the Real Estate Commission:

James Clingman – R. Smith, Chair; Bisignano and Feenstra

Janet DeMott – R. Smith, Chair; Bisignano and Feenstra

Helen Kimes – R. Smith, Chair; Bisignano and Feenstra

Wendy Quevedo Carminhato – R. Smith, Chair; Bisignano and Feenstra

As members of the Board of Respiratory Care:

Dr. Samantha Danielson-Jones – Miller-Meeks, Chair; Jochum and Rozenboom

Lawrence (Gene) Lilla – Miller-Meeks, Chair; Jochum and Rozenboom

As members of the Board of Social Work:

Megan Begley – Cournoyer, Chair; Chapman and Jochum

Teresa Daubitz – Cournoyer, Chair; Chapman and Jochum

Jillyn Kaufman – Cournoyer, Chair; Chapman and Jochum

Lane Plugge – Cournoyer, Chair; Chapman and Jochum

As members of the Iowa Board of Veterinary Medicine:

Thomas Burkgren – Rozenboom, Chair; Bisignano and Miller-Meeks

Ann Werner – Rozenboom, Chair; Bisignano and Miller-Meeks

As members of the Commission on the Status of Women:

Elizabeth Coonan – Cournoyer, Chair; Bisignano and Chapman

William Fleming – Cournoyer, Chair; Bisignano and Chapman

Matthew Gilbert – Cournoyer, Chair; Bisignano and Chapman

TRANSPORTATION

As Director of Transportation:

Scott Marler – Kapucian, Chair; Breitbach and Giddens

As members of the State Transportation Commission:

Kathleen Fehrman – Shipley, Chair; Koelker and T. Taylor

Charese Yanney – Whiting, Chair; Cournoyer and J. Smith

WAYS AND MEANS

As members of the Iowa Great Places Board:

Alexsis Fleener – Carlin, Chair; Dotzler and Edler

Joseph Hrdlicka – Chapman, Chair; Dawson and Dotzler

Mark Jackson – Nunn, Chair; Brown and Quirmbach

Tammy McCoy – Edler, Chair; Dotzler and Schultz

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-THIRD CALENDAR DAY
THIRTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, June 3, 2020

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by the Honorable Craig Johnson, member of the Senate from Buchanan County, Independence, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Johnson.

The Journal of Monday, March 16, 2020, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced to the Senate chamber Scott Marler, the Governor's appointee to be Director of the Department of Transportation. He was the guest of Senator Kapucian and the committee on Transportation.

The Secretary of the Senate introduced to the Senate chamber San Wong, the Governor's appointee to be Director of the Department of Human Rights. She was the guest of Senator Cournoyer and the committee on State Government.

The Secretary of the Senate introduced to the Senate chamber Judy Bradshaw, the Governor's appointee to be Director of the Law Enforcement Academy. She was the guest of Senator Zaun and the committee on Judiciary.

The Secretary of the Senate introduced to the Senate chamber Jennifer C. Easler, the Governor's appointee to be the Consumer Advocate. She was the guest of Senator Dawson and the committee on Commerce.

RECESS

On motion of Senator Whitver, the Senate recessed at 9:04 a.m. until the completion of a meeting of the committee on Local Government.

RECONVENED

The Senate reconvened at 4:16 p.m., President Schneider presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 3, 2020, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 108, a concurrent resolution amending joint rules of the Senate and House of Representatives for the Eighty-eighth General Assembly relating to the time of committee passage and consideration of bills.

Read first time and **placed on calendar**.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Resolution 113 and House Concurrent Resolution 108.

Senate Resolution 113

On motion of Senator Whitver, **Senate Resolution 113**, a resolution for amending Senate Rules for the Eighty-eighth General Assembly, was taken up for consideration.

Senator Whitver moved the adoption of Senate Resolution 113, which motion prevailed by a voice vote.

House Concurrent Resolution 108

On motion of Senator Whitver, **House Concurrent Resolution 108**, a concurrent resolution amending joint rules of the Senate and House of Representatives for the Eighty-eighth General Assembly relating to the time of committee passage and consideration of bills, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 108, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Concurrent Resolution 108** be **immediately messaged** to the House.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hogg, until he arrives, on request of Senator Petersen.

CONSIDERATION OF BILL **(Ways and Means Calendar)**

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2403.

Senate File 2403

On motion of Senator Feenstra, **Senate File 2403**, a bill for an act relating to the excise taxes on motor fuel and certain special fuel, and including applicability provisions, was taken up for consideration.

Senator Feenstra 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. 2403), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2092 and 2322.

Senate File 2092

On motion of Senator Dawson, **Senate File 2092**, a bill for an act relating to the privacy of a victim of a sex offense in a criminal or civil proceeding, was taken up for consideration.

Senator Dawson asked and received unanimous consent that **House File 2445** be **substituted** for **Senate File 2092**.

House File 2445

On motion of Senator Dawson, **House File 2445**, a bill for an act relating to the privacy of a victim of a sex offense in a criminal or civil proceeding, was taken up for consideration.

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?” (H.F. 2445), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Dawson asked and received unanimous consent that **Senate File 2092** be **withdrawn** from further consideration of the Senate.

Senate File 2322

On motion of Senator Nunn, **Senate File 2322**, a bill for an act creating the offense of continuous sexual abuse of a child and providing penalties, was taken up for consideration.

Senator Nunn offered amendment S-5090, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-5090 was adopted by a voice vote.

Senator Nunn asked and received unanimous consent that **House File 2554** be **substituted** for **Senate File 2322**.

House File 2554

On motion of Senator Nunn, **House File 2554**, a bill for an act creating the offense of continuous sexual abuse of a child and providing penalties, was taken up for consideration.

Senator Nunn 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. 2554), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirnbach
Ragan	Rozenboom	Schneider	Schultz

Segebart
Smith, R.
Wahls
Zumbach

Shipley
Sweeney
Whiting

Sinclair
Taylor, R.
Whitver

Smith, J.
Taylor, T.
Zaun

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Nunn asked and received unanimous consent that **Senate File 2322** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2403** and **House Files 2445** and **2554** 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 2185, 2340, and 2347.

Senate File 2185

On motion of Senator Whiting, **Senate File 2185**, a bill for an act relating to the resignations of registered agents serving certain business entities, was taken up for consideration.

Senator Whiting asked and received unanimous consent that **House File 2402** be **substituted** for **Senate File 2185**.

House File 2402

On motion of Senator Whiting, **House File 2402**, a bill for an act relating to the resignations of registered agents serving certain business entities, was taken up for consideration.

Senator Whiting 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. 2402), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Whiting asked and received unanimous consent that **Senate File 2185** be **withdrawn** from further consideration of the Senate.

Senate File 2340

On motion of Senator Zaun, **Senate File 2340**, a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Zaun asked and received unanimous consent that **House File 2535** be **substituted** for **Senate File 2340**.

House File 2535

On motion of Senator Zaun, **House File 2535**, a bill for an act relating to nonsubstantive Code corrections, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Zaun 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. 2535), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Zaun asked and received unanimous consent that **Senate File 2340** be **withdrawn** from further consideration of the Senate.

Senate File 2347

On motion of Senator Zaun, **Senate File 2347**, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Zaun offered amendment S-5008, filed by the committee on Judiciary on February 20, 2020, to pages 102–103 and 136 of the bill, and moved its adoption.

Amendment S-5008 was adopted by a voice vote.

Senator Zaun asked and received unanimous consent that **House File 2536** be **substituted** for **Senate File 2347**.

House File 2536

On motion of Senator Zaun, **House File 2536**, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Zaun 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. 2536), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Zaun asked and received unanimous consent that **Senate File 2347** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 2402, 2535, and 2536** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 2312, Senate File 2363, House File 2340, and Senate File 2381.

House File 2312

On motion of Senator Koelker, **House File 2312**, a bill for an act relating to certificate of eligibility affidavits for admission to the veterans home, with report of committee recommending passage was taken up for consideration.

Senator Koelker 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. 2312), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

Senate File 2363

On motion of Senator Zaun, **Senate File 2363**, a bill for an act relating to the medical cannabidiol Act, and including transition provisions, was taken up for consideration.

Senator Zaun offered amendment S-5091, 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.

A record roll was requested.

On the question “Shall amendment S-5091 be adopted?” (S.F. 2363), the vote was:

Yeas, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dawson	Dotzler	Giddens	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Absent, 1:

Hogg

Amendment S-5091 was adopted.

Senator Zaun asked and received unanimous consent that **House File 2589** be substituted for **Senate File 2363**.

House File 2589

On motion of Senator Zaun, **House File 2589**, a bill for an act relating to the medical cannabidiol Act, and including transition provisions, was taken up for consideration.

Senator Zaun 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. 2589), the vote was:

Yeas, 32:

Behn	Bisignano	Breitbart	Brown
Carlin	Chapman	Cournoyer	Edler
Feenstra	Greene	Guth	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bolkcom	Boulton	Celsi	Costello
Dawson	Dotzler	Garrett	Giddens
Jochum	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, 1:

Hogg

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

WITHDRAWN

Senator Zaun asked and received unanimous consent that **Senate File 2363** be **withdrawn** from further consideration of the Senate.

House File 2340

On motion of Senator Kraayenbrink, **House File 2340**, a bill for an act relating to the Iowa educational savings plan trust by permitting the use of funds for certain beneficiaries to attend out-of-state elementary or secondary schools, and including retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Kraayenbrink 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. 2340), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

Senate File 2381

On motion of Senator Zaun, **Senate File 2381**, a bill for an act relating to participation in the sobriety and drug monitoring program, was taken up for consideration.

Senator Zaun asked and received unanimous consent that **House File 2411** be **substituted** for **Senate File 2381**.

House File 2411

On motion of Senator Zaun, **House File 2411**, a bill for an act relating to participation in the sobriety and drug monitoring program, was taken up for consideration.

Senator Zaun 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. 2411), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Zaun asked and received unanimous consent that **Senate File 2381** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 2312, 2340, 2411, and 2589** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 2360, 2382, and 2502.

House File 2360

On motion of Senator Cournoyer, **House File 2360**, a bill for an act regarding the expiration of driver's licenses of persons who are age seventy-two or over, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer asked and received unanimous consent that action on **House File 2360** be **deferred**.

House File 2382

On motion of Senator Carlin, **House File 2382**, a bill for an act relating to confidentiality concerning individuals allowed a disabled veteran tax credit and military tax exemption, with report of committee recommending passage, was taken up for consideration.

Senator Carlin 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. 2382), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker

Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

House File 2502

On motion of Senator Schultz, **House File 2502**, a bill for an act relating to firearms and weapons, including the storage, carrying, possession, or transportation of weapons and the establishment, use, and maintenance of shooting ranges, with report of committee recommending passage, was taken up for consideration.

Senator Wahls asked and received unanimous consent that action on **House File 2502** be **deferred**.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2382** be **immediately messaged** to the House.

The Senate stood at ease at 6:23 p.m. until the fall of the gavel.

The Senate resumed session at 6:56 p.m., President Schneider presiding.

QUORUM CALL

Senator Chapman requested a nonrecord roll call to determine that a quorum was present. The Chair declared a quorum present.

BUSINESS PENDING

House File 2502

The Senate resumed consideration of **House File 2502**, a bill for an act relating to firearms and weapons, including the storage, carrying, possession, or transportation of weapons and the establishment, use, and maintenance of shooting ranges, previously deferred.

Senator Wahls offered amendment S-5096, filed by him from the floor to page 1 and amending the title page of the bill.

Senator Schultz raised the point of order that amendment S-5096 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5096 out of order.

Senator Schultz 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. 2502), the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, 1:

Hogg

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 **House File 2502** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 8:38 p.m. until 9:00 a.m., Thursday, June 4, 2020.

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:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Department of Agriculture and Land Stewardship Expenditures, pursuant to 2019 Iowa Acts, Chapter 131, Senate File 609, section 1. Report received on April 1, 2020.

CHIEF INFORMATION OFFICER

Status of Technology Upgrades or Enhancements for State Agencies Quarterly Report, pursuant to 2019 Iowa Acts, Chapter 136, section 32. Report received on April 9, 2020.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Bank Required Collateral, pursuant to Iowa Code section 12C.20. Report received on June 2, 2020.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Commission on Volunteer Service Quarterly Report, pursuant to Iowa Code section 15H.2. Report received on May 6, 2020.

DEPARTMENT OF EDUCATION

Closing the Achievement Gap Report, pursuant to Iowa Code section 256.9. Report received on April 28, 2020.

DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Flood Recovery Fund Report 9/16/19–5/11/20, pursuant to 2020 Iowa Acts, Chapter 1001, section 3. Report received on April 13, 2020.

DEPARTMENT OF HUMAN SERVICES

Analysis of Medicaid Member Appeals Report, pursuant to 2018 Iowa Acts, Chapter 1165, section 128. Report received on May 6, 2020.

Glenwood Resource Center SFY 20, pursuant to 2020 Iowa Acts, Chapter 1001, SF 2144, section 1. Report received on April 13, 2020.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 1, 2020.

Medicaid Managed Care Oversight Quarterly Meeting Minutes, pursuant to 2016 Iowa Acts, Chapter 1139, section 94. Report received on April 16, 2020.

Medicaid Managed Care Oversight Quarterly Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on April 16, 2020.

Medicaid Management Information System–Central Portal Study, pursuant to 2019 Iowa Acts, Chapter 85, section 64. Report received on April 13, 2020.

Nursing Facilities Private Room Supplementation Report, pursuant to Iowa Code section 249A.4. Report received on May 1, 2020.

Preferred Drug List Program Report, pursuant to Iowa Code section 249A.20A. Report received on April 1, 2020.

Reversion Report–Training and Technologies Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 1, 2020.

LAW ENFORCEMENT ACADEMY

Judicial Review Report–Law Enforcement Academy, pursuant to Iowa Code section 625.29. Report received on May 19, 2020.

Reversion Report–Training and Technology Expenditures Report–Law Enforcement Academy, pursuant to Iowa Code section 8.62. Report received on May 12, 2020.

IOWA LOTTERY AUTHORITY

Iowa Lottery Authority Quarterly Report, pursuant to Iowa Code section 99G.7. Report received on April 8, 2020.

DEPARTMENT OF NATURAL RESOURCES

Department of Natural Resources Quarterly Expenditure Report, pursuant to 2019 Iowa Acts, Chapter 131, Senate File 609, section 14. Report received on April 9, 2020.

Environmental Protection Commission Biennial Report, pursuant to Iowa Code section 455B.105. Report received on May 20, 2020.

Low-Level Radioactive Waste Compact Report, pursuant to Iowa Code section 457B.1. Report received on April 27, 2020.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE
TANK FUND BOARD

Petroleum Underground Storage Tank Fund Progress and Activities Report, pursuant to Iowa Code section 455G.4. Report received on May 4, 2020.

STATE PUBLIC DEFENDER

Indigent Defense System Report, pursuant to Iowa Code section 13B.2A. Report received on May 15, 2020.

Judicial Review Report—Office of the State Public Defender, pursuant to Iowa Code section 625.29. Report received on May 15, 2020.

IOWA PUBLIC TELEVISION

Judicial Review Report—Iowa Public Television, pursuant to Iowa Code section 625.29. Report received on March 19, 2020.

BOARD OF REGENTS

Continuous Improvement Plan, pursuant to Iowa Code section 262.9. Report received on April 23, 2020.

Physical Research and Technology (ISU), pursuant to 2019 Iowa Acts, Chapter 154, Senate File 608, section 17. Report received on April 23, 2020.

Transfer of Funds—Regional Study Centers, pursuant to Iowa Code section 262.28. Report received on April 23, 2020.

DEPARTMENT OF REVENUE

Central Collections Unity (CCU) Quarterly Debt Collection Report, pursuant to Iowa Code section 421.17. Report received on May 27, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Americans with Disabilities Act of 1990 (ADA)—For celebrating their 30th anniversary of the date of enactment of the ADA. Senator Schneider.

Bernie Bettini, Davenport—For celebrating her 100th birthday. Senator Roby Smith.

Bernie Bettini, Davenport—For her service in the U.S. Coast Guard during WWII. Senator Roby Smith.

Kevin & Jo Callaway, Whitten—For celebrating their 50th wedding anniversary. Senator Sweeney.

Recognizing May 2020 as Save Your Tooth Month and recognizing the endodontists who are dedicated to saving patients' natural teeth, and encourage citizens of Iowa to practice good oral hygiene. Senator Cournoyer.

Carol Gilbert, Iowa Falls—For receiving the 2020 Making a World of Difference Award. Senator Sweeney.

Irmgard Kadner, Conrad—For celebrating her 90th birthday. Senator Sweeney.

Eileen Payne, Fort Dodge—For celebrating her 100th birthday. Senator Kraayenbrink.

Kathryn Rankin, Iowa Falls—For celebrating her 90th birthday. Senator Sweeney.

Joe Rash, Union—For celebrating his 95th birthday. Senator Sweeney.

Bob Sexton, Manson—For celebrating his 100th birthday. Senator Kraayenbrink.

Judy Shulista—For being named Solon Senior of the Year for 2020 by the Solon Senior Advocates. Senator Wahls.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, June 3, 2020, 1:00 p.m.

Members Present: Zumbach, Chair; Sweeney, Vice Chair; Kinney, Ranking Member; Brown, Costello, Edler, Kapucian, Mathis, Ragan, Rozenboom, Shipley, and R. Taylor.

Members Absent: Wahls (excused).

Committee Business: Governor appointments.

Adjourned: 1:05 p.m.

EDUCATION

Convened: Wednesday, June 3, 2020, 9:30 a.m.

Members Present: Sinclair, Chair; Cournoyer, Vice Chair; Quirmbach, Ranking Member; Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun.

Members Absent: None.

Committee Business: HF 2443; HF 2359 and Governor's Appointees.

Adjourned: 9:40 a.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, June 3, 2020, 10:45 a.m.

Members Present: Schultz, Chair; Whiting, Vice Chair; T. Taylor, Ranking Member; Boulton, Brown, Carlin, Guth, Koelker, and Nunn.

Members Absent: Dotzler and R. Taylor (both excused).

Committee Business: Consideration of Governor's Nominees.

Adjourned: 10:50 a.m.

TRANSPORTATION

Convened: Wednesday, June 3, 2020, 11:30 a.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Giddens, Ranking Member; Breitbach, Cournoyer, Kinney, Koelker, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: Lykam (excused).

Committee Business: HF 2372 Governor's Appointees.

Adjourned: 11:40 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 113, by Whitver, a resolution for amending Senate Rules for the Eighty-eighth General Assembly.

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

SUBCOMMITTEE ASSIGNMENT

House File 2339 (Reassigned)

JUDICIARY: Whiting, Chair; Hogg and Shipley

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: HOUSE FILE 2359, a bill for an act relating to the reporting of certain assessment scores by approved practitioner preparation programs.

Recommendation: DO PASS.

Final Vote: Yeas, 15: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2443, a bill for an act relating to eligibility requirements and assessments for students under the senior year plus program and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 15: Sinclair, Cournoyer, Quirmbach, Behn, Celsi, Edler, Giddens, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 17th day of March, 2020.

Senate File 2408.

ALSO: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 18th day of March, 2020.

Senate File 2357.

ALSO: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 1st day of June, 2020.

Senate Files 537, 2082, 2119, 2120, 2135, 2196, 2259, 2275, 2299, and 2337.

W. CHARLES SMITHSON
Secretary of the Senate

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 17, 2020, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 2408 – Relating to state and local finances by making and supplementing appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date provisions.

ALSO: That on March 18, 2020, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 2357 – Relating to the practice and licensure of physician assistants, and including effective date provisions.

ALSO: That on June 1, 2020, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 537 – Relating to taking coyotes while using an artificial source of light.

Senate File 2082 – Relating to matters involving the state board of education and the department of education to reflect current practices, technology, and titles, to delete redundancies, and to resolve inconsistencies.

Senate File 2119 – Relating to controlled substances, including amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

Senate File 2120 – Relating to controlled substances, including information collection and reporting requirements under the Iowa prescription monitoring program.

Senate File 2135 – Relating to the final disposition and disinterment of human remains.

Senate File 2196 – Extending the repeal date of the Iowa cell siting Act and including effective date provisions.

Senate File 2259 – Relating to liability arising from the donation of equipment by a municipality, fire department, emergency medical services provider, or law enforcement agency.

Senate File 2275 – Relating to eluding or attempting to elude a pursuing law enforcement vehicle and providing penalties.

Senate File 2299 – Relating to background checks for employees and students of certain facilities, providers, programs, and agencies.

Senate File 2337 – Relating to civil actions involving asbestos and silica, and including applicability provisions.

REPORT OF THE SECRETARY OF THE SENATE

May 8, 2020

Members of the Senate Ethics Committee
Via Email

Re: Report of Personal Financial Disclosure Forms by Candidates

Dear Senate Ethics Committee Members:

Pursuant to Iowa Code section 68B.35(1)(g) candidates for state office are required to file Personal Financial Disclosure Statements. Pursuant to Iowa Code section 68B.35(5)(a) candidates for State Senate are required to file the forms with the Secretary of the Senate.

I contacted all of the candidates who have filed affidavits of candidacy and nomination petitions so far. To the best of my knowledge, each form has been completed and they have all been published to the General Assembly Web site.

I do want to point out one issue the Committee needs to address in the future. Pursuant to Iowa Code section 68B.35(5)(b) the Senate Ethics Committee is to recommend rules for the filing of the forms as well as their “deposit, retention, and availability....”

Senate Rule 11 sets out these requirements for forms filed by sitting Senators and certain staff. However, no such rules exist for the filing of forms by candidates for state office. I would suggest that future Senate rules require a due date for when forms are to be filed by candidates for Senate and that said forms are to be deposited, retained, and made available the same as other filed forms.

If the Ethics Committee has any questions or concerns, please notify me.

Respectfully submitted,

W. Charles Smithson
Secretary of the Senate

WITHDRAWAL OF GOVERNOR'S APPOINTEES

The following letters from the Governor were received in the office of the Secretary of the Senate on June 1, 2020:

I am withdrawing the name of Brian Gladney to serve as a member of the Commission on the Status of African Americans from further consideration by the Senate.

I am withdrawing the name of Christine Bowker to serve as a member of the Iowa Autism Council from further consideration by the Senate.

I am withdrawing the name of Douglas Van Polen to serve as a member of the Board of Massage Therapy from further consideration by the Senate.

The following letter from the Governor was received in the office of the Secretary of the Senate on June 2, 2020:

I am withdrawing the name of David Collins to serve as a member of the Iowa Workforce Development Board from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

AGRICULTURE

Lori Goetzinger – Iowa Grain Indemnity Fund Board
Debra Keller – Iowa Grain Indemnity Fund Board

EDUCATION

Michelle Grant – Iowa Autism Council
Betsy Lenzmeier – Iowa Autism Council
Blake Stephenson – Iowa Autism Council

Amy Edison – Early Childhood Iowa State Board
Terry Harrmann – Early Childhood Iowa State Board
Aaron Johnson – Early Childhood Iowa State Board
Gary Zittergruen – Early Childhood Iowa State Board

Brian Kane – State Board of Education
Brooke Miller Axiotis – State Board of Education
John Robbins – State Board of Education
Georgia Van Gundy – State Board of Education

Chad Janzen – Board of Educational Examiners
Dr. Kristen Rickey – Board of Educational Examiners
Ryan Williamson – Board of Educational Examiners

Beverly Wharton – Iowa Higher Education Loan Authority

Keith England – School Budget Review Committee
Mary Jo Hainstock – School Budget Review Committee

LABOR AND BUSINESS RELATIONS

Myron Linn – Employment Appeal Board

Jessica Dunker – Iowa Workforce Development Board
Jayson Henry – Iowa Workforce Development Board
Teresa Hovell – Iowa Workforce Development Board
Nicole Hudson – Iowa Workforce Development Board
Jay Iverson – Iowa Workforce Development Board
Nancy McDowell – Iowa Workforce Development Board
Curt Strouth – Iowa Workforce Development Board
Daniel Tallon – Iowa Workforce Development Board
Daren Westercamp – Iowa Workforce Development Board
Charles Wishman – Iowa Workforce Development Board

LOCAL GOVERNMENT

James Halverson – City Development Board

TRANSPORTATION

Kathleen Fuhrman – State Transportation Commission
Charisse Manney – State Transportation Commission

Scott Marler – Director of Transportation

AMENDMENTS FILED

S-5089	S.F.	2364	Roby Smith
S-5090	S.F.	2322	Zach Nunn

S-5091	S.F.	2363	Brad Zaun
S-5092	S.F.	2364	Zach Wahls
			Todd Taylor
			Kevin Kinney
			Joe Bolkcom
			William A. Dotzler, Jr.
			Claire Celsi
			Eric Giddens
			Liz Mathis
S-5093	S.F.	2364	Todd Taylor
S-5094	S.F.	2364	Todd Taylor
S-5095	S.F.	2364	Todd Taylor
S-5096	H.F.	2502	Zach Wahls
S-5097	H.F.	2360	Chris Cournoyer

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-FOURTH CALENDAR DAY
THIRTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, June 4, 2020

The Senate met in regular session at 9:03 a.m., President Schneider presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County, Schleswig, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Schultz.

The Journal of Wednesday, June 3, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 3, 2020, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2191, a bill for an act relating to the payment of required medical aid provided to prisoners.

Senate File 2195, a bill for an act providing an exception to the Iowa state elevator code for certain multi-story commercial buildings in specified circumstances.

Senate File 2296, a bill for an act regarding persons who are deemed independent contractors when performing services while operating certain vehicles.

Senate File 2300, a bill for an act relating to the transfer of real estate as part of the administration of a decedent's estate, guardianship, conservatorship, or trust, and including applicability provisions.

Senate File 2348, a bill for an act relating to the restoration of voting rights to certain convicted persons and including effective date provisions.

Senate File 2403, a bill for an act relating to the excise taxes on motor fuel and certain special fuel, and including applicability provisions.

ALSO: That the House has on June 3, 2020, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 388, a bill for an act relating to the Iowa patriots memorial highway, and including applicability provisions. (S-5098)

ALSO: That the House has on June 3, 2020, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 310, a bill for an act relating to the practice of optometry.

ALSO: That the House has on June 3, 2020, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2620, a bill for an act relating to flying our colors special registration plates.

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

RECESS

On motion of Senator Whitver, the Senate recessed at 9:06 a.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 5:29 p.m., President Schneider presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hogg, until he arrives, on request of Senator Ragan.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2186.

Senate File 2186

On motion of Senator Garrett, **Senate File 2186**, a bill for an act relating to the confidentiality of information filed with the court to secure an arrest warrant, was taken up for consideration.

Senator Garrett asked and received unanimous consent that **House File 2474** be **substituted** for **Senate File 2186**.

House File 2474

On motion of Senator Garrett, **House File 2474**, a bill for an act relating to the confidentiality of information filed with the court to secure an arrest warrant, was taken up for consideration.

Senator Garrett 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. 2474), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz

Segebart
Smith, R.
Wahls
Zumbach

Shipley
Sweeney
Whiting

Sinclair
Taylor, R.
Whitver

Smith, J.
Taylor, T.
Zaun

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Garrett asked and received unanimous consent that **Senate File 2186** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2398.

Senate File 2398

On motion of Senator Shipley, **Senate File 2398**, a bill for an act establishing a rural veterinarian loan repayment program for veterinary students and certain licensed veterinarians and a rural veterinary care trust fund, and making appropriations, 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. 2398), the vote was:

Yeas, 49:

Behn
Breitbach
Chapman

Bisignano
Brown
Costello

Bolkcom
Carlin
Cournoyer

Boulton
Celsi
Dawson

Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2345.

Senate File 2345

On motion of Senator Costello, **Senate File 2345**, a bill for an act relating to the Medicaid home and community-based services elderly waiver monthly budget maximum, was taken up for consideration.

Senator Costello asked and received unanimous consent that **House File 2269** be **substituted** for **Senate File 2345**.

House File 2269

On motion of Senator Costello, **House File 2269**, a bill for an act relating to the Medicaid home and community-based services elderly waiver monthly budget maximum, was taken up for consideration.

Senator Costello 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. 2269), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Costello asked and received unanimous consent that **Senate File 2345** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2398** and **House Files 2269** and **2474** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2405 and 2406.

Senate File 2405

On motion of Senator Miller-Meeks, **Senate File 2405**, a bill for an act relating to the investment and use of funds in the veterans trust fund, was taken up for consideration.

Senator Miller-Meeks 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. 2405), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

Senate File 2406

On motion of Senator Koelker, **Senate File 2406**, a bill for an act relating to the establishment of a disaster recovery homeowner assistance program and fund administered by the Iowa finance authority, transfers of moneys to certain funds, and including effective date provisions, was taken up for consideration.

Senator Koelker 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. 2406), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2182 and 2364.

Senate File 2182

On motion of Senator Dawson, **Senate File 2182**, a bill for an act relating to the state public defender pilot project and legal representation in child welfare cases, was taken up for consideration.

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. 2182), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

Senate File 2364

On motion of Senator R. Smith, **Senate File 2364**, a bill for an act relating to a construction manager-at-risk commercial construction alternative delivery method and prohibiting certain other alternative delivery methods in the public sector, was taken up for consideration.

Senator R. Smith offered amendment S-5089, filed by him on June 3, 2020, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator T. Taylor offered amendment S-5095, filed by him on June 3, 2020, to pages 1–10 and amending the title provisions of amendment S-5089, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–5095 to amendment S–5089 be adopted?” (S.F. 2364), the vote was:

Yeas, 16:

Bolkcom	Boulton	Celsi	Costello
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Ragan
Smith, J.	Taylor, R.	Taylor, T.	Wahls

Nays, 33:

Behn	Bisignano	Breitbach	Brown
Carlin	Chapman	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Quirmbach	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, R.
Sweeney	Whiting	Whitver	Zaun
Zumbach			

Absent, 1:

Hogg

Amendment S–5095 to amendment S–5089 lost.

Senator Wahls offered amendment S–5092, filed by Senator Wahls, et al., on June 3, 2020, to pages 1–2, 9, and 10 of amendment S–5089 and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–5092 to amendment S–5089 be adopted?” (S.F. 2364), the vote was:

Yeas, 16:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Ragan
Smith, J.	Taylor, R.	Taylor, T.	Wahls

Nays, 33:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene

Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Quirnbach	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, R.
Sweeney	Whiting	Whitver	Zaun
Zumbach			

Absent, 1:

Hogg

Amendment S-5092 to amendment S-5089 lost.

Senator T. Taylor withdrew amendment S-5094, filed by him on June 3, 2020, to pages 1, 2, 9, and 10 of amendment S-5089.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kinney, until he returns, on request of Senator Petersen.

Senator T. Taylor offered amendment S-5102, filed by him from the floor to pages 1, 4-5, and 8-10 of amendment S-5089, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5102 to amendment S-5089 be adopted?" (S.F. 2364), the vote was:

Yeas, 16:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Lykam
Mathis	Petersen	Quirnbach	Ragan
Smith, J.	Taylor, R.	Taylor, T.	Wahls

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn

Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 2:

Hogg	Kinney
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Amendment S-5102 to amendment S-5089 lost.

With the failure of amendment S-5102 to amendment S-5089, the Chair ruled amendment S-5093, filed by Senator T. Taylor on June 3, 2020, to pages 4-5, and 8 of amendment S-5089, out of order.

Senator R. Smith moved the adoption of amendment S-5089.

Amendment S-5089 was adopted by a voice vote.

Senator R. Smith 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. 2364), the vote was:

Yeas, 29:

Behn	Breitbach	Brown	Chapman
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Greene	Guth
Koelker	Kraayenbrink	Lofgren	Miller-Meeks
Nunn	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, R.
Sweeney	Whiting	Whitver	Zaun
Zumbach			

Nays, 20:

Bisignano	Bolkcom	Boulton	Carlin
Celsi	Dotzler	Giddens	Jochum
Johnson	Kapucian	Kinney	Lykam
Mathis	Petersen	Quirnbach	Ragan
Smith, J.	Taylor, R.	Taylor, T.	Wahls

Absent, 1:

Hogg

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 2182, 2364, 2405, and 2406** be **immediately messaged** to the House.

The Senate stood at ease at 6:39 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 7:25 p.m., President Schneider presiding.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2410.

Senate File 2410

On motion of Senator Chapman, **Senate File 2410**, a bill for an act relating to the use of revenues from the secure an advanced vision for education fund for certain athletic facility infrastructure projects and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Chapman offered amendment S-5104, filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment S-5104 was adopted by a voice vote.

Senator Chapman 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. 2410), the vote was:

Yeas, 47:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, 2:

Bolkcom Quirmbach

Absent, 1:

Hogg

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 2410** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 4, 2020, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2323, A bill for an act relating to the initial care plan for minor and adult guardianships and the initial plan and inventory for adult conservatorships, and including effective date and retroactive applicability provisions.

ALSO: That the House has on June 4, 2020, **amended and passed** the following bills in which the concurrence of the House was asked:

Senate File 2283, a bill for an act relating to authorized training programs for certain emergency medical care providers and including effective date provisions. (S-5105)

Senate File 2261, a bill for an act relating to the provision of behavioral health services including via telehealth in a school setting. (S-5108)

Senate File 2321, a bill for an act relating to the opening, administration, and termination of adult and minor guardianships and conservatorships, and including effective date and retroactive applicability provisions. (S-5107)

Senate File 2400, a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and certain broadband infrastructure tax exemptions, and including effective date and retroactive applicability provisions. (S-5106)

ALSO: That the House has on June 4, 2020, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2623, a bill for an act relating to gambling facility licensees concerning setoff requirements on certain winnings on wagers and qualified sponsoring organizations.

Read first time and attached to **companion Senate File 2411**.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 8:12 p.m. until 9:30 a.m., Friday, June 5, 2020.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Thursday, June 4, 2020, 1:00 p.m.

Recessed: 1:05 p.m.

Reconvened: 1:25 p.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls.

Members Absent: None.

Committee Business: SF 2313 Governor appointments.

Adjourned: 1:30 p.m.

HUMAN RESOURCES

Convened: Thursday, June 4, 2020, 10:15 a.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: HF's 2197, 2270, 2485, 2499, 2526, 2561, 2563, and 2600. Governor appointments.

Adjourned: 10:45 a.m.

LOCAL GOVERNMENT

Convened: Wednesday, June 3, 2020, 2:00 p.m.

Members Present: Edler, Chair; Greene, Vice Chair; J. Smith, Ranking Member; Boulton, Garrett, Guth, Lofgren, and Segebart.

Members Absent: Hogg, Kraayenbrink, and Quirmbach (all excused).

Committee Business: Governor appointments.

Adjourned: 2:05 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, June 4, 2020, 9:15 a.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach.

Members Absent: Hogg, Ranking Member (excused).

Committee Business: HF 2455, HF 2410, Governor appointments.

Adjourned: 9:30 a.m.

WAYS AND MEANS

Convened: Thursday, June 4, 2020, 2:10 p.m.

Recessed: 2:15 p.m.

Reconvened: 3:10 p.m.

Members Present: Chapman, Chair; Dawson, Vice Chair; Jochum, Ranking Member; Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Quirmbach, Schultz, R. Smith, Sweeney, and Wahls.

Members Absent: None.

Committee Business: SFs 2393, 2197, 2387, 2440, and SSB 3200. Governor appointments.

Adjourned: 4:15 p.m.

INTRODUCTION OF BILLS

Senate File 2409, by Quirmbach, a bill for an act relating to health insurance provided under an Iowa comprehensive health insurance association policy, and including applicability provisions.

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

Senate File 2410, by committee on Ways and Means, a bill for an act relating to the use of revenues from the secure an advanced vision for education fund for certain athletic facility infrastructure projects and including effective date and retroactive applicability provisions.

Read first time and **placed on Ways and Means calendar**.

Senate File 2411, by committee on Ways and Means, a bill for an act relating to gambling licensees concerning setoff requirements on certain winnings on wagers, payments by credit card, and qualified sponsoring organizations.

Read first time and **placed on Ways and Means calendar**.

Senate File 2412, by committee on Ways and Means, a bill for an act relating to health insurance and the insurance division of the department of commerce, and providing for fees.

Read first time and **placed on Ways and Means calendar**.

Senate File 2413, by committee on Ways and Means, a bill for an act relating to agriculture and the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, making penalties applicable, and including effective date provisions.

Read first time and **placed on Ways and Means calendar**.

STUDY BILL RECEIVED

SSB 3200 Ways and Means

Relating to the use of revenues from the secure an advanced vision for education fund for certain athletic facility infrastructure projects and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENT

House File 2437

STATE GOVERNMENT: Johnson, Chair; Celsi and Whiting

House File 2442

(Reassigned)

COMMERCE: Johnson, Chair; Bolkcom and Breitbach

SSB 3200

WAYS AND MEANS: Chapman, Chair; Behn, Bolkcom, Brown, Carlin, Dawson, Dotzler, Edler, Feenstra, Giddens, Jochum, Nunn, Quirmbach, Schultz, R. Smith, Sweeney, and Wahls.

FINAL COMMITTEE REPORTS OF BILL ACTION**HUMAN RESOURCES**

Bill Title: HOUSE FILE 2197, a bill for an act relating to the medical residency training state matching grants program rural rotation requirement.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2270, a bill for an act relating to child care reimbursement rates under the state child care assistance program.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2485, a bill for an act establishing an exception to the number of children allowed to be present for child care at any one time in a child development home under certain conditions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5100.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2499, a bill for an act relating to dispensing fees and copayments for partially dispensed quantities of prescription drugs.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2526, a bill for an act relating to transfer between trusts for persons with disabilities.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2563, a bill for an act creating a work group relating to child fatality protocol and alleged child abuse.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2600, a bill for an act establishing a child care workforce state matching grants program and fund administered by the early childhood Iowa state board to award matching state grants to eligible communities and making an appropriation.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: HOUSE FILE 2410, a bill for an act relating to the issuance of special senior statewide antlerless deer only crossbow deer hunting licenses.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Rozenboom, Shipley, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach. Nays, none. Absent, 1: Hogg.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2455, a bill for an act allowing the use of a leashed dog to track and retrieve a wounded deer and providing a penalty.

Recommendation: DO PASS.

Final Vote: Yeas, 11: Rozenboom, Shipley, Behn, Boulton, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach. Nays, 1: Celsi. Absent, 1: Hogg.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 2410 (SSB 3200), a bill for an act relating to the use of revenues from the secure an advanced vision for education fund for certain athletic facility infrastructure projects and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Chapman, Dawson, Jochum, Behn, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Schultz, R. Smith, Sweeney, and Wahls. Nays, 2: Bolkcom and Quirmbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2411 (formerly SF 2240), a bill for an act relating to gambling licensees concerning setoff requirements on certain winnings on wagers, payments by credit card, and qualified sponsoring organizations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Chapman, Dawson, Jochum, Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Quirmbach, Schultz, R. Smith, Sweeney, and Wahls. Nays, none. Absent, 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 2411, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2412 (formerly SF 2197), a bill for an act relating to health insurance and the insurance division of the department of commerce, and providing for fees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 17: Chapman, Dawson, Jochum, Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Quirmbach, Schultz, R. Smith, Sweeney, and Wahls. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2413 (formerly SF 2387), a bill for an act relating to agriculture and the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Chapman, Dawson, Jochum, Behn, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Schultz, R. Smith, Sweeney, and Wahls. Nays, 2: Bolkcom and Quirmbach. Absent, 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 2413, and they were attached to the committee report.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 4th day of June, 2020.

Senate File 2348.

W. CHARLES SMITHSON
Secretary of the Senate

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on June 4, 2020, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 2348 – Relating to the restoration of voting rights to certain convicted persons and including effective date provisions.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

APPROPRIATIONS

Douglas Boone – Enhance Iowa Board
John Burns – Enhance Iowa Board
Kyle Carter – Enhance Iowa Board
Patrick Deignan – Enhance Iowa Board
Emily Ginneberge – Enhance Iowa Board
Angie Pfannkuch – Enhance Iowa Board

HUMAN RESOURCES

Cindy Baddeloo – Commission on Aging
Richard Motz – Commission on Aging
Steve Van Oort – Commission on Aging

Amanda Brown – Board of Athletic Training
Dr. Andrew Peterson – Board of Athletic Training
Connie VanRoekel – Board of Athletic Training
Dr. Lisa Woodroffe – Board of Athletic Training

Ryan Capps – Board of Behavioral Science
Natalia Indrasari – Board of Behavioral Science
David Wolter – Board of Behavioral Science

Victoria Carlson – Commission of Persons with Disabilities
Teresa Jorgensen – Commission of Persons with Disabilities

Shawn Garrington – Healthy and Well Kids in Iowa (HAWK-I) Board
Mary Nelle Trefz – Healthy and Well Kids in Iowa (HAWK-I) Board

Dalila Avila Sajadian – Commission of Latino Affairs

Caleb Knutson – Commission of Latino Affairs

Louis Moreno – Commission of Latino Affairs

Betsy Akin – Mental Health and Disability Services Commission

Diane Brecht – Mental Health and Disability Services Commission

Janee Brown – Mental Health and Disability Services Commission

Timothy Perkins – Mental Health and Disability Services Commission

Lorrie Young – Mental Health and Disability Services Commission

Albert Mingo – Board of Sign Language Interpreters and Transliterators

Teresa Aoki – Commission on Tobacco Use Prevention and Control

George Belitsos – Commission on Tobacco Use Prevention and Control

NATURAL RESOURCES AND ENVIRONMENT

Ronald Herrig – Flood Mitigation Board

Amy Kaleita – Flood Mitigation Board

Jennifer Carpenter – Renewable Fuel Infrastructure Board

Diane Dennler – Renewable Fuel Infrastructure Board

Karen Long – Renewable Fuel Infrastructure Board

John Maynes – Renewable Fuel Infrastructure Board

WAYS AND MEANS

Alexsis Fleener – Iowa Great Places Board

Joseph Hrdlicka – Iowa Great Places Board

Mark Jackson – Iowa Great Places Board

Tammy McCoy – Iowa Great Places Board

AMENDMENTS FILED

S-5098	S.F.	388	House
S-5099	S.F.	2311	Jim Carlin
S-5100	H.F.	2485	Human Resources
S-5101	S.F.	2380	Brad Zaun
S-5102	S.F.	2364	Todd Taylor
S-5103	H.F.	2360	Chris Cournoyer
S-5104	S.F.	2410	Jake Chapman
S-5105	S.F.	2283	House
S-5106	S.F.	2400	House
S-5107	S.F.	2321	House
S-5108	S.F.	2261	House

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-FIFTH CALENDAR DAY
FORTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, June 5, 2020

The Senate met in regular session at 9:39 a.m., President Schneider presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Guth.

The Journal of Thursday, June 4, 2020, was approved.

The Senate stood at ease at 9:42 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:55 a.m., President Schneider presiding.

HOUSE AMENDMENTS CONSIDERED

Senate File 2261

Senator Whitver called up for consideration **Senate File 2261**, a bill for an act relating to the provision of behavioral health services including via telehealth in a school setting, amended by the House in House amendment S-5108, filed June 4, 2020.

Senator Sweeney 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 Sweeney 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. 2261), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirnbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

Senate File 280

Senator Whitver called up for consideration **Senate File 280**, a bill for an act relating to the residency of members of the armed forces stationed at specified military installations for purposes of hunting, fishing, and trapping privileges, amended by the House in House amendment S-5067, filed March 9, 2020.

Senator Cournoyer 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 Cournoyer 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. 280), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

UNFINISHED BUSINESS

(Deferred June 3, 2020)

House File 2360

The Senate resumed consideration of **House File 2360**, a bill for an act regarding the expiration of driver’s licenses of persons who are age seventy-two or over, deferred June 3, 2020.

Senator Cournoyer withdrew amendment S–5097, filed by her on June 3, 2020, to page 1 and amending the title page of the bill.

Senator Cournoyer offered amendment S–5103, filed by her on June 4, 2020, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5103 was adopted by a voice vote.

Senator Cournoyer 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. 2360), the vote was:

Yeas, 46:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Whiting	Whitver
Zaun	Zumbach		

Nays, 4:

Celsi	Hogg	Quirmbach	Wahls
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Absent, none.

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

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2411.

Senate File 2411

On motion of Senator R. Smith, **Senate File 2411**, a bill for an act relating to gambling licensees concerning setoff requirements on certain winnings on wagers, payments by credit card, and qualified sponsoring organizations, was taken up for consideration.

Senator R. Smith asked and received unanimous consent that action on **Senate File 2411** be **deferred**.

RECESS

On motion of Senator Sinclair, the Senate recessed at 11:26 a.m. until 12:15 p.m.

RECONVENED

The Senate reconvened at 1:01 p.m., President Schneider presiding.

HERBERT HOOVER UNCOMMON PUBLIC SERVICE AWARD

Senator Whitver announced the 2020 Herbert Hoover Uncommon Public Service Award recipient, Senator Brad Zaun.

Senator Zaun addressed the Senate with brief remarks.

The Senate rose and expressed its congratulations.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Zaun and Zumbach, until they return, on request of Senator Whitver.

BUSINESS PENDING

Senate File 2411

The Senate resumed consideration of **Senate File 2411**, a bill for an act relating to gambling licensees concerning setoff requirements on certain winnings on wagers, payments by credit card, and qualified sponsoring organizations, previously deferred.

Senator R. Smith asked and received unanimous consent that **House File 2623** be **substituted** for **Senate File 2411**.

House File 2623

On motion of Senator R. Smith, **House File 2623**, a bill for an act relating to gambling licensees concerning setoff requirements on certain winnings on wagers, payments by credit card, and qualified sponsoring organizations, was taken up for consideration.

Senator R. Smith 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. 2623), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver

Nays, none.

Absent, 2:

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

WITHDRAWN

Senator R. Smith asked and received unanimous consent that **Senate File 2411** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 280 and 2261** and **House Files 2360 and 2623** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2412.

Senate File 2412

On motion of Senator Brown, **Senate File 2412**, a bill for an act relating to health insurance and the insurance division of the department of commerce, and providing for fees, was taken up for consideration.

Senator Brown 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. 2412), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun			

Nays, none.

Absent, 1:

Zumbach

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

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2328 and 2373.

Senate File 2328

On motion of Senator Whiting, **Senate File 2328**, a bill for an act relating to the setoff procedures used by public agencies, was taken up for consideration.

Senator Whiting offered amendment S-5044, filed by him on March 3, 2020, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5044 was adopted by a voice vote.

Senator Whiting asked and received unanimous consent that **House File 2565** be **substituted** for **Senate File 2328**.

House File 2565

On motion of Senator Whiting, **House File 2565**, a bill for an act relating to the setoff procedures used by public agencies, was taken up for consideration.

Senator Whiting 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. 2565), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun			

Nays, none.

Absent, 1:

Zumbach

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

WITHDRAWN

Senator Whiting asked and received unanimous consent that **Senate File 2328** be **withdrawn** from further consideration of the Senate.

Senate File 2373

On motion of Senator Cournoyer, **Senate File 2373**, a bill for an act modifying provisions relating to telecommunicators, was taken up for consideration.

Senator Cournoyer 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. 2373), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun			

Nays, none.

Absent, 1:

Zumbach

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 2373 and 2412 and House File 2565** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 717, 2236, 2310.

House File 717

On motion of Senator Lofgren, **House File 717**, a bill for an act concerning appeal rights relating to veterans preference, with report of committee recommending passage, was taken up for consideration.

Senator Lofgren 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. 717), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun			

Nays, none.

Absent, 1:

Zumbach

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

House File 2236

On motion of Senator Lofgren, **House File 2236**, a bill for an act concerning fees charged for examining and copying public records relating to claims for veterans benefits, with report of committee recommending passage, was taken up for consideration.

Senator Lofgren 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. 2236), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun			

Nays, none.

Absent, 1:

Zumbach

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

House File 2310

On motion of Senator Shipley, **House File 2310**, a bill for an act removing the requirement to obtain a permit for vehicles or combinations of vehicles of excessive size transporting divisible loads of hay, straw, stover, or bagged livestock bedding that meet certain width, height, and length requirements, with report of committee recommending passage, 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. 2310), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson

Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun			

Nays, none.

Absent, 1:

Zumbach

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 **House Files 717, 2236, and 2310** 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 2380.

Senate File 2380

On motion of Senator Zaun, **Senate File 2380**, a bill for an act relating to the manufacture, sale, and consumption of certain products containing hemp, and including effective date provisions, was taken up for consideration.

Senator Zaun offered amendment S-5101, filed by him on June 4, 2020, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5101 was adopted by a voice vote.

Senator Zaun asked and received unanimous consent that **House File 2581** be **substituted** for **Senate File 2380**.

House File 2581

On motion of Senator Zaun, **House File 2581**, a bill for an act relating to the manufacture, sale, and consumption of certain products containing hemp, and including effective date provisions, was taken up for consideration.

Senator Zaun 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. 2581), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whitver	Zaun

Nays, 1:

Whiting

Absent, 1:

Zumbach

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

WITHDRAWN

Senator Zaun asked and received unanimous consent that **Senate File 2380** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2581** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Whitver called up the following eligible appointees on the En Bloc Confirmation Calendar:

Cindy Baddeloo, Commission on Aging
Richard Motz, Commission on Aging
Steve Van Oort, Commission on Aging

Amanda Brown, Board of Athletic Training
Dr. Andrew Peterson, Board of Athletic Training
Connie VanRoekel, Board of Athletic Training
Dr. Lisa Woodroffe, Board of Athletic Training

Michelle Grant, Iowa Autism Council
Betsy Lenzmeier, Iowa Autism Council
Blake Stephenson, Iowa Autism Council

Ryan Capps, Board of Behavioral Science
Natalia Indrasari, Board of Behavioral Science
David Wolter, Board of Behavioral Science

Amy Edison, Early Childhood Iowa State Board
Terry Harrmann, Early Childhood Iowa State Board
Aaron Johnson, Early Childhood Iowa State Board
Gary Zittergruen, Early Childhood Iowa State Board

James Halverson, City Development Board

Victoria Carlson, Commission of Persons with Disabilities
Teresa Jorgensen, Commission of Persons with Disabilities

Brooke Axiotis, State Board of Education
John Robbins, State Board of Education
Georgia Van Gundy, State Board of Education

Chad Janzen, Board of Educational Examiners
Dr. Kristen Rickey, Board of Educational Examiners
Ryan Williamson, Board of Educational Examiners

Myron Linn, Employment Appeal Board

Douglas Boone, Enhance Iowa Board
John Burns, Enhance Iowa Board
Kyle Carter, Enhance Iowa Board
Patrick Deignan, Enhance Iowa Board
Emily Ginneberge, Enhance Iowa Board
Angie Pfannkuch, Enhance Iowa Board

Ronald Herrig, Flood Mitigation Board
Amy Kaleita, Flood Mitigation Board

Lori Goetzinger, Iowa Grain Indemnity Fund Board
Debra Keller, Iowa Grain Indemnity Fund Board

Alexsis Fleener, Iowa Great Places Board
Joseph Hrdlicka, Iowa Great Places Board
Mark Jackson, Iowa Great Places Board
Tammy McCoy, Iowa Great Places Board

Shawn Garrington, Healthy and Well Kids in Iowa (HAWK-I) Board
Mary Nelle Trefz, Healthy and Well Kids in Iowa (HAWK-I) Board

Beverly Wharton, Iowa Higher Education Loan Authority

Dalila Avila Sajadian, Commission of Latino Affairs
Caleb Knutson, Commission of Latino Affairs
Louis Moreno, Commission of Latino Affairs

Betsy Akin, Mental Health and Disability Services Commission
Diane Brecht, Mental Health and Disability Services Commission
Janee Harvey, Mental Health and Disability Services Commission
Timothy Perkins, Mental Health and Disability Services
Commission
Lorrie Young, Mental Health and Disability Services Commission

Jennifer Carpenter, Renewable Fuel Infrastructure Board
Diane Dennler, Renewable Fuel Infrastructure Board
Karen Long, Renewable Fuel Infrastructure Board
John Maynes, Renewable Fuel Infrastructure Board

Keith England, School Budget Review Committee
Mary Jo Hainstock, School Budget Review Committee

Albert Mingo, Board of Sign Language Interpreters and Translitterators

Teresa Aoki, Commission on Tobacco Use Prevention and Control
George Belitsos, Commission on Tobacco Use Prevention and Control

Kathleen Fehrman, State Transportation Commission
Charese Yanney, State Transportation Commission

Scott Marler, Director of Transportation

Jessica Dunker, Iowa Workforce Development Board
Jayson Henry, Iowa Workforce Development Board
Teresa Hovell, Iowa Workforce Development Board
Jay Iverson, Iowa Workforce Development Board
Nancy McDowell, Iowa Workforce Development Board
Curt Strouth, Iowa Workforce Development Board
Daniel Tallon, Iowa Workforce Development Board
Daren Westercamp, Iowa Workforce Development Board
Charles Wishman, Iowa Workforce Development Board

Senator Whitver moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun			

Nays, none.

Absent, 1:

Zumbach

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

RECESS

On motion of Senator Whitver, the Senate recessed at 2:01 p.m. until 3:00 p.m.

RECONVENED

The Senate reconvened at 3:31 p.m., President Schneider presiding.

The Senate stood at ease at 3:32 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 5:27 p.m., President Schneider presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Lykam and J. Smith, until they return, on request of Senator Petersen; and Senator Segebart, until he returns, on request of Senator Whitver.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2413.

Senate File 2413

On motion of Senator Rozenboom, **Senate File 2413**, a bill for an act relating to agriculture and food, including the powers and duties of the department of agriculture and land stewardship, providing penalties, making penalties applicable, and including effective date provisions, was taken up for consideration.

Senator Rozenboom offered amendment S-5109, filed by him from the floor to pages 1 and 11-18 and amending the title page of the bill.

Senator Hogg offered amendment S-5110, filed by him from the floor to page 1 of amendment S-5109, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-5110 to amendment S-5109 be adopted?” (S.F. 2413), the vote was:

Yeas, 16:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Mathis	Petersen	Quirmbach
Ragan	Taylor, R.	Taylor, T.	Wahls

Nays, 30:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun		

Absent, 4:

Lykam	Segebart	Smith, J.	Zumbach
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Amendment S-5110 to amendment S-5109 lost.

Senator Rozenboom moved the adoption of amendment S-5109.

A record roll call was requested.

On the question "Shall amendment S-5109 be adopted?" (S.F. 2413), the vote was:

Yeas, 33:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Edler	Feenstra
Garrett	Greene	Guth	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Shipley	Sinclair
Smith, R.	Sweeney	Whiting	Whitver
Zaun			

Nays, 13:

Bolkcom	Celsi	Dotzler	Giddens
Hogg	Jochum	Mathis	Petersen
Quirnbach	Ragan	Taylor, R.	Taylor, T.
Wahls			

Absent, 4:

Lykam	Segebart	Smith, J.	Zumbach
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Amendment S-5109 was adopted.

Senator Rozenboom 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. 2413), the vote was:

Yeas, 34:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Shipley
Sinclair	Smith, R.	Taylor, R.	Whiting
Whitver	Zaun		

Nays, 11:

Bolkcom
Jochum
Ragan

Celsi
Mathis
Taylor, T.

Giddens
Petersen
Wahls

Hogg
Quirmbach

Absent, 5:

Lykam
Zumbach

Segebart

Smith, J.

Sweeney

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2413** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 6:27 p.m. until the completion of a meeting of the committee on Judiciary.

RECONVENED

The Senate reconvened at 7:53 p.m., President Schneider presiding.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 7:54 p.m. until 9:00 a.m., Tuesday, June 9, 2020.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Cassandra Brown, Carlisle High School—For being selected to the World Food Prize Foundation's Iowa Youth Institute. Senator Nunn.

Rachel Currant, Bondurant-Farrar High School—For being selected to the World Food Prize Foundation's Iowa Youth Institute. Senator Nunn.

Lydia Johnson, Bondurant-Farrar High School—For being selected to the World Food Prize Foundation's Iowa Youth Institute. Senator Nunn.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Friday, June 6, 2020, 8:00 a.m.

Members Present: Dawson, Chair; Koelker, Vice Chair; Lykam, Ranking Member; Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith.

Members Absent: None.

Committee Business: HF 2138, HF 2520, HF 2442. Governor appointments

Adjourned: 8:40 a.m.

HUMAN RESOURCES

Convened: Friday, June 5, 2020, 9:15 a.m.

Recessed: 9:20 a.m.

Reconvened: 11:30 a.m.

Members Present: Sweeney, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: HF 2561 and HF 2192.

Adjourned: 12:45 p.m.

INTRODUCTION OF BILL

Senate File 2414, by committee on Appropriations, a bill for an act relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care challenge program for working Iowans, a workforce diploma pilot program, educational standards and online learning, and the senior year plus program, and including effective date provisions.

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

STUDY BILL RECEIVED

SSB 3201 Ways and Means

Providing for the sale of certain homemade food to end consumers.

SUBCOMMITTEE ASSIGNMENT

SSB 3201

WAYS AND MEANS: Feenstra, Chair; Chapman and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2414 (formerly SF 2313), a bill for an act relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care challenge program for working Iowans, a workforce diploma pilot program, educational standards and online learning, and the senior year plus program, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 21: Breitbach, Kraayenbrink, Bolkom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, 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 Appropriations Committee on Senate File 2414, and they were attached to the committee report.

COMMERCE

Bill Title: HOUSE FILE 2138, a bill for an act relating to insurance coverage for prescription insulin drugs.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2442, a bill for an act directing the office of the chief information officer and the Iowa telecommunications and technology commission to jointly conduct a feasibility study relating to internet exchange points.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: HOUSE FILE 2561, a bill for an act relating to protections for certain potential recipients of anatomical gifts.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Sweeney, Segebart, Mathis, Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

COMMERCE

Billi Hunt – Bioscience Development Corporation

Jennifer C. Easler – Consumer Advocate (Appointment and Reappointment)

Krista Wenzel – Iowa Telecommunications and Technology Commission

JUDICIARY

Cheryl Hanson – State Judicial Nominating Commission

Quentin Stanerson – State Judicial Nominating Commission

Judy Bradshaw – Director of Law Enforcement Academy

Ralph Haskins – Board of Parole

STATE GOVERNMENT

Jennifer Dickey – Accountancy Examining Board

Bradley Hauge – Accountancy Examining Board

S. James Smith – Accountancy Examining Board

Dr. Ahmadu Baba-Singhri – Commission on the Status of African Americans

Monica Mead – Commission on the Status of African Americans

Rosalind Peebles Fox – Commission on the Status of African Americans

Rachel Eubank – Alcoholic Beverages Commission

Tandi Brannaman – Architectural Examining Board

Dan Dutcher – Architectural Examining Board

Ted Nahas – Architectural Examining Board

Jerry Purdy – Architectural Examining Board

Dr. Ritu Gurung – Commission of Asian and Pacific Islander Affairs

Benjamin Jung – Commission of Asian and Pacific Islander Affairs

Peggy La – Commission of Asian and Pacific Islander Affairs

James Suong – Commission of Asian and Pacific Islander Affairs

William Burt – Board of Barbering

Ryan Brems – Commission for the Blind

Geneva Jacobsen – Commission for the Blind

Leslie Duinink – Board of Chiropractic

Shane Townsend – Board of Chiropractic

Lauri Wondra – Board of Chiropractic

Anna Brown – Commission on Community Action Agencies

Ajit Kumar – Commission on Community Action Agencies

Mary Whisenand – Commission on Community Action Agencies

Jerry Akers – Board of Cosmetology Arts and Sciences

Jacquelyn Hein – Board of Cosmetology Arts and Sciences

Cynthia Hummel – Board of Cosmetology Arts and Sciences

Jeremy Kemp – Board of Cosmetology Arts and Sciences
Tami Kloewer – Board of Cosmetology Arts and Sciences
Nichole Origer – Board of Cosmetology Arts and Sciences

Jillyn Kaufman – Commission on Deaf Services

Jonathan DeJong – Board of Dentistry
Bruce Thorsen – Board of Dentistry
Jillian Travis – Board of Dentistry

Alexis Stoneking – Board of Dietetics

Michael Bearden – Engineering and Land Surveying Examining Board
Todde Folkerts – Engineering and Land Surveying Examining Board
Rita Perea – Engineering and Land Surveying Examining Board

Joan Birk – Interior Design Examining Board
Jennifer Moseley – Interior Design Examining Board

Kristine Rowley – Investment Board of the Iowa Public Employees' Retirement System

Jonathan Martin – Landscape Architectural Examining Board

Mary Junge – Iowa Lottery Authority Board of Directors

Emily Bauler – Board of Massage Therapy
Ryan Crawford – Board of Massage Therapy
Michael Hammer – Board of Massage Therapy

Trudy Caviness – Board of Medicine (Appointment and Reappointment)
Patricia Fasbender – Board of Medicine
Dr. Warren Gall – Board of Medicine

David Langkamp – Board of Mortuary Science
Mollie Pawlosky – Board of Mortuary Science
Martin Rieken – Board of Mortuary Science

Timothy Perkins – Commission of Native American Affairs

Amy Beltz – Board of Nursing
Stephanie Carr – Board of Nursing
Gordon Goettsch – Board of Nursing
B. J. Hoffman – Board of Nursing

Matthew Niemeier – Board of Nursing Home Administrators
James Robinson – Board of Nursing Home Administrators
Fr. Michael Schueller – Board of Nursing Home Administrators

Jacqueline Pullen – Board of Optometry
Benjamin Uhl – Board of Optometry
Dr. Brett Barker – Board of Pharmacy

Gayle Mayer – Board of Pharmacy
Sherill Whisenand – Board of Pharmacy

Steven Cassabaum – Board of Physical and Occupational Therapy
Robert Palmer – Board of Physical and Occupational Therapy
Melinda Shetler – Board of Physical and Occupational Therapy

Rhonda Poppe – Board of Physician Assistants
Pete Stopulos – Board of Physician Assistants
Anton “Jared” Wiebel – Board of Physician Assistants

Mica Murdoch – Board of Podiatry

Professor Ruth Kunkle – Board of Psychology

Joan Corbin – Iowa Public Information Board
Julie Pottorff – Iowa Public Information Board
Stanley Thompson – Iowa Public Information Board

Daryl Olsen – State Racing and Gaming Commission

Jordan Maus – Real Estate Appraiser Examining Board
Teresa Selberg – Real Estate Appraiser Examining Board

James Clingman – Real Estate Commission
Janet DeMott – Real Estate Commission
Helen Kimes – Real Estate Commission
Wendy Quevedo Carminhato – Real Estate Commission

Dr. Samantha Danielson-Jones – Board of Respiratory Care
Lawrence (Gene) Lilla – Board of Respiratory Care

Megan Begley – Board of Social Work
Teresa Daubitz – Board of Social Work
Jillyn Kaufman – Board of Social Work
Lane Plugge – Board of Social Work

Thomas Burkgren – Iowa Board of Veterinary Medicine
Ann Werner – Iowa Board of Veterinary Medicine

Elizabeth Coonan – Commission on the Status of Women
William Fleming – Commission on the Status of Women
Matthew Gilbert – Commission on the Status of Women

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

JUDICIARY

Nicole Crain – State Judicial Nominating Commission

STATE GOVERNMENT

San Wong – Director of the Department of Human Rights

Mathew Highland – Iowa Public Information Board

Lance Horbach – State Racing and Gaming Commission

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Brian Kane to State Board of Education be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

CLAIRE A. CELSI

Pursuant to Senate Rule 59, the State Government committee directed the nominee, Anna Brown as a member of the Commission on Community Action Agencies, be now automatically placed, without recommendation, upon the individual confirmation calendar.

AMENDMENTS FILED

S-5109	S.F.	2413	Ken Rozenboom
S-5110	S.F.	2413	Robert M. Hogg

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-NINTH CALENDAR DAY
FORTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, June 9, 2020

The Senate met in regular session at 9:02 a.m., President Schneider presiding.

Prayer was offered by Caleb Hunter.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Caleb Hunter.

The Journal of Friday, June 5, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 5, 2020, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2413, a bill for an act relating to agriculture and food, including the powers and duties of the department of agriculture and land stewardship, providing penalties, making penalties applicable, and including effective date provisions.

ALSO: That the House has on June 5, 2020, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 2338, a bill for an act relating to civil actions, including the total amount recoverable as a noneconomic damages award against a health care provider, recoverable damages for medical expenses, and evidence offered to prove past medical expenses. (S-5111)

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:04 a.m. until 9:00 a.m., Wednesday, June 10, 2020.

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:

CREDIT UNION REVIEW BOARD

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on June 8, 2020.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Friday, June 5, 2020, 6:30 p.m.

Members Present: Zaun, Chair; Garrett, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, R. Taylor, and Whiting.

Members Absent: Sweeney (excused).

Committee Business: HF 2529, HF 2444, HF 2339, HF 684, HJR 14. Governor appointments.

Adjourned: 7:50 p.m.

STATE GOVERNMENT

Convened: Friday, June 5, 2020, 8:00 p.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun.

Members Absent: None.

Committee Business: HF 2259, HF 2585, HF 2540, HF 2556, HF 419, HF 2486.

Adjourned: 10:45 p.m.

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: HOUSE FILE 2520, a bill for an act relating to the development and utilization of high-speed electronic transmission mediums.

Recommendation: DO PASS.

Final Vote: Yeas, 17: Dawson, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Chapman, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirmbach, Sinclair, and R. Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: HOUSE FILE 2192, a bill for an act relating to reimbursement rates for health care services provided to covered persons by telehealth and including applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5112.

Final Vote: Yeas, 8: Sweeney, Segebart, Carlin, Costello, Edler, Garrett, Greene, and Johnson. Nays, 5: Mathis, Bolkcom, Jochum, Quirmbach, and Ragan. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE JOINT RESOLUTION 14, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Recommendation: DO PASS.

Final Vote: Yeas, 10: Zaun, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, and R. Taylor. Nays, 4: Garrett, Shipley, Sinclair, and Whiting. Absent, 1: Sweeney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 684, a bill for an act providing limited immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons under twenty-one years of age who report, seek, or require emergency assistance for alcohol overdoses, and modifying penalties.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5114.

Final Vote: Yeas, 13: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, and R. Taylor. Nays, 1: Whiting. Absent, 1: Sweeney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2339, a bill for an act relating to judicial motions and causes of action arising from a person's participation in matters of public significance.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Zaun, Kinney, Bisignano, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, R. Taylor and Whiting. Nays, 2: Garrett and Chapman. Absent, 1: Sweeney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2444, a bill for an act relating to the crime of disorderly conduct and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, R. Taylor and Whiting. Nays, none. Absent, 1: Sweeney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2529, a bill for an act relating to confidential communications between a peer support group counselor and specified individuals.

Recommendation: DO PASS.

Final Vote: Yeas, 14: Zaun, Garrett, Kinney, Bisignano, Chapman, Dawson, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, R. Taylor and Whiting. Nays, none. Absent, 1: Sweeney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 419, a bill for an act relating to professional standards for the certification or designation of music therapists and providing penalties.

Recommendation: DO PASS.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2259, a bill for an act relating to human trafficking prevention training and reporting for employees of lodging providers in the state.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5115.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2486, a bill for an act relating to the design and use of county seals.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5117.

Final Vote: Yeas, 10: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2540, a bill for an act establishing a charity beer, spirits, and wine event permit.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5113.

Final Vote: Yeas, 9: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Schultz, Whiting, and Zaun. Nays, 6: Bisignano, Celsi, Giddens, Jochum, Rozenboom, and T. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2556, a bill for an act relating to notification of the general assembly concerning certain state government leases and real property acquisitions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5116.

Final Vote: Yeas, 10: R. Smith, Johnson, Chapman, Cournoyer, Feenstra, Miller-Meeks, Rozenboom, Schultz, Whiting, and Zaun. Nays, 5: Bisignano, Celsi, Giddens, Jochum, and T. Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2585, a bill for an act relating to the terminology used in relation to the deaf and hard-of-hearing persons.

Recommendation: DO PASS.

Final Vote: Yeas, 15: R. Smith, Johnson, Bisignano, Celsi, Chapman, Cournoyer, Feenstra, Giddens, Jochum, Miller-Meeks, Rozenboom, Schultz, T. Taylor, Whiting, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-5111	S.F.	2338	House
S-5112	H.F.	2192	Human Resources
S-5113	H.F.	2540	State Government
S-5114	H.F.	684	Judiciary
S-5115	H.F.	2259	State Government
S-5116	H.F.	2556	State Government
S-5117	H.F.	2486	State Government

JOURNAL OF THE SENATE

ONE HUNDRED FIFTIETH CALENDAR DAY
FORTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, June 10, 2020

The Senate met in regular session at 9:03 a.m., President Schneider presiding.

Prayer was offered by the Honorable Ken Rozenboom, member of the Senate from Mahaska County, Oskaloosa, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Rozenboom.

The Journal of Tuesday, June 9, 2020, was approved.

The Senate stood at ease at 9:06 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:07 a.m., President Schneider presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

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

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Whitver called up the following eligible appointees on the En Bloc Confirmation Calendar:

Jennifer Dickey, Accountancy Examining Board
Bradley Hauge, Accountancy Examining Board
S. James Smith, Accountancy Examining Board

Dr. Ahmadu Baba-Singhri, Commission on the Status of African Americans

Monica Mead, Commission on the Status of African Americans
Rosalind Peebles Fox, Commission on the Status of African Americans

Rachel Eubank, Alcoholic Beverages Commission

Tandi Brannaman, Architectural Examining Board
Dan Dutcher, Architectural Examining Board
Ted Nahas, Architectural Examining Board
Jerry Purdy, Architectural Examining Board

Dr. Ritu Gurung, Commission of Asian and Pacific Islander Affairs
Benjamin Jung, Commission of Asian and Pacific Islander Affairs
James Suong, Commission of Asian and Pacific Islander Affairs

William Burt, Board of Barbering

Billi Hunt, Bioscience Development Corporation

Ryan Brems, Commission for the Blind
Geneva Jacobsen, Commission for the Blind

Leslie Duinink, Board of Chiropractic
Shane Townsend, Board of Chiropractic
Lauri Wondra, Board of Chiropractic

Ajit Kumar, Commission on Community Action Agencies
Mary Whisenand, Commission on Community Action Agencies

Jennifer C. Easler, Consumer Advocate (Appointment and Reappointment)

Jerry Akers, Board of Cosmetology Arts and Sciences
Jacquelyn Hein, Board of Cosmetology Arts and Sciences
Cynthia Hummel, Board of Cosmetology Arts and Sciences
Jeremy Kemp, Board of Cosmetology Arts and Sciences
Tami Kloewer, Board of Cosmetology Arts and Sciences
Nichole Origer, Board of Cosmetology Arts and Sciences

Jillyn Kaufman, Commission on Deaf Services

Jonathan DeJong, Board of Dentistry
Bruce Thorsen, Board of Dentistry
Jillian Travis, Board of Dentistry

Alexis Stoneking, Board of Dietetics

Michael Bearden, Engineering and Land Surveying Examining Board

Todde Folkerts, Engineering and Land Surveying Examining Board
Rita Perea, Engineering and Land Surveying Examining Board

Joan Birk, Interior Design Examining Board
Jennifer Moseley, Interior Design Examining Board

Kristine Rowley, Investment Board of the Iowa Public Employees' Retirement System

Cheryl Hanson, State Judicial Nominating Commission
Quentin Stanerson, State Judicial Nominating Commission

Jonathan Martin, Landscape Architectural Examining Board

Judy Bradshaw, Director of Law Enforcement Academy

Mary Junge, Iowa Lottery Authority Board of Directors

Emily Bauler, Board of Massage Therapy
Ryan Crawford, Board of Massage Therapy
Michael Hammer, Board of Massage Therapy

Trudy Caviness, Board of Medicine (Appointment and Reappointment)

Patricia Fasbender, Board of Medicine

Dr. Warren Gall, Board of Medicine

David Langkamp, Board of Mortuary Science

Mollie Pawlosky, Board of Mortuary Science

Martin Rieken, Board of Mortuary Science

Timothy Perkins, Commission of Native American Affairs

Amy Beltz, Board of Nursing

Stephanie Carr, Board of Nursing

Gordon Goettsch, Board of Nursing

B. J. Hoffman, Board of Nursing

Matthew Niemeier, Board of Nursing Home Administrators

James Robinson, Board of Nursing Home Administrators

Fr. Michael Schueller, Board of Nursing Home Administrators

Jacqueline Pullen, Board of Optometry

Benjamin Uhl, Board of Optometry

Ralph Haskins, Board of Parole

Dr. Brett Barker, Board of Pharmacy

Gayle Mayer, Board of Pharmacy

Sherill Whisenand, Board of Pharmacy

Steven Cassabaum, Board of Physical and Occupational Therapy

Robert Palmer, Board of Physical and Occupational Therapy

Melinda Shetler, Board of Physical and Occupational Therapy

Rhonda Poppe, Board of Physician Assistants

Pete Stopulos, Board of Physician Assistants

Anton "Jared" Wiebel, Board of Physician Assistants

Mica Murdoch, Board of Podiatry

Professor Ruth Kunkle, Board of Psychology

Joan Corbin, Iowa Public Information Board
Julie Pottorff, Iowa Public Information Board
Stanley Thompson, Iowa Public Information Board

Daryl Olsen, State Racing and Gaming Commission

Jordan Maus, Real Estate Appraiser Examining Board
Teresa Selberg, Real Estate Appraiser Examining Board

Wendy Carminhato, Real Estate Commission
James Clingman, Real Estate Commission
Janet DeMott, Real Estate Commission
Helen Kimes, Real Estate Commission

Dr. Samantha Danielson-Jones, Board of Respiratory Care
Lawrence (Gene) Lilla, Board of Respiratory Care

Megan Begley, Board of Social Work
Teresa Daubitz, Board of Social Work
Jillyn Kaufman, Board of Social Work
Lane Plugge, Board of Social Work

Krista Wenzel, Iowa Telecommunications and Technology
Commission

Thomas Burkgren, Iowa Board of Veterinary Medicine
Ann Werner, Iowa Board of Veterinary Medicine

Elizabeth Coonan, Commission on the Status of Women
William Fleming, Commission on the Status of Women
Matthew Gilbert, Commission on the Status of Women

Senator Whitver moved that the foregoing appointees be confirmed
by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Garrett	Giddens

Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Feenstra

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

HOUSE AMENDMENTS CONSIDERED

Senate File 388

Senator Whitver called up for consideration **Senate File 388**, a bill for an act relating to the Iowa patriots memorial highway, and including applicability provisions, amended by the House in House amendment S-5098, filed June 4, 2020.

Senator Zumbach 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 Zumbach 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. 388), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson

Dotzler	Edler	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Feenstra

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

Senate File 2097

Senator Whitver called up for consideration **Senate File 2097**, a bill for an act relating to the criminal offense of indecent exposure and making penalties applicable, amended by the House in House amendment S-5087, filed March 12, 2020.

Senator Shipley 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 Shipley 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. 2097), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Garrett	Giddens

Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Feenstra

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

Senate File 2225

Senator Whitver called up for consideration **Senate File 2225**, a bill for an act relating to the criminal offenses of theft in the third degree and robbery in the first degree and making penalties applicable, amended by the House in House amendment S-5077, filed March 11, 2020.

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. 2225), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Garrett	Giddens

Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Feenstra

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 388, 2097, and 2225** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 2400

Senator Whitver called up for consideration **Senate File 2400**, a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and certain broadband infrastructure tax exemptions, and including effective date and retroactive applicability provisions, amended by the House in House amendment S-5106, filed June 4, 2020.

Senator Miller-Meeks 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 Miller-Meeks 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. 2400), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Feenstra

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

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2263 and 2294.

Senate File 2263

On motion of Senator Guth, **Senate File 2263**, a bill for an act relating to the validity of certificates of the treasurer, was taken up for consideration.

Senator Guth asked and received unanimous consent that **House File 2481** be **substituted** for **Senate File 2263**.

House File 2481

On motion of Senator Guth, **House File 2481**, a bill for an act relating to the validity of certificates of the treasurer, was taken up for consideration.

Senator Guth 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. 2481), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

WITHDRAWN

Senator Guth asked and received unanimous consent that **Senate File 2263** be **withdrawn** from further consideration of the Senate.

Senate File 2294

On motion of Senator Brown, **Senate File 2294**, a bill for an act relating to certain appeals by nonprofit organizations concerning reimbursement of the department of workforce development for the cost of unemployment benefits, was taken up for consideration.

Senator Brown asked and received unanimous consent that **House File 2362** be **substituted** for **Senate File 2294**.

House File 2362

On motion of Senator Brown, **House File 2362**, a bill for an act relating to certain appeals by nonprofit organizations concerning reimbursement of the department of workforce development for the cost of unemployment benefits, was taken up for consideration.

Senator Brown 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. 2362), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

WITHDRAWN

Senator Brown asked and received unanimous consent that **Senate File 2294** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2400** and **House Files 2362** and **2481** be **immediately messaged** to the House.

The Senate stood at ease at 11:40 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:27 p.m., President Schneider presiding.

QUORUM CALL

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

The Chair declared a quorum present.

HOUSE AMENDMENT CONSIDERED

Senate File 2338

Senator Whitver called up for consideration **Senate File 2338**, a bill for an act relating to civil actions, including the total amount recoverable as a noneconomic damages award against a health care provider, recoverable damages for medical expenses, and evidence offered to prove past medical expenses, amended by the House in House amendment S-5111, filed June 9, 2020.

Senator Hogg asked and received unanimous consent that action on amendment S-5111 and **Senate File 2338** be **deferred**.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2295 and House File 716.

Senate File 2295

On motion of Senator Brown, **Senate File 2295**, a bill for an act relating to certain notifications issued by the department of workforce development concerning claims for unemployment benefits, was taken up for consideration.

Senator Brown asked and received unanimous consent that **House File 2365** be **substituted** for **Senate File 2295**.

House File 2365

On motion of Senator Brown, **House File 2365**, a bill for an act relating to certain notifications issued by the department of workforce development concerning claims for unemployment benefits, was taken up for consideration.

Senator Brown offered amendment S-5118, filed by him from the floor to pages 2 and amending the title page of the bill, and moved its adoption.

Amendment S-5118 was adopted by a voice vote.

Senator Brown 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. 2365), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, none.

Absent, none.

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

WITHDRAWN

Senator Brown asked and received unanimous consent that **Senate File 2295** be **withdrawn** from further consideration of the Senate.

House File 716

On motion of Senator Cournoyer, **House File 716**, a bill for an act relating to firearms requirements for hunting deer, with report of committee recommending passage, was taken up for consideration.

Senator Boulton offered amendment S-5122, filed by him from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5122 be adopted?" (H.F. 716), the vote was:

Yeas, 18:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirnbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, none.

Amendment S-5122 lost.

Senator Cournoyer 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. 716), the vote was:

Yeas, 37:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Miller-Meeks
Nunn	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Whiting	Whitver	Zaun
Zumbach			

Nays, 13:

Bolkcom	Celsi	Giddens	Hogg
Jochum	Mathis	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Smith, J.
Wahls			

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 **House Files 716** and **2365** 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 2304 and 2306.

Senate File 2304

On motion of Senator Brown, **Senate File 2304**, a bill for an act relating to unemployment insurance contribution rates for certain landscaping employers, was taken up for consideration.

Senator Brown asked and received unanimous consent that **House File 2363** be **substituted** for **Senate File 2304**.

House File 2363

On motion of Senator Brown, **House File 2363**, a bill for an act relating to unemployment insurance contribution rates for certain landscaping employers, was taken up for consideration.

Senator Brown 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. 2363), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun			

Nays, 1:

Zumbach

Absent, none.

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

WITHDRAWN

Senator Brown asked and received unanimous consent that **Senate File 2304** be **withdrawn** from further consideration of the Senate.

Senate File 2306

On motion of Senator Brown, **Senate File 2306**, a bill for an act relating to injunctions issued to employers for certain violations of the state unemployment insurance law, was taken up for consideration.

Senator Brown asked and received unanimous consent that **House File 2364** be **substituted** for **Senate File 2306**.

House File 2364

On motion of Senator Brown, **House File 2364**, a bill for an act relating to injunctions issued to employers for certain violations of the state unemployment insurance law, was taken up for consideration.

Senator Brown 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. 2364), the vote was:

Yeas, 50:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Hogg
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Quirmbach	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
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.

WITHDRAWN

Senator Brown asked and received unanimous consent that **Senate File 2306** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 2363** and **2364** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 2486.

House File 2486

On motion of Senator R. Smith, **House File 2486**, a bill for an act relating to the design and use of county seals, with report of committee recommending amendment and passage, was taken up for consideration.

Senator R. Smith offered amendment S-5117, filed by the committee on State Government on June 9, 2020, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Jochum offered amendment S-5124, filed by her from the floor to pages 1-30 of amendment S-5117, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–5124 to amendment S–5117 be adopted?” (H.F. 2486), the vote was:

Yeas, 17:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Bisignano

Amendment S–5124 to amendment S–5117 lost.

Senator R. Smith offered amendment S–5123, filed by him from the floor to pages 16, 22, and 25–30 of amendment S–5117, and moved its adoption.

Amendment S–5123 to amendment S–5117 was adopted by a voice vote.

Senator R. Smith moved the adoption of amendment S–5117, as amended.

Amendment S–5117, as amended, was adopted by a voice vote.

Senator Zaun took the chair at 4:30 p.m.

President Schneider took the chair at 4:42 p.m.

Senator R. Smith 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. 2486), the vote was:

Yeas, 30:

Behn	Breitbart	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Koelker	Kraayenbrink
Miller-Meeks	Nunn	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, R.	Sweeney	Whiting	Whitver
Zaun	Zumbach		

Nays, 19:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Hogg	Jochum	Kapucian
Kinney	Lofgren	Lykam	Mathis
Petersen	Quirmbach	Ragan	Smith, J.
Taylor, R.	Taylor, T.	Wahls	

Absent, 1:

Bisignano

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2486** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 2259, 2359, 2418, 2443, and 2455.

House File 2259

On motion of Senator Cournoyer, **House File 2259**, a bill for an act relating to human trafficking prevention training and reporting for employees of lodging providers in the state, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Cournoyer asked and received unanimous consent to withdraw amendment S-5115, filed by the committee on State Government on June 9, 2020, to page 3 of the bill.

Senator Cournoyer 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. 2259), the vote was:

Yeas, 49:

Behn	Bolkcom	Boulton	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Bisignano

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

House File 2359

On motion of Senator Sinclair, **House File 2359**, a bill for an act relating to the reporting of certain assessment scores by approved practitioner preparation programs, with report of committee recommending passage, was taken up for consideration.

Senator Sinclair 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. 2359), the vote was:

Yeas, 49:

Behn	Bolkcom	Boulton	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Bisignano

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

House File 2418

On motion of Senator Edler, **House File 2418**, a bill for an act relating to certain information in proceedings before the director of the department of education and the board of educational examiners, with report of committee recommending passage, was taken up for consideration.

Senator Edler offered amendment S-5120, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5120 was adopted by a voice vote.

Senator Edler 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. 2418), the vote was:

Yeas, 49:

Behn	Bolkcom	Boulton	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Bisignano

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

House File 2443

On motion of Senator Sinclair, **House File 2443**, a bill for an act relating to eligibility requirements and assessments for students under the senior year plus program and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Sinclair offered amendment S-5121, filed by her from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5121 was adopted by a voice vote.

Senator Sinclair 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. 2443), the vote was:

Yeas, 49:

Behn	Bolkcom	Boulton	Breitbart
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Bisignano

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

House File 2455

On motion of Senator Cournoyer, **House File 2455**, a bill for an act allowing the use of a leashed dog to track and retrieve a wounded deer and providing a penalty, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer withdrew amendment S-5119, filed by her from the floor to page 1 of the bill.

Senator Cournoyer 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. 2455), the vote was:

Yeas, 48:

Behn	Bolkcom	Boulton	Breitbart
Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Feenstra	Garrett	Giddens	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, 1:

Celsi

Absent, 1:

Bisignano

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 **House Files 2259, 2359, 2418, 2443, and 2455** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 5:32 p.m. until 6:30 p.m.

RECONVENED

The Senate reconvened at 7:23 p.m., President Schneider presiding.

QUORUM CALL

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

The Chair declared a quorum present.

CONFIRMATION OF GOVERNOR’S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Whitver called up the appointment of Brian Kane as a member of the State Board of Education, placed on the Individual Confirmation Calendar on Friday, June 5, 2020, found on page 714 of the Senate Journal.

Senator Johnson moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 45:

Behn	Bolkcom	Boulton	Breitbach
Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Feenstra	Garrett	Greene	Guth
Hogg	Jochum	Johnson	Kapucian
Kinney	Koelker	Kraayenbrink	Lofgren
Lykam	Mathis	Miller-Meeks	Nunn
Petersen	Quirmbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Whiting	Whitver	Zaun
Zumbach			

Nays, 4:

Celsi	Giddens	Smith, J.	Wahls
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Absent, 1:

Bisignano

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of San Wong as Director of the Department of Human Rights, placed on the Individual Confirmation Calendar on Friday, June 5, 2020, found on page 714 of the Senate Journal.

Senator Cournoyer moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 37:

Behn	Boulton	Breitbart	Brown
Carlin	Chapman	Costello	Cournoyer
Dawson	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 12:

Bolkcom	Celsi	Dotzler	Giddens
Jochum	Lykam	Mathis	Petersen
Quirmbach	Ragan	Taylor, R.	Taylor, T.

Absent, 1:

Bisignano

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Nicole Crain as a member of the State Judicial Nominating Commission, placed on the Individual Confirmation Calendar on Friday, June 5, 2020, found on page 714 of the Senate Journal.

Senator Zaun moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 32:

Behn	Breitbart	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, 1:

Bisignano

The appointee, having failed to receive a two-thirds vote, was declared to have not been confirmed by the Senate.

Senator Whitver called up the appointment of Dan Huitink as a member of the State Judicial Nominating Commission, placed on the Individual Confirmation Calendar on Thursday, February 13, 2020, found on page 315 of the Senate Journal.

Senator Garrett moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

Behn	Bolkcom	Boulton	Breitbart
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach

Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Bisignano

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Cheryl Arnold as a member of the Public Employment Relations Board, placed on the Individual Confirmation Calendar on Thursday, February 13, 2020, found on page 315 of the Senate Journal.

Senator Schultz moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, 1:

Bisignano

The appointee, having failed to receive a two-thirds vote, was declared to have not been confirmed by the Senate.

Senator Whitver called up the appointment of Lance Horbach as a member of the State Racing and Gaming Commission, placed on the Individual Confirmation Calendar on Friday, June 5, 2020, found on page 714 of the Senate Journal.

Senator R. Smith moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 47:

Behn	Bolkcom	Boulton	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, 2:

Taylor, R.	Taylor, T.
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Absent, 1:

Bisignano

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

The Senate stood at ease at 8:14 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 8:40 p.m., President Schneider presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 10, 2020, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2182, a bill for an act relating to the state public defender pilot project and legal representation in child welfare cases.

Senate File 2188, a bill for an act concerning federal financial assistance funding for hazard mitigation.

ALSO: That the House has on June 10, 2020, **amended and passed** the following bills in which the concurrence of the House was asked:

Senate File 2284, a bill for an act relating to matters involving the state board of regents and the institutions the state board of regents governs, and including retroactive applicability provisions. (S-5134)

Senate File 2310, a bill for an act relating to the Iowa learning online initiative and to standards, requirements, and rules relating to online learning programs and coursework provided at the secondary school level. (S-5135)

Senate File 2356, a bill for an act relating to the education of students with characteristics of dyslexia and to the preparation and licensure of practitioners for such instruction, and establishing an Iowa dyslexia board. (S-5136)

Senate File 2360, a bill for an act relating to classroom management and related practitioner preparation procedures for reporting classroom violence and assaults, to corporal punishment, establishing a grant program and fund for creation of therapeutic classrooms, providing claims reimbursement to school districts for costs relating to therapeutic classrooms, making appropriations, and including effective date provisions. (S-5137)

ALSO: That the House has on June 10, 2020, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2629, a bill for an act relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care challenge program for working Iowans, educational standards, work-based learning coordinators, and the senior year plus program, and including applicability provisions.

Read first time and attached to **similar Senate File 2414**.

ALSO: That the House has on June 10, 2020, **concurred in the Senate amendment and passed** the following bill in which the concurrence of the House was asked:

House File 2360, a bill for an act regarding the expiration of driver's licenses of persons who are age seventy-two or over.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2311 and House File 684.

Senate File 2311

On motion of Senator Carlin, **Senate File 2311**, a bill for an act relating to the definition of young adult for purposes of participation in the preparation for adult living program, was taken up for consideration.

Senator Carlin offered amendment S-5099, filed by him on June 4, 2020, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-5099 was adopted by a voice vote.

Senator Carlin asked and received unanimous consent that **House File 2220** be **substituted** for **Senate File 2311**.

House File 2220

On motion of Senator Carlin, **House File 2220**, a bill for an act relating to the definition of young adult for purposes of participation in the preparation for adult living program, was taken up for consideration.

Senator Carlin 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. 2220), the vote was:

Yeas, 49:

Behn	Bolkcom	Boulton	Breitbart
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Bisignano

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

WITHDRAWN

Senator Carlin asked and received unanimous consent that **Senate File 2311** be **withdrawn** from further consideration of the Senate.

House File 684

On motion of Senator Zaun, **House File 684**, a bill for an act providing limited immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons under twenty-one years of age who report, seek, or require emergency assistance for alcohol overdoses, and modifying penalties, with report of committee recommending amendment and passage was taken up for consideration.

Senator Zaun offered amendment S-5114, filed by the committee on Judiciary on June 9, 2020, to page 1 of the bill, and moved its adoption.

Amendment S-5114 was adopted by a voice vote.

Senator Zaun 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. 684), the vote was:

Yeas, 47:

Behn	Bolkcom	Boulton	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whitver	Zaun	Zumbach	

Nays, 2:

Guth	Whiting
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Absent, 1:

Bisignano

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 **House Files 684** and **2220** be **immediately messaged** to the House.

BUSINESS PENDING

Senate File 2338

The Senate resumed consideration of **Senate File 2338**, a bill for an act relating to civil actions, including the total amount recoverable as a noneconomic damages award against a health care provider, recoverable damages for medical expenses, and evidence offered to prove past medical expenses, and House amendment S-5111, previously deferred.

Senator Boulton offered amendment S-5127, filed by him from the floor to pages 1, and 4-6 of amendment S-5111, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5127 to amendment S-5111 be adopted?" (S.F. 2338), the vote was:

Yeas, 18:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Greene	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Nays, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Absent, 1:

Bisignano

Amendment S-5127 to amendment S-5111 lost.

Senator Petersen withdrew amendment S-5129, filed by her from the floor to pages 3 and 4 of amendment S-5111.

Senator Zaun took the chair at 9:56 p.m.

President Schneider took the chair at 10:06 p.m.

Senator Petersen offered amendment S-5131, filed by her from the floor to pages 3 and 4 of amendment S-5111, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-5131 to amendment S-5111 be adopted?” (S.F. 2338), the vote was:

Yeas, 17:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Bisignano

Amendment S-5131 to amendment S-5111 lost.

Senator Hogg offered amendment S-5125, filed by him from the floor to page 4 of amendment S-5111, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–5125 to amendment S–5111 be adopted?” (S.F. 2338), the vote was:

Yeas, 17:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Bisignano

Amendment S–5125 to amendment S–5111 lost.

Senator Hogg offered amendment S–5133, filed by him from the floor to pages 4–5 of amendment S–5111, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–5133 to amendment S–5111 be adopted?” (S.F. 2338), the vote was:

Yeas, 17:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker

Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Bisignano

Amendment S–5133 to amendment S–5111 lost.

Senator Boulton offered amendment S–5126, filed by him from the floor to page 7 of amendment S–5111, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–5126 to amendment S–5111 be adopted?” (S.F. 2338), the vote was:

Yeas, 18:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Greene	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirnbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Nays, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Absent, 1:

Bisignano

Amendment S–5126 to amendment S–5111 lost.

Senator Boulton offered amendment S-5128, filed by him from the floor to page 7 of amendment S-5111, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5128 to amendment S-5111 be adopted?" (S.F. 2338), the vote was:

Yeas, 17:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Bisignano

Amendment S-5128 to amendment S-5111 lost.

Senator Petersen offered amendment S-5130, filed by her from the floor to page 7 of amendment S-5111, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5130 to amendment S-5111 be adopted?" (S.F. 2338), the vote was:

Yeas, 17:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Bisignano

Amendment S–5130 to amendment S–5111 lost.

Senator Whiting moved that the Senate concur in House amendment S–5111.

Senator Sinclair took the chair at 11:22 p.m.

President Schneider took the chair at 11:38 p.m.

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

Senator Whiting 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. 2338), the vote was:

Yeas, 31:

Behn	Breitbach	Brown	Chapman
Costello	Cournoyer	Dawson	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 18:

Bolkcom	Boulton	Carlin	Celsi
Dotzler	Giddens	Hogg	Jochum
Kinney	Lykam	Mathis	Petersen
Quirmbach	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Absent, 1:

Bisignano

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2338** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 11:45 p.m. until 9:00 a.m., Thursday, June 11, 2020.

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 PUBLIC HEALTH

Department of Public Health Funds Transfer Report, pursuant to 2017 Iowa Acts, Chapter 174, HF 653, sections 3 and 42. Report received on June 9, 2020.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Adam Wince, West Des Moines—For reaching the rank of Eagle Scout, Troop #242. Senator Zaun.

STUDY BILLS RECEIVED**SSB 3202 Ways and Means**

Relating to state and local taxation and regulation, the Iowa reinvestment Act, innovation fund, hunting and fees, and providing for properly related matters, and including effective date and retroactive applicability provisions.

SSB 3203 Appropriations

Relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund and other related provisions, and including effective date and retroactive applicability provisions.

SSB 3204 Appropriations

Relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**SSB 3202**

WAYS AND MEANS: Chapman, Chair; Jochum and R. Smith

SSB 3203

APPROPRIATIONS: Breitbach, Chair; Bolckcom; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Kraayenbrink, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls.

SSB 3204

APPROPRIATIONS: Breitbach, Chair; Bolckcom; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Kraayenbrink, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls.

FINAL COMMITTEE REPORT OF BILL ACTION

TRANSPORTATION

Bill Title: HOUSE FILE 2372, a bill for an act exempting certain farmers and hired help operating a special truck from the requirement to be licensed as a chauffeur.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Kapucian, Brown, Giddens, Breitbach, Cournoyer, Kinney, Koelker, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, 1: Lykam.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 10th day of June, 2020.

Senate File 2413.

W. CHARLES SMITHSON
Secretary of the Senate

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on June 10, 2020, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 2413 – Relating to agriculture and food, including the powers and duties of the department of agriculture and land stewardship, providing penalties, making penalties applicable, and including effective date provisions.

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on June 10, 2020:

I am withdrawing the name of Matt Highland for confirmation as a member of the Iowa Public Information Board from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

REPORT OF THE SECRETARY OF THE SENATE

June 10, 2020

The Honorable Kim Reynolds
Governor of Iowa
Via Email

Re: Notice of Senate Disapproval of a Gubernatorial Nominee

Dear Governor Reynolds:

On June 10, 2020, the Iowa Senate failed to approve the confirmation of Cheryl Arnold as a member of the Public Employment Relations Board. Based on that failure to approve, by operation of law the appointment of Cheryl Arnold as Chair of the Public Employment Relations Board is deemed disapproved. Pursuant to Iowa Code section 2.32(11), these disapprovals trigger certain timelines.

Notice of these disapprovals are hereby being filed with your office on June 10, 2020.

If you have any questions or concerns, please notify me.

Sincerely,

W. Charles Smithson
Secretary of the Senate

June 10, 2020

The Honorable Kim Reynolds
Governor of Iowa
Via Email

Re: Notice of Senate Disapproval of a Gubernatorial Nominee

Dear Governor Reynolds:

On June 10, 2020, the Iowa Senate failed to approve the confirmation of Nicole Crain as a member of the State Judicial Nominating Commission. Pursuant to Iowa Code section 2.32(11), this triggers certain timelines.

Notice of this disapproval is hereby being filed with your office on June 10, 2020.

If you have any questions or concerns, please notify me.

Sincerely,

W. Charles Smithson
Secretary of the Senate

AMENDMENTS FILED

S-5118	H.F.	2365	Waylon Brown
S-5119	H.F.	2455	Chris Cournoyer
S-5120	H.F.	2418	Jeff Edler
S-5121	H.F.	2443	Amy Sinclair
S-5122	H.F.	716	Nate Boulton
S-5123	H.F.	2486	Roby Smith
S-5124	H.F.	2486	Pam Jochum
S-5125	S.F.	2338	Robert M. Hogg
S-5126	S.F.	2338	Nate Boulton
S-5127	S.F.	2338	Nate Boulton
S-5128	S.F.	2338	Nate Boulton
S-5129	S.F.	2338	Janet Petersen
S-5130	S.F.	2338	Janet Petersen
S-5131	S.F.	2338	Janet Petersen
S-5132	H.F.	2372	Dan Zumbach
S-5133	S.F.	2338	Robert M. Hogg
S-5134	S.F.	2284	House
S-5135	S.F.	2310	House
S-5136	S.F.	2356	House
S-5137	S.F.	2360	House

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-FIRST CALENDAR DAY
FORTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, June 11, 2020

The Senate met in regular session at 9:00 a.m., Senator Sinclair presiding.

Prayer was offered by the Honorable Tim Kraayenbrink, member of the Senate from Webster County, Fort Dodge, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Kraayenbrink.

The Journal of Wednesday, June 10, 2020, was approved.

The Senate stood at ease at 9:04 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:16 a.m., President Schneider presiding.

HOUSE AMENDMENTS CONSIDERED

Senate File 2284

Senator Whitver called up for consideration **Senate File 2284**, a bill for an act relating to matters involving the state board of regents and the institutions the state board of regents governs, and including retroactive applicability provisions, amended by the House in House amendment S-5134, filed June 10, 2020.

Senator Sinclair withdrew amendment S-5140, filed by her from the floor to page 1 of House amendment S-5134.

Senator Sinclair 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 Sinclair 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. 2284), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

Senate File 2356

Senator Whitver called up for consideration **Senate File 2356**, a bill for an act relating to the education of students with characteristics of dyslexia and to the preparation and licensure of practitioners for such instruction, and establishing an Iowa dyslexia board, amended by the House in House amendment S-5136, filed June 10, 2020.

Senator Behn 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 Behn 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. 2356), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

Senate File 2360

Senator Whitver called up for consideration **Senate File 2360**, a bill for an act relating to classroom management and related practitioner preparation procedures for reporting classroom violence and assaults, to corporal punishment, establishing a grant program and fund for creation of therapeutic classrooms, providing claims reimbursement to school districts for costs relating to therapeutic classrooms, making appropriations, and including effective date provisions, amended by the House in House amendment S-5137, filed June 10, 2020.

Senator Sinclair 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 Sinclair 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. 2360), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, 1:

Celsi

Absent, 1:

Hogg

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 2284, 2356, and 2360** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2414.

Senate File 2414

On motion of Senator Sinclair, **Senate File 2414**, a bill for an act relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care challenge program for working Iowans, a workforce diploma pilot program, educational standards and online learning, and the senior year plus program, and including effective date provisions, was taken up for consideration.

Senator Sinclair offered amendment S-5138, filed by her 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-5138 was adopted by a voice vote.

Senator Sinclair asked and received unanimous consent that **House File 2629** be **substituted** for **Senate File 2414**.

House File 2629

On motion of Senator Sinclair, **House File 2629**, a bill for an act relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care challenge program for working Iowans, a workforce diploma pilot program, educational standards and online learning, and the senior year plus program, and including effective date provisions, was taken up for consideration.

Senator Sinclair offered amendment S-5141, filed by her from the floor to pages 8-10 and 13 and amending the title page of the bill, and moved its adoption.

Amendment S-5141 was adopted by a voice vote.

Senator Quirmbach offered amendment S-5142, filed by him from the floor to page 13 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5142 be adopted?" (H.F. 2629), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Hogg

Amendment S-5142 lost.

Senator Sinclair 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. 2629), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Sinclair asked and received unanimous consent that **Senate File 2414** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 2372.

House File 2372

On motion of Senator Zumbach, **House File 2372**, a bill for an act exempting certain farmers and hired help operating a special truck from the requirement to be licensed as a chauffeur, with report of committee recommending passage, was taken up for consideration.

Senator Zumbach offered amendment S-5132, filed by him on June 10, 2020, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5132 was adopted by a voice vote.

Senator Zumbach 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. 2372), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 2372 and 2629** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 12:34 p.m. until 3:00 p.m.

RECONVENED

The Senate reconvened at 5:50 p.m., President Schneider presiding.

SPECIAL GUEST

Senator Whitver introduced to the Senate chamber the Honorable Kim Reynolds, former state Senator and current Governor of the State of Iowa.

The Senate rose and expressed its welcome.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2416.

Senate File 2416

On motion of Senator Whitver, **Senate File 2416**, a bill for an act relating to peace officers, including the certification, training, and prosecution of peace officers and the use of chokeholds by peace officers, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senate File 2416 was **deferred**.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 11, 2020, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2647, a bill for an act relating to peace officers, including the certification, training, and prosecution of peace officers and the use of chokeholds by peace officers, and including effective date and retroactive applicability provisions.

Read first time and attached to **companion Senate File 2416**.

The Senate resumed consideration of Senate File 2416, previously deferred.

Senator Whitver asked and received unanimous consent that **House File 2647** be **substituted** for **Senate File 2416**.

House File 2647

On motion of Senator Whitver, **House File 2647**, a bill for an act relating to peace officers, including the certification, training, and prosecution of peace officers and the use of chokeholds by peace officers, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Whitver 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. 2647), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker

Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Whitver asked and received unanimous consent that **Senate File 2416** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2647** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 11, 2020, **passed** the following bills in which the concurrence of the House was asked:

Senate File 272, a bill for an act relating to the provision of debt management services in connection with educational loans, and making penalties applicable.

Senate File 620, a bill for an act relating to the procedure for disposal of certain city utilities by sale.

Senate File 2398, a bill for an act establishing a rural veterinarian loan repayment program for veterinary students and certain licensed veterinarians and a rural veterinary care trust fund, and making appropriations.

ALSO: That the House has on June 11, 2020, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 2349, a bill for an act relating to the office of the chief information officer, including procurement preferences and a report detailing state information technology assets. (S-5143)

ALSO: That the House has on June 11, 2020, **insisted** on its amendment to **House File 760**, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days. The Conference Committee members on the part of the House are: the representative from Mahaska, Representative Hite, Chair; the representative from Dickinson, Representative Wills; the representative from Clinton, Representative Mommsen; the representative from Scott; Representative Kurth; and the representative from Clinton, Representative Wolfe.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 7:06 p.m. until 9:00 a.m., Friday, June 12, 2020.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Thursday, June 11, 2020, 1:15 p.m.

Recessed: 1:20 p.m.

Reconvened: 2:00 p.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls.

Members Absent: None.

Committee Business: SSB 3203 and SSB 3204.

Adjourned: 3:00 p.m.

WAYS AND MEANS

Convened: Thursday, June 11, 2020, 4:05 p.m.

Recessed: 4:20 p.m.

Reconvened: 5:10 p.m.

Members Present: Chapman, Chair; Dawson, Vice Chair; Jochum, Ranking Member; Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Quirmbach, Schultz, R. Smith, Sweeney, and Wahls.

Members Absent: None.

Committee Business: SF 2393.

Adjourned: 5:15 p.m.

INTRODUCTION OF BILLS

Senate File 2415, by committee on Appropriations, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund and other related provisions, and including effective date and retroactive applicability provisions.

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

Senate File 2416, by Whitver and Petersen, a bill for an act relating to peace officers, including the certification, training, and prosecution of peace officers and the use of chokeholds by peace officers, and including effective date and retroactive applicability provisions.

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

Senate File 2417, by committee on Appropriations, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters, and including effective date and retroactive applicability provisions.

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

Senate File 2418, by committee on Ways and Means, a bill for an act relating to the granting of professional licenses, certificates, and registrations to persons licensed in other states, and including effective date provisions.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 2415 (SSB 3203), a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund and other related provisions, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 21: Breitbach, Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2417 (SSB 3204), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 21: Breitbach, Kraayenbrink, Bolkcom, Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls. Nays, none. Absent, 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 Appropriations Committee on Senate File 2417, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *SENATE FILE 2418 (formerly SF 2393), a bill for an act relating to the granting of professional licenses, certificates, and registrations to persons licensed in other states, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Chapman, Dawson, Behn, Brown, Carlin, Edler, Feenstra, Nunn, Schultz, R. Smith, and Sweeney. Nays, 6: Jochum, Bolkcom, Dotzler, Giddens, Quirmbach, and Wahls. Absent, 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 2418, and they were attached to the committee report.

REPORT OF THE SECRETARY OF THE SENATE

MR. PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling Senate File 2338, the following correction was made:

1. Page 1, line 31, removed hyphen between “19” and “related”.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-5138	S.F.	2414	Amy Sinclair
S-5139	S.F.	2339	Brad Zaun
S-5140	S.F.	2284	Amy Sinclair
S-5141	H.F.	2629	Amy Sinclair
S-5142	H.F.	2629	Herman C. Quirmbach
S-5143	S.F.	2349	House
S-5144	S.F.	2339	Jake Chapman

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-SECOND CALENDAR DAY
FORTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, June 12, 2020

The Senate met in regular session at 9:10 a.m., President Schneider presiding.

Prayer was offered by the Honorable Jim Carlin, member of the Senate from Woodbury County, Sioux City, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Carlin.

The Journal of Thursday, June 11, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 11, 2020, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2232, a bill for an act relating to the Iowa trust code, including the creation of directed trusts, the transfer of trust assets into other trusts, and requirements related to notices to beneficiaries.

Senate File 2268, a bill for an act establishing the minimum age relative to various activities relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, making penalties applicable, and including effective date provisions.

Senate File 2373, a bill for an act modifying provisions relating to telecommunicators.

ALSO: That the House has on June 11, 2020, **amended** the Senate amendment, **concurred** in the Senate amendment **as amended**, and **passed** the following bill in which the concurrence of the House was asked:

House File 2486, a bill for an act relating to the design and use of county seals. (S-5146)

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 760** on the part of the Senate: Senators R. Smith, Chair; Senator Behn, Senator Cournoyer, Senator Jochum, and Senator Wahls.

The Senate stood at ease at 9:12 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:37 a.m., President Schneider presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hogg, until he arrives, on request of Senator Petersen.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2312 and 2339, and House File 2221.

Senate File 2312

On motion of Senator Sinclair, **Senate File 2312**, a bill for an act relating to the disposal and acquisition of city water utilities, including at-risk systems, was taken up for consideration.

Senator Sinclair asked and received unanimous consent that **House File 2452** be **substituted** for **Senate File 2312**.

House File 2452

On motion of Senator Sinclair, **House File 2452**, a bill for an act relating to the disposal and acquisition of city water utilities, including at-risk systems, was taken up for consideration.

Senator Sinclair 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. 2452), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Sinclair asked and received unanimous consent that **Senate File 2312** be **withdrawn** from further consideration of the Senate.

Senate File 2339

On motion of Senator Zaun, **Senate File 2339**, a bill for an act providing for business corporations, providing for certain fees, and including effective date provisions, was taken up for consideration.

Senator Zaun offered amendment S-5139, filed by him on June 11, 2020, to pages 1-6, 8-11, 15, 19, 41, 97, 99-102, 114, 131, 132, 189, 190, 199, 208, 211, 219, 236, 241, 243, 245-247, and 252-254 of the bill.

Senator Chapman offered amendment S-5144, filed by him on June 11, 2020, to pages 2, 6, and 8 and amending the title provisions of amendment S-5139, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-5144 to amendment S-5139 be adopted?” (S.F. 2339), the vote was:

Yeas, 33:

Behn	Bisignano	Breitbart	Brown
Carlin	Chapman	Costello	Cournoyer
Dawson	Edler	Feenstra	Garrett
Greene	Guth	Johnson	Kapucian
Koelker	Kraayenbrink	Lofgren	Miller-Meeks
Nunn	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, R.
Sweeney	Whiting	Whitver	Zaun
Zumbach			

Nays, 16:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Jochum	Kinney	Lykam
Mathis	Petersen	Quirmbach	Ragan
Smith, J.	Taylor, R.	Taylor, T.	Wahls

Absent, 1:

Hogg

Amendment S-5144 to amendment S-5139 was adopted.

Senator Zaun moved the adoption of amendment S-5139, as amended.

Amendment S-5139, as amended, was adopted by a voice vote.

Senator Zaun 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. 2339), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirnbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, 1:

Celsi

Absent, 1:

Hogg

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

House File 2221

On motion of Senator Greene, **House File 2221**, a bill for an act relating to the licensed health professional member of a local board of health, with report of committee recommending passage, was taken up for consideration.

Senator Greene 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. 2221), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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 2339** and **House Files 2221** and **2452** be **immediately messaged** to the House.

RECESS

On motion of Senator Behn, the Senate recessed at 1:41 p.m. until 3:00 p.m.

RECONVENED

The Senate reconvened at 4:39 p.m., President Schneider presiding.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senate Resolution 120

Senator Whitver asked and received unanimous consent to take up the following resolution:

1 A Resolution honoring Senator Mark Segebart for his
2 years of service in the Iowa General Assembly.
3 WHEREAS, Mark Segebart was born and raised in
4 Crawford County, received a Bachelor of Science degree
5 in forestry from Iowa State University, and is a sixth
6 generation family farmer residing on a farm near Vail,
7 Iowa; and
8 WHEREAS, Senator Segebart is a community leader,
9 having served as a Crawford County supervisor for
10 16 years, serving as a member and past president of
11 the Crawford County Cattlemen's Association; the
12 Iowa Soybean Association; the Iowa Corn Growers
13 Association; the Crawford County Board of Health; the
14 Buena Vista, Crawford, and Sac County Early Childhood
15 Iowa Empowerment Board; the WESCO Industries Board of
16 Directors; and the Crawford County Early Childhood
17 Center Board; and
18 WHEREAS, Senator Segebart has served in the Iowa
19 Senate since 2013, representing District 6 which covers
20 Buena Vista, Sac, Carroll, and Audubon counties, and
21 portions of Crawford County; and
22 WHEREAS, during his Senate tenure, Senator Segebart
23 has served with the earnestness befitting the gravity
24 of the issues presented, tempered by an affable manner
25 and a dry sense of humor; and
26 WHEREAS, during his Senate tenure, Senator Segebart
27 served on the Agriculture, Appropriations, Human
28 Resources, Local Government, Natural Resources and

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1 Environment, and Veterans Affairs committees; the
2 Joint Appropriations Subcommittee on Health and Human
3 Services; and the Health Policy Oversight Committee of
4 the Legislative Council; and
5 WHEREAS, during his Senate tenure, Senator Segebart
6 has also served on various councils, committees, and
7 commissions including the Center for Rural Health and
8 Primary Care Advisory Committee, the State Child Care
9 Advisory Committee, the Council on Human Services,
10 the Governmental Public Health Advisory Council, the
11 Commission on Aging, the Medical Assistance Projections

12 and Assessment Council, the Integrated Health Care
13 Delivery Models and Multi-Payer Delivery Systems Study
14 Committee, the Mental Health and Disability Services
15 Redesign Fiscal Viability Study Committee, and the
16 Mental Health and Disability Services Funding Study
17 Committee; and
18 WHEREAS, Senator Segebart and his wife, Catherine,
19 also an advocate for children including throughout
20 her lifelong career as a public school teacher,
21 have been married for 46 years and are the proud
22 parents of two children, Martha and Alex, and of two
23 grandchildren; NOW THEREFORE,
24 BE IT RESOLVED BY THE SENATE, That the Senate honors
25 and thanks Senator Mark Segebart for his years of
26 public service to the Senate and the State of Iowa, and
27 wishes him and his family all the best in the years to
28 come.

The Senate rose and expressed its tribute to Senator Segebart.

Senator Schultz moved the adoption of Senate Resolution 120, which motion prevailed by a voice vote.

Senator Segebart addressed the Senate with brief remarks.

Senate Resolution 115

Senator Whitver asked and received unanimous consent to take up the following resolution:

1 A Resolution honoring Senator Michael Breitbach for his
2 years of service in the Iowa General Assembly.
3 WHEREAS, Senator Michael Breitbach was born in
4 Manchester, Iowa, graduated from Loras College, and has
5 resided in Strawberry Point and served northeast Iowa
6 his entire adult life; and
7 WHEREAS, having a business background provided
8 Senator Breitbach with a broad understanding of matters
9 relating to running a business, including making
10 payroll, establishing a budget, and overcoming the many
11 challenges businesses face on a day-to-day basis which
12 Senator Breitbach later used to serve his constituents
13 and the people of Iowa; and
14 WHEREAS, Senator Breitbach has served his
15 constituents for many years, and has served as a board
16 member of the Clayton County Civil Service Commission,

17 Farmers Savings Bank, Strawberry Point Economic
18 Development Fund, Strawberry Homes, and Strawberry
19 Point Leisure Homes; and
20 WHEREAS, Senator Breitbach has been a proud member
21 of the Iowa Independent Insurance Association, the Iowa
22 Motor Truck Association, the Iowa Ready Mixed Concrete
23 Association, the Iowa Concrete Paving Association, the
24 Iowa Bankers Association, the Strawberry Point Lions
25 Club, the Core Curriculum Committee of the Starmont
26 Community School District, and an alumni member of
27 Leadership Iowa; and
28 WHEREAS, Senator Breitbach has served on a variety

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1 of legislative committees, including Appropriations
2 (Chairperson), Commerce (Vice-Chairperson),
3 Transportation (Vice-Chairperson), Labor and Business
4 Relations, Natural Resources and Environment,
5 Economic Growth, Ways and Means, and Local Government
6 standing committees, and the Economic Development and
7 Appropriations Subcommittee (Vice-Chairperson); and
8 WHEREAS, Senator Breitbach has also served on
9 other committees, boards, and commissions including
10 the Tax Expenditure and the Fiscal Committees of the
11 Legislative Council, the Public Retirement Systems
12 Committee, the Commission on Tobacco Use and Prevention
13 and Control, the Cannabidiol Implementation Study
14 Committee, and the Iowa Comprehensive Health Insurance
15 Association Board; and
16 WHEREAS, Senator Breitbach's career in the Senate
17 has been exemplified by his commitment to integrity and
18 public service; NOW THEREFORE,
19 BE IT RESOLVED BY THE SENATE, That the Senate honors
20 and thanks Senator Michael Breitbach for his years of
21 service in the Senate, and wishes him and his family
22 the very best in the years to come.

The Senate rose and expressed its tribute to Senator Breitbach.

Senator Zumbach moved the adoption of Senate Resolution 115,
which motion prevailed by a voice vote.

Senator Breitbach addressed the Senate with brief remarks.

Senate Resolution 114

Senator Whitver asked and received unanimous consent to take up the following resolution:

1 A Resolution honoring Senator Jerry Behn for his years
2 of service in the Iowa Senate.
3 WHEREAS, Senator Jerry Behn was born in Ames, Iowa,
4 was raised in Boone County, graduated from United
5 Community Schools, has farmed for almost 50 years, and
6 together with his wife Dennise has raised their family
7 of four children and seven grandchildren; and
8 WHEREAS, Senator Behn is a long-standing member of
9 the Iowa Association of Business and Industry, the Iowa
10 Farm Bureau, the Iowa Soybean Association, the National
11 Federation of Independent Business, and the National
12 Rifle Association; and
13 WHEREAS, after having served as a Boone County
14 supervisor; Senator Behn was first elected to the
15 Senate in 1996; and
16 WHEREAS, upon election in 1996 Senator Behn
17 represented Senate District 40, and beginning in 2003
18 Senator Behn has represented Senate District 24, which
19 now includes all or parts of Boone, Greene, Hamilton,
20 Story, and Webster counties; and
21 WHEREAS, during his legislative tenure of 24 years,
22 the voters of his Senate districts have elected Senator
23 Behn to six consecutive terms; and
24 WHEREAS, during his legislative tenure, Senator
25 Behn has served in a leadership capacity on a number
26 of committees, including the Committee on Agriculture
27 (Chairperson), the Committee on Commerce (Ranking
28 Member and Chairperson); the Committee on Environment

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1 and Energy Independence (Ranking Member), the Committee
2 on Ethics (Ranking Member, Vice Chairperson, and
3 Chairperson), the Committee on Local Government
4 (Chairperson), the Committee on Small Business and
5 Economic Development (Vice Chairperson), and the
6 Committee on Ways and Means (Vice Chairperson); and
7 WHEREAS, during his Senate tenure, Senator Behn
8 has held a number of leadership positions, including
9 as a member of the Legislative Council, including the
10 Administration Committee and the Service Committee; and
11 the Committee on Rules and Administration; and
12 WHEREAS, in 2005 Senator Behn was elected by the
13 Republican caucus as Assistant Republican Leader,
14 in 2011 he was elected by the Republican caucus as
15 Minority (Republican) Leader, and in 2017 and 2019 he

16 was elected by the Senate as President Pro Tempore; and
17 WHEREAS, during his legislative service, Senator
18 Behn has earned wide respect for his integrity and
19 courtesy which extends to constituents, colleagues,
20 staff, lobbyists, and the press; and
21 WHEREAS, throughout his legislative service,
22 Senator Behn has been actively involved in matters
23 of government revenue and expenditures, tax policy,
24 and state budget practices, economic growth and job
25 creation, and the fundamental place of agriculture in
26 this state; NOW THEREFORE,
27 BE IT RESOLVED BY THE SENATE, That the Senate
28 honors Senator Jerry Behn for his years of legislative
29 service, and wishes him and his wife Dennise many years
30 of happiness with their family.

The Senate rose and expressed its tribute to Senator Behn.

Senator Zaun moved the adoption of Senate Resolution 114, which motion prevailed by a voice vote.

Senator Behn addressed the Senate with brief remarks.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 12, 2020, **passed** the following bill in which the concurrence of the House was asked:

Senate File 526, a bill for an act creating a blue alert program within the department of public safety for the apprehension of a person suspected of killing or seriously injuring a peace officer in the line of duty or due to safety concerns for a peace officer missing while on duty.

ALSO: That the House has on June 12, 2020, **concurred** in the Senate amendment and **passed** the following bills in which the concurrence of the House was asked:

House File 684, a bill for an act providing limited immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons under twenty-one years of age who report, seek, or require emergency assistance for alcohol overdoses, and modifying penalties.

House File 2365, a bill for an act relating to certain notifications issued by the department of workforce development concerning claims for unemployment benefits.

House File 2372, a bill for an act exempting certain farmers and hired help operating a special truck from the requirement to be licensed as a chauffeur.

House File 2629, a bill for an act relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care challenge program for working Iowans, educational standards, work-based learning coordinators, and the senior year plus program, and including applicability provisions.

ALSO: That the House has on June 12, 2020, **amended** the Senate amendment, **concurred** in the Senate amendment **as amended**, and **passed** the following bill in which the concurrence of the Senate is asked:

House File 737, a bill for an act relating to the regulation of persons involved with animals other than livestock and certain wild animals, providing for criminal offenses and court orders associated with animal mistreatment, and including penalties. (S-5148)

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senate Resolution 116

Senator Whitver asked and received unanimous consent to take up the following resolution:

- 1 A Resolution honoring Senator Randy Feenstra for his
- 2 years of service in the Iowa General Assembly.
- 3 WHEREAS, Senator Randy Feenstra, born and raised in
- 4 Hull, Iowa, while being a devoted husband to Lynette,
- 5 and father to Taylor, Erika, Dawson, and Savannah,
- 6 has also been involved in public service at the local
- 7 level as a city administrator, county treasurer, and
- 8 emergency medical technician, and at the state level as
- 9 a state Senator for much of his adult life; and
- 10 WHEREAS, Senator Feenstra, who received his
- 11 Bachelor's Degree from Dordt College and a Master's
- 12 Degree in Public Administration from Iowa State
- 13 University, was first elected to the Senate in 2008,
- 14 and has served the citizens of Northwest Iowa for

15 three terms while also being a professor of business
16 administration at Dordt University; and
17 WHEREAS, Senator Feenstra has served on a wide
18 array of legislative committees, including serving as
19 Chairperson of the Senate Ways and Means Committee,
20 Co-chairperson of the Tax Expenditure Committee, and on
21 the Fiscal Committee of the General Assembly; and
22 WHEREAS, Senator Feenstra currently serves on the
23 Commerce, Rules and Administration, State Government,
24 and Ways and Means committees, and on the Capital
25 Projects Committee of the Legislative Council and the
26 Streamlined Sales and Use Tax Agreement Governing
27 Board; and
28 WHEREAS, Senator Feenstra has also served the people

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1 of Iowa on numerous boards and commissions in his
2 community, including college, hospital, civic, and
3 church boards; and
4 WHEREAS, Senator Feenstra has long championed the
5 voice of Iowa's taxpayers and advocated to strengthen
6 accountability to those taxpayers, as evidenced by
7 his efforts working for passage of income tax, sales
8 tax, and property tax reforms; passage of government
9 spending limitations and oversight; and passage of
10 legislation that empowers the taxpayers and businesses
11 of Iowa; and
12 WHEREAS, Senator Feenstra has been recognized with
13 the Iowa League of Cities Legislative Service Award in
14 2012, the Iowa State Community Leadership Award, and
15 was included in the Sioux City Journal's List of top
16 leaders in Western Iowa; and
17 WHEREAS, over the past 12 years Senator Feenstra has
18 faced many difficult issues with a compassionate heart
19 and critical eye that will greatly be missed; and
20 WHEREAS, Senator Feenstra will be remembered for
21 his tireless efforts on behalf of his constituents
22 in Sioux, Lyon, O'Brien, Plymouth, and Cherokee
23 counties; NOW THEREFORE,
24 BE IT RESOLVED BY THE SENATE, That the Senate honors
25 Senator Randy Feenstra for his years of public service
26 in the Iowa General Assembly and wishes him all the
27 best in the years to come.

The Senate rose and expressed its tribute to Senator Feenstra.

Senator R. Smith moved the adoption of Senate Resolution 116,
which motion prevailed by a voice vote.

Senator Feenstra addressed the Senate with brief remarks.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 11, 2020, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2641, a bill for an act relating to state taxation and related laws of the state, including the administration by the department of revenue of certain tax credits and refunds, income taxes, moneys and credits taxes, sales and use taxes, partnership and pass-through entity audits, and by modifying provisions relating to the reinstatement of business entities, the assessment and valuation of property, the Iowa reinvestment Act, port authorities, and animals and food, and providing penalties, and including effective date and retroactive applicability provisions.

Read first time and attached to **similar Senate File 2419**.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 2540 and 2561.

House File 2540

On motion of Senator Johnson, **House File 2540**, a bill for an act establishing a charity beer, spirits, and wine event permit, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Johnson offered amendment S-5113, filed by the committee on State Government on June 9, 2020, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Johnson offered amendment S-5145, filed by him from the floor to page 8 of amendment S-5113, and moved its adoption.

Amendment S-5145 to amendment S-5113 was adopted by a voice vote.

Senator Bisignano called for the following division of amendment S-5113, as amended:

Division S-5113A: Page 6, line 10 through Page 8, line 18;

Division S-5113B: Page 1, line 3 through Page 6, line 9 and Page 8, lines 19-30.

Senator Johnson moved the adoption of division S-5113A.

A record roll call was requested.

On the question "Shall division S-5113A be adopted?" (H.F. 2540), the vote was:

Yeas, 27:

Behn	Breitbach	Brown	Carlin
Chapman	Cournoyer	Dawson	Edler
Greene	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 21:

Bisignano	Bolkcom	Boulton	Celsi
Costello	Dotzler	Garrett	Giddens
Guth	Jochum	Kinney	Lykam
Mathis	Petersen	Quirmbach	Ragan
Rozenboom	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, 2:

Feenstra	Hogg
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Division S-5113A was adopted.

Senator Johnson moved the adoption of division S-5113B.

Division S-5113B was adopted by a voice vote.

Senator Johnson 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. 2540), the vote was:

Yeas, 44:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Cournoyer	Dawson	Dotzler
Edler	Garrett	Giddens	Greene
Jochum	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Miller-Meeks	Nunn	Petersen
Ragan	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, 4:

Costello	Guth	Quirmbach	Rozenboom
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Absent, 2:

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

House File 2561

On motion of Senator Segebart, **House File 2561**, a bill for an act relating to protections for certain potential recipients of anatomical gifts, with report of committee recommending passage, was taken up for consideration.

Senator Segebart 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. 2561), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Garrett	Giddens
Greene	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, none.

Absent, 2:

Feenstra Hogg

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 **House Files 2540** and **2561** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 7:47 p.m. until 9:00 a.m., Saturday, June 13, 2020.

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:

DEPARTMENT OF HUMAN SERVICES

Preferred Drug List Program Report, pursuant to Iowa Code section 249A.20A. Report received on June 12, 2020.

Senate File 2144—Glenwood Resource Center, pursuant to 2020 Iowa Acts, SF 2144, Chapter 1001. Report received on June 12, 2020.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

William Brown, Altoona—For reaching the rank of Eagle Scout, Troop #63. Senator Nunn.

Detective Todd Cheney, ICPD—For earning the Law Enforcement in Victims Services Award. Senator Sinclair.

Detective Jennifer Clarahan, ICPD—For earning the Law Enforcement in Victims Services Award. Senator Sinclair.

Detective Hanna Dvorak, Coralville Police Department—For earning the Law Enforcement in Victims Services Award. Senator Sinclair.

Detective David Gonzalez, ICPD Team Leader—For earning the Law Enforcement in Victims Services Award. Senator Sinclair.

Special Agent Casey Maxted, FBI—For earning the Law Enforcement in Victims Services Award. Senator Sinclair.

Detective Andrew Rich, ICPD—For earning the Law Enforcement in Victims Services Award. Senator Sinclair.

Detective Katrina Rudish, Johnson County Sheriff's Office—For earning the Law Enforcement in Victims Services Award. Senator Sinclair.

Ken Sagar, Des Moines—Upon his retirement as Iowa AFL-CIO President (2008–2020). Senator Boulton.

Agent Jagat Sandhu, IDCI—For earning the Law Enforcement in Victims Services Award. Senator Sinclair.

Detective Michael Smithey, ICPD—For earning the Law Enforcement in Victims Services Award. Senator Sinclair.

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Friday, June 12, 2020, 2:45 p.m.

Members Present: Chapman, Chair; Dawson, Vice Chair; Jochum, Ranking Member; Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Feenstra, Giddens, Nunn, Quirmbach, Schultz, R. Smith, Sweeney, and Wahls.

Members Absent: None.

Committee Business: SSB 3202.

Adjourned: 2:55 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 114, by committee on Rules and Administration, a resolution for honoring Senator Jerry Behn for his years of service in the Iowa Senate.

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

Senate Resolution 115, by committee on Rules and Administration, a resolution for honoring Senator Michael Breitbach for his years of service in the Iowa General Assembly.

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

Senate Resolution 116, by committee on Rules and Administration, a resolution for honoring Senator Randy Feenstra for his years of service in the Iowa General Assembly.

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

Senate Resolution 117, by committee on Rules and Administration, a resolution for honoring Senator Thomas A. Greene for his service in the Iowa Senate.

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

Senate Resolution 118, by committee on Rules and Administration, a resolution for honoring Senator Tim Kapucian for his years of service in the Iowa Senate.

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

Senate Resolution 119, by committee on Rules and Administration, a resolution for honoring Senator Charles Schneider for his service in the Iowa Senate.

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

Senate Resolution 120, by committee on Rules and Administration, a resolution for honoring Senator Mark Segebart for his years of service in the Iowa General Assembly.

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

INTRODUCTION OF BILL

Senate File 2419, by committee on Ways and Means, a bill for an act relating to state and local taxation and regulation, the Iowa reinvestment Act, innovation fund, hunting and fees, and providing for properly related matters, and including effective date and retroactive applicability provisions.

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

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: SENATE FILE 2419 (SSB 3202), a bill for an act relating to state and local taxation and regulation, the Iowa reinvestment Act, innovation fund, hunting and fees, and providing for properly related matters, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Chapman, Dawson, Behn, Brown, Carlin, Edler, Feenstra, Nunn, Schultz, R. Smith, and Sweeney. Nays, 6: Jochum, Bolkcom, Dotzler, Giddens, Quirmbach, and Wahls. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 760

A conference committee report, signed by the following Senate and House members, was filed June 12, 2020, on **House File 760**, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days:

On the part of the Senate:

ROBY SMITH, Chair
JERRY BEHN
CHRIS COURNOYER
PAM JOCHUM
ZACH WAHLS

On the part of the House:

DUSTIN HITE, Chair
MONICA KURTH
NORLIN MOMMSEN
JOHN WILLS
MARY WOLFE

AMENDMENTS FILED

S-5145	H.F.	2540	Craig Johnson
S-5146	H.F.	2486	House
S-5147	S.F.	2415	Craig Johnson
S-5148	H.F.	737	House
S-5149	S.F.	2310	Amy Sinclair

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-THIRD CALENDAR DAY
FORTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Saturday, June 13, 2020

The Senate met in regular session at 9:11 a.m., President Schneider presiding.

Prayer was offered by the Honorable Jake Chapman, member of the Senate from Dallas County, Adel, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Chapman.

The Journal of Friday, June 12, 2020, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 12, 2020, **adopted** the conference committee report and **passed House File 760**, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days.

ALSO: That the House has on June 12, 2020, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2627, a bill for an act relating to governmental and regulatory matters including the granting and renewal of licenses, certificates, and registrations, and including effective date provisions.

Read first time and attached to **similar Senate File 2418**.

House File 2642, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters, and including effective date and retroactive applicability provisions.

Read first time and attached to **similar Senate File 2417**.

House File 2643, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date and retroactive applicability provisions.

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

House File 2644, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund and other related provisions, and including effective date and retroactive applicability provisions.

Read first time and attached to **companion Senate File 2415**.

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 760

Senator Whitver called up the conference committee report on **House File 760**, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days, filed on June 12, 2020, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Whiting 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. 760), the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Greene	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirmbach	Ragan
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, 2:

Chapman Taylor, R.

Absent, 1:

Hogg

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 760** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2415.

Senate File 2415

On motion of Senator Johnson, **Senate File 2415**, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund and other related provisions, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Johnson offered amendment S-5147, filed by him on June 12, 2020, to page 5 of the bill, and moved its adoption.

Amendment S-5147 was adopted by a voice vote.

Senator Johnson asked and received unanimous consent that **House File 2644** be **substituted** for **Senate File 2415**.

House File 2644

On motion of Senator Johnson, **House File 2644**, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund and other related provisions, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Johnson 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. 2644), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Johnson asked and received unanimous consent that **Senate File 2415** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2644** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 599.

House File 599

On motion of Senator Cournoyer, **House File 599**, a bill for an act relating to hunting by persons under the age of sixteen, placed on the Unfinished Business Calendar on April 11, 2019, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer offered amendment S-5152, filed by her from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5152 was adopted by a voice vote.

With the adoption of amendment S-5152, the Chair ruled amendment S-3120, filed by Senator Cournoyer on April 4, 2019, to page 1 of the bill, out of order.

Senator Cournoyer 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. 599), the vote was:

Yeas, 38:

Behn	Bisignano	Breitbart	Brown
Carlin	Chapman	Costello	Cournoyer
Dawson	Edler	Feenstra	Garrett
Greene	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Miller-Meeks	Nunn
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, R.
Sweeney	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, 11:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Mathis	Petersen	Quirmbach
Smith, J.	Taylor, R.	Taylor, T.	

Absent, 1:

Hogg

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 **House File 599** be **immediately messaged** to the House.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senate Resolution 118

Senator Whitver asked and received unanimous consent to take up the following resolution:

- 1 A Resolution honoring Senator Tim Kapucian for his
- 2 years of service in the Iowa Senate.
- 3 WHEREAS, Senator Tim Kapucian was first elected
- 4 to the Senate in 2008, and has represented portions
- 5 of Benton, Grundy, Iowa, Poweshiek, and Tama counties
- 6 during his service in the Senate; and
- 7 WHEREAS, Senator Kapucian was born in Marengo,

8 Iowa, and raised on a farm northwest of Keystone,
9 Iowa, earned a B.S. in animal science from Iowa State
10 University, and currently owns and runs a grain and
11 livestock farm with his wife just outside Keystone; and
12 WHEREAS, Senator Kapucian's professional career
13 has included service as president of the Iowa Pork
14 Producers and membership on the Agriculture Advisory
15 Board of the Federal Reserve Bank of Chicago; and
16 WHEREAS, during his Senate tenure, Senator Kapucian
17 has served on a variety of committees, including
18 the Agriculture, Appropriations, Economic Growth,
19 Local Government, Natural Resources and Environment,
20 and Transportation (Chairperson and Ranking
21 Member) standing committees, the Transportation,
22 Infrastructure, and Capitals Appropriations
23 Subcommittee (Vice-Chairperson and Ranking Member)
24 and the Economic Development Appropriations
25 Subcommittee (Ranking Member), and the International
26 Relations Committee and the Public Retirement Systems
27 Committee; and
28 WHEREAS, Senator Kapucian's career in the Senate has

Page 2

1 been exemplified by his commitment to a strong rural
2 and agricultural economy and efforts to strengthen
3 Iowa's economy through job growth legislation, as
4 well as being a champion for good roads, bridges, and
5 infrastructure; NOW THEREFORE,
6 BE IT RESOLVED BY THE SENATE, That the Senate honors
7 and thanks Senator Tim Kapucian for his years of
8 service in the Senate, and wishes him and his family
9 the very best in the years to come.

The Senate rose and expressed its tribute to Senator Kapucian.

Senator Zumbach moved the adoption of Senate Resolution 118, which motion prevailed by a voice vote.

Senator Kapucian addressed the Senate with brief remarks.

The Senate stood at ease at 1:08 p.m. until the fall of the gavel.

The Senate resumed session at 3:46 p.m., President Schneider presiding.

HOUSE AMENDMENT CONSIDERED

Senate File 2310

Senator Whitver called up for consideration **Senate File 2310**, a bill for an act relating to the Iowa learning online initiative and to standards, requirements, and rules relating to online learning programs and coursework provided at the secondary school level, amended by the House in House amendment S-5135, filed June 10, 2020.

Senator Sinclair withdrew amendment S-5149, filed by her on June 12, 2020, to pages 1-6 and amending the title provisions of House amendment S-5135.

Senator Sinclair offered amendment S-5154, filed by her from the floor to pages 1-10 and amending the title provisions of House amendment S-5135, and moved its adoption.

Amendment S-5154 to House amendment S-5135 was adopted by a voice vote.

Senator Sinclair moved that the Senate concur in the House amendment, as amended.

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

Senator Sinclair moved that the bill, as amended by the House further amended 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. 2310), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker

Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 2310** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 594.

House File 594

On motion of Senator Schultz, **House File 594**, a bill for an act relating to limitations regarding the withdrawal of a life-sustaining procedure from a minor child, placed on the Unfinished Business Calendar on April 11, 2019, with report of committee recommending passage, was taken up for consideration.

Senator Schultz offered amendment S-5151, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5151 was adopted by a voice vote.

A record roll call was requested.

On the question "Shall amendment S-5151 be adopted?" (H.F. 594), the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, 1:

Hogg

Amendment S-5151 was adopted.

Senator Schultz 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. 594), the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, 1:

Hogg

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 **House File 594** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2418.

Senate File 2418

On motion of Senator Brown, **Senate File 2418**, a bill for an act relating to governmental and regulatory matters including the granting and renewal of licenses, certificates, and registrations, and including effective date provisions, was taken up for consideration.

Senator Brown offered amendment S-5150, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-5150 was adopted by a voice vote.

Senator Brown asked and received unanimous consent that **House File 2627** be **substituted** for **Senate File 2418**.

House File 2627

On motion of Senator Brown, **House File 2627**, a bill for an act relating to governmental and regulatory matters including the granting and renewal of licenses, certificates, and registrations, and including effective date provisions, was taken up for consideration.

Senator Boulton offered amendment S-5153, 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-5153 was adopted by a voice vote.

A record roll call was requested.

On the question "Shall amendment S-5153 be adopted?" (H.F. 2627), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, 1:

Hogg

Amendment S-5153 lost.

Senator Brown 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. 2627), the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shipley	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, 1:

Hogg

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

WITHDRAWN

Senator Brown asked and received unanimous consent that **Senate File 2418** be **withdrawn** from further consideration of the Senate.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 13, 2020, **concurred** in the Senate amendment and **passed** the following bills in which the concurrence of the House was asked:

House File 599, a bill for an act relating to hunting by persons under the age of sixteen.

House File 2418, a bill for an act relating to certain information in proceedings before the director of the department of education and the board of educational examiners.

House File 2540, a bill for an act establishing a charity beer, spirits, and wine event permit.

ALSO: That the House has on June 13, 2020, **amended** and **passed** the following bill in which the concurrence of the House was asked:

Senate File 457, a bill for an act relating to surcharges added to criminal penalties, court funds, civil fees, misdemeanor and felony fines, and fines associated with scheduled violations. (S-5155)

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2361.

Senate File 2361

On motion of Senator Edler, **Senate File 2361**, a bill for an act relating to persons authorized to request assistance pursuant to the statewide mutual aid compact, was taken up for consideration.

Senator Edler asked and received unanimous consent that **House File 2528** be **substituted** for **Senate File 2361**.

House File 2528

On motion of Senator Edler, **House File 2528**, a bill for an act relating to persons authorized to request assistance pursuant to the statewide mutual aid compact, was taken up for consideration.

Senator Edler 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. 2528), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Edler asked and received unanimous consent that **Senate File 2361** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 2528** and **2627** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2396 and House Files 2197 and 2410.

Senate File 2396

On motion of Senator Whiting, **Senate File 2396**, a bill for an act relating to the rulemaking process for executive branch agencies and including transition provisions, was taken up for consideration.

Senator Whiting asked and received unanimous consent that **House File 2389** be **substituted** for **Senate File 2396**.

House File 2389

On motion of Senator Whiting, **House File 2389**, a bill for an act relating to the rulemaking process for executive branch agencies and including transition provisions, was taken up for consideration.

Senator Whiting 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. 2389), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

WITHDRAWN

Senator Whiting asked and received unanimous consent that **Senate File 2396** be **withdrawn** from further consideration of the Senate.

House File 2197

On motion of Senator Edler, **House File 2197**, a bill for an act relating to the medical residency training state matching grants program rural rotation requirement, with report of committee recommending passage, was taken up for consideration.

Senator Edler 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. 2197), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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

House File 2410

On motion of Senator Cournoyer, **House File 2410**, a bill for an act relating to the issuance of special senior statewide antlerless deer only crossbow deer hunting licenses, with report of committee recommending passage, was taken up for consideration.

Senator Cournoyer 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. 2410), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Greene	Guth	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, 1:

Hogg

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 **House Files 2197, 2389, and 2410** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 5:02 p.m. until the completion of a meeting of the committee on Appropriations.

RECONVENED

The Senate reconvened at 6:36 p.m., President Schneider presiding.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senate Resolution 117

Senator Whitver asked and received unanimous consent to take up the following resolution:

- 1 A Resolution honoring Senator Thomas A. Greene for his
- 2 service in the Iowa Senate.
- 3 WHEREAS, Senator Thomas A. Greene was first elected
- 4 to the Senate in 2016 to represent District 44, which
- 5 includes the city of Burlington and portions of Des
- 6 Moines, Louisa, and Muscatine counties; and
- 7 WHEREAS, Senator Greene was born and raised in
- 8 Burlington, and graduated from Drake University with a
- 9 bachelor of science in pharmacy in 1973; and
- 10 WHEREAS, Senator Greene's professional career
- 11 in southeast Iowa has included 40-plus years as a
- 12 pharmacist, as well as public service as chairman of
- 13 the Burlington Community School District, member of
- 14 the Des Moines County Board of Health, and trustee for
- 15 Concordia Township; and
- 16 WHEREAS, Senator Greene's tenure in the General
- 17 Assembly included membership on the Appropriations,
- 18 Human Resources, and Local Government (Vice
- 19 Chairperson), and Transportation standing committees;
- 20 the Economic Development Appropriations Subcommittee
- 21 (Vice Chairperson); and the Opioid Epidemic Evaluation
- 22 Study Committee, the Center for Rural Health and
- 23 Primary Care Advisory Committee, and the Medical

24 Assistance Advisory Council; and
25 WHEREAS, Senator Greene's legislative career has
26 been exemplified by his support for efforts to improve
27 the economies of his district and of the entire state,
28 vigilant oversight of taxpayer dollars, and expansion

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1 of Iowa's Medical Cannabidiol Program; NOW THEREFORE,
2 BE IT RESOLVED BY THE SENATE, That the Senate honors
3 and thanks Senator Thomas A. Greene for his years of
4 public service in the Senate and wishes him and his
5 family all the best in the years to come.

The Senate rose and expressed its tribute to Senator Greene.

Senator Carlin moved the adoption of Senate Resolution 118, which motion prevailed by a voice vote.

Senator Greene addressed the Senate with brief remarks.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Greene, until he returns, on request of Senator Whitver.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 737

Senator Whitver called up for consideration **House File 737**, a bill for an act relating to the regulation of persons involved with animals other than livestock and certain wild animals, providing for criminal offenses and court orders associated with animal mistreatment, and including penalties, amended by the Senate and further amended by the House in House amendment S-5148 to Senate amendment H-8084, filed June 12, 2020.

Senator Zaun moved that the Senate concur in the House amendment to the Senate amendment.

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

Senator Zaun moved that the bill, as amended by the Senate, further 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?” (H.F. 737), the vote was:

Yeas, 44:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Cournoyer	Dawson	Dotzler
Feenstra	Garrett	Giddens	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, 4:

Costello	Edler	Guth	Sweeney
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Absent, 2:

Greene	Hogg
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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 **House File 737** be **immediately messaged** to the House.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Lykam, until he returns, on request of Senator Petersen.

HOUSE AMENDMENT CONSIDERED

Senate File 458

Senator Whitver called up for consideration **Senate File 458**, a bill for an act relating to debts for which the homestead is liable by providing that the homestead may be sold to satisfy debts secured by a mechanic's lien, including principal, interest, attorney fees, and costs, and including effective date provisions, amended by the House in House amendment S-5065, filed March 4, 2020.

Senator Garrett 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 Garrett 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. 458), the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Mathis	Miller-Meeks	Nunn
Petersen	Quirmbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 3:

Greene

Hogg

Lykam

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 2412.

House File 2412

On motion of Senator R. Smith, **House File 2412**, a bill for an act relating to the definition of public improvement for public construction bidding purposes, with report of committee recommending passage, was taken up for consideration.

Senator R. Smith 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. 2412), the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Mathis	Miller-Meeks	Nunn
Petersen	Quirmbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 3:

Greene

Hogg

Lykam

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 458** and **House File 2412** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Files 2585 and 2485.

House File 2585

On motion of Senator Johnson, **House File 2585**, a bill for an act relating to the terminology used in relation to the deaf and hard-of-hearing persons, with report of committee recommending passage, was taken up for consideration.

Senator Johnson 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. 2585), the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Mathis	Miller-Meeks	Nunn
Petersen	Quirmbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley

Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 3:

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Sweeney asked and received unanimous consent to take up for consideration House File 2485.

House File 2485

On motion of Senator Sweeney, **House File 2485**, a bill for an act establishing an exception to the number of children allowed to be present for child care at any one time in a child development home under certain conditions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Sweeney offered amendment S-5100, filed by the committee on Human Resources on June 4, 2020, to page 1 of the bill, and moved its adoption.

Amendment S-5100 was adopted by a voice vote.

Senator Sweeney 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. 2485), the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett

Giddens	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Mathis	Miller-Meeks	Nunn
Petersen	Quirnbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 3:

Greene	Hogg	Lykam
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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 **House Files 2485 and 2585** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 457

Senator Whitver called up for consideration **Senate File 457**, a bill for an act relating to surcharges added to criminal penalties, court funds, civil fees, misdemeanor and felony fines, and fines associated with scheduled violations, amended by the House in House amendment S-5155, filed June 13, 2020.

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. 457), the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Mathis	Miller-Meeks	Nunn
Petersen	Quirnbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shiple
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 3:

Greene	Hogg	Lykam
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate File 457** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 2556.

House File 2556

On motion of Senator R. Smith, **House File 2556**, a bill for an act relating to notification of the general assembly concerning certain state government leases and real property acquisitions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator R. Smith offered amendment S-5116, filed by the committee on State Government on June 9, 2020, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5116 was adopted by a voice vote.

Senator R. Smith 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. 2556), the vote was:

Yeas, 33:

Behn	Boulton	Breitbart	Brown
Carlin	Chapman	Costello	Cournoyer
Dawson	Edler	Feenstra	Garrett
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Quirmbach	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, R.
Sweeney	Whiting	Whitver	Zaun
Zumbach			

Nays, 14:

Bisignano	Bolkcom	Celsi	Dotzler
Giddens	Jochum	Kinney	Mathis
Petersen	Ragan	Smith, J.	Taylor, R.
Taylor, T.	Wahls		

Absent, 3:

Greene	Hogg	Lykam
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2556** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 8:28 p.m. until 9:30 p.m.

RECONVENED

The Senate reconvened at 10:08 p.m., President Pro Tempore Behn presiding.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senate Resolution 119

Senator Whitver asked and received unanimous consent to take up the following resolution:

1 A Resolution honoring Senator Charles Schneider for his
2 service in the Iowa Senate.
3 WHEREAS, Senator Charles Schneider was first elected
4 to the Senate in 2012 representing District 22 serving
5 Polk and Dallas counties, and was selected as President
6 of the Senate in 2018; and
7 WHEREAS, through his employment as counsel for
8 Principal Financial Group and service as West Des
9 Moines City Councilman, Senator Schneider brought
10 extensive knowledge and experience in business, local
11 government, and the law to the Senate; and
12 WHEREAS, during his time in the Senate, Senator
13 Schneider has championed fiscal responsibility in the
14 state budget, significant income and property tax
15 reform, civil asset forfeiture reform, and justice for
16 victims of domestic abuse; and
17 WHEREAS, during his Senate tenure, Senator Schneider
18 has served on the Appropriations (Chair person),
19 Commerce, Economic Growth, Government Oversight,
20 Judiciary (Ranking Member), Rules and Administration
21 (Vice Chair person), State Government, Veterans
22 Affairs, and Ways and Means standing committees; the
23 Economic Development Appropriations Subcommittee
24 (Ranking Member); the Capital Projects (Chair person),
25 Fiscal, International Relations (Vice Chair person),
26 Service, and Studies Committees of the Legislative
27 Council; and the Capitol Planning Commission, Criminal
28 and Juvenile Justice Planning Advisory Council,

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1 Economic Development Authority Board, Public Retirement
2 Systems Committee, Public Safety Advisory Board, and
3 Statewide Fire and Police Retirement System Board
4 of Trustees; and served on numerous interim study
5 committees; and
6 WHEREAS, Senator Schneider has further demonstrated
7 his commitment to civic engagement through his service
8 with the West Des Moines Plan and Zoning Commission,
9 West Des Moines Development Corporation (President),
10 West Des Moines Rotary, Knights of Columbus, Iowa
11 Taxpayers Association, and Board of Directors of
12 Central Iowa Shelter and Services (then known as
13 Churches United), among other organizations, as well
14 as his receipt of the Greater Des Moines Leadership
15 Institute's Distinguished Government Leadership Award
16 in 2011; NOW THEREFORE,
17 BE IT RESOLVED BY THE SENATE, That the Senate honors
18 Senator Charles Schneider for his eight years of public
19 service in the Senate and wishes him all the best in
20 the years to come.

The Senate rose and expressed its tribute to Senator Schneider.

Senator Nunn moved the adoption of Senate Resolution 118, which motion prevailed by a voice vote.

Senator Schneider addressed the Senate with brief remarks.

The Senate stood at ease at 10:58 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:55 p.m., President Schneider presiding.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2417.

Senate File 2417

On motion of Senator Johnson, **Senate File 2417**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Johnson offered amendment S–5156, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S–5156 was adopted by a voice vote.

Senator Johnson asked and received unanimous consent that **House File 2642** be **substituted** for **Senate File 2417**.

House File 2642

On motion of Senator Johnson, **House File 2642**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Johnson offered amendment S–5159, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S–5159 was adopted by a voice vote.

Senator Johnson 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. 2642), the vote was:

Yeas, 45:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Mathis	Miller-Meeks	Nunn
Petersen	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 2:

Quirmbach	Taylor, R.
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Absent, 3:

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

WITHDRAWN

Senator Johnson asked and received unanimous consent that **Senate File 2417** be **withdrawn** from further consideration of the Senate.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 13, 2020, **concurred** in the Senate amendment to the House amendment, and **passed** the following bill in which the concurrence of the House was asked:

Senate File 2310, a bill for an act relating to the Iowa learning online initiative and to standards, requirements, and rules relating to online learning programs and coursework provided at the secondary school level.

ALSO: That the House has on June 13, 2020, **concurred** in the Senate amendment and **passed** the following bill in which the concurrence of the House was asked:

House File 2485, a bill for an act establishing an exception to the number of children allowed to be present for child care at any one time in a child development home under certain conditions.

ALSO: That the House has on June 13, 2020, **amended** the Senate amendment, **concurred** in the Senate amendment **as amended**, and **passed** the following bill in which the concurrence of the House was asked:

House File 594, a bill for an act relating to limitations regarding the withdrawal of a life-sustaining procedure from a minor child. (S-5162)

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2642** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate File 2419.

Senate File 2419

On motion of Senator Chapman, **Senate File 2419**, a bill for an act relating to state and local taxation and regulation, the Iowa reinvestment Act, innovation fund, hunting and fees, and providing for properly related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Chapman offered amendment S-5158, 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-5158 was adopted by a voice vote.

Senator Chapman asked and received unanimous consent that **House File 2641** be **substituted** for **Senate File 2419**.

House File 2641

On motion of Senator Chapman, **House File 2641**, a bill for an act relating to state and local taxation and regulation, the Iowa reinvestment Act, innovation fund, hunting and fees, and providing for properly related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Chapman offered amendment S-5157, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Mathis offered amendment S-5160, filed by Senators Mathis and T. Taylor from the floor to page 86 of amendment S-5157.

Senator Chapman raised the point of order that amendment S-5160 to amendment S-5157 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5160 to amendment S-5157 out of order.

Senator Mathis asked and received unanimous consent to withdraw amendment S-5161, filed by Senators Mathis and T. Taylor from the floor to page 86 of amendment S-5157.

Senator Chapman moved the adoption of amendment S-5157.

Amendment S-5157 was adopted by a voice vote.

Senator Chapman 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. 2641), the vote was:

Yeas, 45:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Celsi	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Giddens
Guth	Jochum	Johnson	Kapucian
Kinney	Koelker	Kraayenbrink	Lofgren

Mathis	Miller-Meeks	Nunn	Petersen
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 2:

Bolkcom Quirmbach

Absent, 3:

Greene Hogg Lykam

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

WITHDRAWN

Senator Chapman asked and received unanimous consent that **Senate File 2419** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2641** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 2238.

House File 2238

On motion of Senator R. Smith, **House File 2238**, a bill for an act relating to regulation of foods sold by minors, with report of committee recommending amendment and passage, was taken up for consideration.

Senator R. Smith asked and received unanimous consent to withdraw amendment S-5088, filed by the committee on State Government on March 12, 2020, to page 1 and amending the title page of the bill.

Senator R. Smith 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. 2238), the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbart	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Mathis	Miller-Meeks	Nunn
Petersen	Quirmbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 3:

Greene	Hogg	Lykam
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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 **House File 2238** be **immediately messaged** to the House.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 2486

Senator Whitver called up for consideration **House File 2486**, a bill for an act relating to the design and use of county seals, amended by the Senate and further amended by the House in House amendment S-5146 to Senate amendment H-8256, filed June 12, 2020.

Senator R. Smith moved that the Senate concur in the House amendment to the Senate amendment.

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

Senator R. Smith moved that the bill, as amended by the Senate, further 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?” (H.F. 2486), the vote was:

Yeas, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 16:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Mathis	Petersen	Quirmbach	Ragan
Smith, J.	Taylor, R.	Taylor, T.	Wahls

Absent, 3:

Greene

Hogg

Lykam

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 2486** be **immediately messaged** to the House.

The Senate stood at ease at 12:57 a.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 1:29 a.m., President Schneider presiding.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House File 2643.

House File 2643

On motion of Senator Breitbach, **House File 2643**, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Breitbach offered amendment S-5163, filed by him from the floor, striking and replacing everything after the enacting clause of the bill.

Senator Zaun took the chair at 3:20 a.m.

President Schneider took the chair at 3:23 a.m.

Senator Zaun took the chair at 4:06 a.m.

President Schneider took the chair at 4:20 a.m.

Senator Bisignano asked and received unanimous consent that action on amendment S-5163 and **House File 2643** be **deferred**.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 594

Senator Whitver called up for consideration **House File 594**, a bill for an act relating to limitations regarding the withdrawal of a life-sustaining procedure from a minor child, amended by the Senate and further amended by the House in House amendment S-5162 to Senate amendment H-8312, filed June 13, 2020.

Senator Zaun took the chair at 5:04 a.m.

President Schneider took the chair at 5:34 a.m.

Senator Schultz moved that the Senate concur in the House amendment to the Senate amendment.

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

Senator Schultz moved that the bill, as amended by the Senate, further 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?" (H.F. 594), the vote was:

Yeas, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 16:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Mathis	Petersen	Quirmbach	Ragan
Smith, J.	Taylor, R.	Taylor, T.	Wahls

Absent, 3:

Greene	Hogg	Lykam
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House File 594** be **immediately messaged** to the House.

BUSINESS PENDING

House File 2643

The Senate resumed consideration of **House File 2643**, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date and retroactive applicability provisions, and amendment S-5163, previously deferred.

Senator Breitbach moved the adoption of amendment S-5163.

Amendment S-5163 was adopted by a voice vote.

Senator Breitbach 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. 2643), the vote was:

Yeas, 30:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Guth
Johnson	Kapucian	Koelker	Kraayenbrink

Lofgren	Nunn	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, R.	Sweeney	Whiting	Whitver
Zaun	Zumbach		

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Mathis	Miller-Meeks	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, 3:

Greene	Hogg	Lykam
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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 **House File 2643** be **immediately messaged** to the House.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Resolution 121.

Senate Resolution 121

On motion of Senator Whitver, **Senate Resolution 121**, a resolution for deferring action on the confirmation of certain appointments submitted by the Governor, was taken up for consideration.

Senator Whitver moved the adoption of Senate Resolution 121.

Senator Whitver moved that the resolution be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the resolution was read the last time.

On the question “Shall the resolution be adopted?” (S.R. 121), the vote was:

Yeas, 31:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Guth
Johnson	Kapucian	Koelker	Kraayenbrink
Lofgren	Miller-Meeks	Nunn	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Whiting
Whitver	Zaun	Zumbach	

Nays, 16:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Giddens	Jochum	Kinney
Mathis	Petersen	Quirmbach	Ragan
Smith, J.	Taylor, R.	Taylor, T.	Wahls

Absent, 3:

Greene	Hogg	Lykam
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The resolution was adopted.

CONFIRMATION OF GOVERNOR’S APPOINTMENT

In accordance with Senate Rule 59, Senator Whitver called up the following eligible appointees on the En Bloc Confirmation Calendar:

Peggy La, Commission of Asian and Pacific Islander Affairs

Senator Whitver moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson

Dotzler	Edler	Feenstra	Garrett
Giddens	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Mathis	Miller-Meeks	Nunn
Petersen	Quirnbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 3:

Greene	Hogg	Lykam
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Nicole Hudson to Iowa Workforce Development Board be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

DENNIS GUTH

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Whitver called up the appointment of Anna Brown as a member of the Commission on Community Action Agencies, placed on the Individual Confirmation Calendar on Friday, June 5, 2020, found on page 714 of the Senate Journal.

Senator Schultz moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 47:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Giddens	Guth	Jochum	Johnson

Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Mathis	Miller-Meeks	Nunn
Petersen	Quirnbach	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, R.	Taylor, T.	Wahls	Whiting
Whitver	Zaun	Zumbach	

Nays, none.

Absent, 3:

Greene	Hogg	Lykam
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Nicole Hudson as a member of the Iowa Workforce Development Board, placed on the Individual Confirmation Calendar on Saturday, June 13, 2020, found on page 845 of the Senate Journal.

Senator Garrett moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 12:

Bolkcom	Boulton	Celsi	Dotzler
Giddens	Jochum	Mathis	Petersen
Quirnbach	Ragan	Taylor, T.	Wahls

Nays, 35:

Behn	Bisignano	Breitbart	Brown
Carlin	Chapman	Costello	Cournoyer
Dawson	Edler	Feenstra	Garrett
Guth	Johnson	Kapucian	Kinney
Koelker	Kraayenbrink	Lofgren	Miller-Meeks
Nunn	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Whiting
Whitver	Zaun	Zumbach	

Absent, 3:

Greene

Hogg

Lykam

The appointee, having failed to receive a two-thirds vote, was declared to have not been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 6:02 a.m. until 1:00 p.m., Sunday, June 14, 2020.

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 HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Senate File 2144—Flood Recovery Fund, pursuant to 2020 Iowa Acts, Senate File 2144, Chapter 1001, section 3. Report received on June 13, 2020.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Saturday, June 13, 2020, 5:00 p.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Celsi, Costello, Dotzler, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Lykam, Mathis, Miller-Meeks, Ragan, Rozenboom, Shipley, Sinclair, T. Taylor, and Wahls.

Members Absent: None.

Committee Business: HF 2643.

Adjourned: 5:10 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 121, by Whitver, a resolution for deferring action on the confirmation of certain appointments submitted by the Governor.

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

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: HOUSE FILE 2643, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Yeas, 13: Breitbach, Kraayenbrink, Costello, Garrett, Greene, Guth, Johnson, Koelker, Lofgren, Miller-Meeks, Rozenboom, Shipley, and Sinclair. Nays, 8: Bolcom, Celsi, Dotzler, Lykam, Mathis, Ragan, T. Taylor, and Wahls. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EXPLANATION OF VOTE

MR. PRESIDENT: I was present in the Senate Chamber on Saturday, June 13, 2020, when the vote was taken on House File 2486. I was present and I voted “Yea.” My vote yea represented an inadvertent and accidental use of the green button (Yea), when in fact I had intended to utilize the red button (Nay) in the vote. The President of the Senate had closed the voting system prior to my being able to change my vote. Let it herein be noted that I was not in favor of final passage of House File 2486.

TIM L. KAPUCIAN

AMENDMENTS FILED

S-5150	S.F.	2418	Waylon Brown
S-5151	H.F.	594	Jason Schultz
S-5152	H.F.	599	Chris Cournoyer
S-5153	H.F.	2627	Nate Boulton
S-5154	S.F.	2310	Amy Sinclair
S-5155	S.F.	457	House
S-5156	S.F.	2417	Craig Johnson
S-5157	H.F.	2641	Jake Chapman

S-5158	S.F.	2419	Jake Chapman
S-5159	H.F.	2642	Craig Johnson
S-5160	H.F.	2641	Liz Mathis Todd Taylor
S-5161	H.F.	2641	Liz Mathis Todd Taylor
S-5162	H.F.	594	House
S-5163	H.F.	2643	Michael Breitbach

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-FOURTH CALENDAR DAY
FORTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Sunday, June 14, 2020

The Senate met in regular session at 1:06 p.m., President Schneider presiding.

Prayer was offered by the Honorable R. Smith, member of the Senate from Scott County, Davenport, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator R. Smith.

The Journal of Saturday, June 13, 2020, was approved.

The Senate stood at ease at 1:08 p.m. until the fall of the gavel.

The Senate resumed session at 1:27 p.m., President Schneider presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on June 14, 2020, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 109, a concurrent resolution to provide for adjournment sine die.

Read first time and **placed on calendar**.

ALSO: That the House has on June 14, 2020, **concurred** in the Senate amendment and **passed** the following bills in which the concurrence of the House was asked:

House File 2556, a bill for an act relating to notification of the general assembly concerning certain state government leases and real property acquisitions.

House File 2641, a bill for an act relating to state taxation and related laws of the state, including the administration by the department of revenue of certain tax credits and refunds, income taxes, moneys and credits taxes, sales and use taxes, partnership and pass-through entity audits, and by modifying provisions relating to the reinstatement of business entities, the assessment and valuation of property, the Iowa reinvestment Act, port authorities, and animals and food, and providing penalties, and including effective date and retroactive applicability provisions.

House File 2642, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters, and including effective date and retroactive applicability provisions.

House File 2643, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date and retroactive applicability provisions.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration House Concurrent Resolution 109.

House Concurrent Resolution 109

On motion of Senator Whitver, **House Concurrent Resolution 109**, a concurrent resolution to provide for adjournment sine die, was taken up for consideration.

Senator Whitver moved the adoption of House Concurrent Resolution 109, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Concurrent Resolution 109** be **immediately messaged** to the House.

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 109, duly adopted, the day of June 14, 2020, having arrived, President Schneider declared the 2020 Regular Session of the Eighty-eighth General Assembly adjourned sine die.

APPENDIX

REPORT OF THE SECRETARY OF THE SENATE

June 14, 2020

The Honorable Kim Reynolds
Governor of Iowa
Via Email

Re: Notice of Senate Disapproval of a Gubernatorial Nominee

Dear Governor Reynolds:

On June 13, 2020, the Iowa Senate failed to approve the confirmation of Nicole Hudson as a member of the Iowa Workforce Development Board. The failure of this nominee to file the required Senate confirmation paperwork was dispositive in this decision.

Pursuant to Iowa Code section 2.32(11), this disapproval triggers certain timelines.

Notice of this disapproval is hereby being filed with your office on June 14, 2020.

If you have any questions or concerns, please notify me.

Sincerely,

W. Charles Smithson
Secretary of the Senate

REMARKS BY THE MINORITY LEADER

Senator Petersen provided the following remarks:

Thank you, President Schneider.

As we wrap up the 2020 Legislative session, I want to thank my Democratic colleagues for the honor of leading our team.

I also want to give a shout out to the retirees for their service: Senators Behn, Breitbach, Feenstra, Greene, Kapucian, Segebart and Schneider.

I want to take a moment to ask the chamber to join me in showing our appreciation to our smart, talented, caring and hard-working caucus staffs – from both the Democratic and Republican caucuses.

Thank you to the Secretary of the Senate and his staff, the Senate pages, all the hard-working staff at the Legislative Services Agencies, and the news media that cover us every day on behalf of our constituents.

Let's give all of them a round of applause.

On the opening day of this historic session, I talked about the nostalgic resurgence of Fred Rogers of 'Mr. Rogers' Neighborhood.'

I talked about how my 15-year-old daughter asked me last fall why Mr. Rogers has become so popular again.

I told her I believe Mr. Rogers's popularity has resurged because people are longing for kindness and a sense of connection in our world.

As author and podcast creator Carvel Wallace put it: "In a time like this, Fred Rogers has something that we desperately need."

Mr. Rogers famously told this story: "When I was a boy and I would see scary things in the news, my mother would say to me, *'Look for the helpers. You will always find people who are helping.'*"

In that spirit, I asked that everyone in this chamber, in the House and in the Governor's office to strive to be the new helpers focused on working together to build a healthier, happier, safer and stronger Iowa neighborhood for our parents, grandparents, children, grandchildren and our friends.

Specifically, I asked that we start sending a message that Iowa will once again be a friendly, inclusive state *for everyone*.

That's because we have a responsibility to deliver kindness and care to people who don't look like us, people who have less money than us, people who don't share our interests or our political views, and people who haven't had the opportunities we have received.

In the wake of the death of George Floyd, a black man killed by police in Minneapolis, thousands and thousands of Iowans took to the streets to protest and to call for the end of racial injustice in our nation.

Iowans came together to say "enough is enough."

I am proud that state leaders listened to concerned Iowans and took historic first steps to advance equality and justice in our state.

We must continue listening during the coming months and years, and we must be prepared to work together to end racial profiling, enact criminal justice reforms, and expand voting rights. We also need to address racial disparities in health care, income and educational inequality, and much more.

The second major issue facing the Legislature and Governor this year was the COVID-19 pandemic that created a "new normal" in our homes, neighborhoods and workplaces.

When the Legislature recessed on March 17, there were 29 positive cases and no COVID-related deaths in Iowa.

Today, we are faced with more than 23,500 confirmed cases and more than 650 COVID-related deaths.

Unfortunately, the Governor and Republican-controlled Legislature failed to provide the leadership necessary for Iowans to look with confidence to our state government as a “helper” during this pandemic. And thousands of Iowans have been hurt by their lack of leadership.

Instead of relying on ribbon-cutting rhetoric and mystery data, we should have worked together to:

- Protect the health and safety of ALL Iowans.
- Stabilize basic economic security needs of Iowa families.
- Create an Iowa-focused economic recovery plan.

Next session, I hope the Legislature and Governor will work harder to make our neighborhoods safer and stronger rather than focusing on the wish lists from special interests.

We support:

- Creating good-paying jobs and ensuring economic security.
- Making Iowa education #1 again.
- Expanding health care and mental health services.
- Making Iowa a safer place to have a baby for parents-to-be.
- Protecting older Iowans from financial exploitation, neglect and abuse.
- Passing meaningful medical cannabis laws.
- Protecting human and civil rights.
- Improving and expanding democracy.
- Cleaning up Iowa’s water and protecting Iowa’s environment.
- Expanding access to high-speed internet in all 99 counties.

In the future, let’s pledge to put the power of kindness to work in this place so our children, our grandchildren and all Iowans see that the Iowa Legislature is comprised of helpers who want to make our state a welcoming, friendly neighborhood again for everyone.

As Fred Rogers once said: “If you look for the helpers, you’ll know that there’s hope.”

Finally, I want to thank all for making your voices heard this legislative session. Democrats love you and we look forward to working with you to ensure bluer skies are ahead for state – and a much bluer Iowa Senate.

REMARKS BY THE MAJORITY LEADER

Senator Whitver provided the following remarks:

Mister President, Senator Petersen, and colleagues in the Senate,

At the beginning of this year, I urged my colleagues in this chamber to find bold solutions to the problems facing our state. The following weeks were busy with subcommittees, committees and floor debate, as we worked to pass legislation to work on those issues.

In January the unemployment rate was well below three percent and one of the lowest in the country. Iowa had more job openings than unemployed people looking for work. To address that problem the Senate passed bills to address the workforce shortage in our state, whether it was finding ways to bring more people who are able to work into the workforce, building on the governor's Future Ready Iowa program, or lowering barriers to work in some professions. We worked to expand broadband and continued working on the Empower Rural Iowa initiative.

Early in session the legislature approved almost \$100 million in new funding for K-12 schools, including money for per pupil equity and transportation equity among our state's school districts. We passed legislation to help teachers facing violent students in the classroom, and give them tools to keep themselves and other students safe while they are teaching. We passed legislation to put victims first, and legislation to protect life.

However, the end of this year's session looked very different from what we thought it would, and vastly different from all years prior. In January, nobody could have predicted the session would take a 10-week break, restart in June with no clerks or pages, and see subcommittee meetings held in the Senate Chamber in the name of public health.

Several months ago, we didn't know how a pandemic would affect our state. We never heard of the virus, the information about it changed almost daily, and the uncertainty was significant. What I do know is this: Iowans all across the state are doing the best they can to help each other, and Iowans are working to get our state back up and running for everyone.

Iowans are no stranger to hardship. Our country has seen civil war, the Great Depression, and been victim to terrorism. The agricultural economy, so vital to our state, has seen ups and downs and more uncertainty year to year than most other industries. Iowa now has record high unemployment in our state. In efforts to try to slow the spread of the coronavirus, many restaurants, shops and stores had to shut their doors. Unfortunately, some of those doors were shut permanently.

But Iowans always rise to the challenge. Many went out to support local businesses in their area, to help keep their neighbors afloat. I read story after story of Iowans packing up meals for kids and families in the area, and people who worked day after day to make masks for health care workers and other essential people in the workforce. Businesses across the state altered their day-to-day practices to help keep employees safe and support them to the best of their abilities. Even in hard times, Iowans are there to help each other and support one another.

Too many Iowans have lost their jobs, have had hours cut, or been forced to shut down the businesses they worked their whole lives to build. The path to recovery starts now. I believe we can get back to where our economy was, and keep moving forward to get Iowans back to work. The coronavirus will not last forever, but the actions we took this week will help put our state back on a path to prosperity.

That work started by implementing reliable and sustainable funding for the essential aspects of state government. This budget will keep the promise of nearly \$100 million in new funding for K-12 education. Keeping that promise is exactly what I mean when I say our budget is reliable and sustainable. In the face of a dramatic economic downturn, this chamber made the tough choice and budgeted in the same manner Iowa families budget.

The Senate also included important legal protections to ensure job creators, churches, schools, and cities could reopen their facilities with confidence. In order to restart this economy effectively, all those entities need to know they can put forth a good faith effort to maintaining public health and be protected from a career-ending lawsuit. The last thing a small business in this state needs, after being wounded by the coronavirus, is to be killed off by a lawsuit from someone claiming they could possibly have contracted the virus in their facility.

Finally, we took big, important steps to improve the relationship between law enforcement and minorities in this state. Justice is a fundamental aspect of our government and when it is denied to an individual or a group, it is incumbent upon the elected leaders to take steps to improve the application of laws and justice.

As we finish this legislative session, I look back on the work we done and the decisions we made and I believe implemented important policies to help this state recover from the economic shocks of the coronavirus. But our work is not done. I look forward to working on issues to continue to rebuild the Iowa economy in the next legislative session.

REMARKS BY THE PRESIDENT OF THE SENATE

President Schneider provided the following remarks:

Senators, staff, visitors, and fellow Iowans:

I believe voters send us to the capitol each year to make Iowa the best state in America to live, work and raise a family. This is an aspirational and open-ended goal, but one that we as lawmakers should always strive to attain. It's our responsibility to the people of Iowa.

As I prepare to leave the Legislature, I am proud to say that I fought for this goal every single day since I assumed office in 2013.

For those of us who last faced the voters in 2016, this was one of the most productive and eventful terms in modern history. Since January 2017, the Legislature passed the largest income tax cuts in state history, making Iowa a more competitive place to attract jobs and people. We reformed the opaque and punitive property tax system by giving property tax payers more say on how local governments set their tax rates. We put hardworking Iowans, instead of the union bosses, in charge of the state, local governments and school districts. We cut unnecessary rules and regulations that hindered economic growth and job creation. We protected doctors and business owners from frivolous lawsuits. We held the state budget in check. We even created the blackout license plate, the most popular specialty license plate in state history!

I couldn't be prouder of our record. I believe these reforms make Iowa a more free, fair, and prosperous place to live.

The last four years have also brought challenges we are still working to overcome. Right now, all legislators are concerned about the physical and economic toll of the COVID-19 pandemic. We are all outraged by the violent death of George Floyd and are sympathetic to our neighbors in the streets demanding racial justice. We are also angry at those who hid behind lawful protesters to loot and commit acts of violence.

As state leaders, it is our responsibility to lead our state through the current challenges, and back to growth and prosperity. Since 2017, we have worked closely with Governor Kim Reynolds and the House of Representatives to control spending. We turned a structural deficit in 2017 into the surpluses that are sustaining us through these challenging times. As a result, Iowa is in a stronger position right now than many other states. While the pandemic is forcing other states to make devastating cuts, Iowa

has the resources to withstand a significant drop in revenue while keeping its promises to Iowans.

I expect state leaders will continue to work with stakeholders in pursuit of racial justice in Iowa. Our reforms this year are a down payment on what will be a long-term discussion about racial justice in our state. As these conversations move forward, I am optimistic about their outcome. Iowans are a welcoming people. Most Iowans are accepting of anyone who works hard, is a good neighbor, and plays by the rules. I believe our state gains strength from its diversity. I am confident that when sensible Iowans of all races, genders, orientations, and backgrounds come together to solve a problem, there is no limit to what we can accomplish.

I am optimistic about our future. In my time as a senator, and specifically as President of the Senate, I traveled the state from river to river. I spoke with Iowans from every walk of life. I know Iowans can take on anything that comes their way. We are hard-working, resilient, and never afraid of challenge or hardship. Iowans are kind and compassionate. And, from the emails and phone calls I receive, and questions I get at forums, I know first-hand that Iowans are knowledgeable and tough, always asking difficult questions of those they elect and willing to hold us accountable.

There will be long days ahead as we continue to fight the pandemic and transform our society into one where everyone can achieve the American dream. We will continue to mourn those we lost to COVID-19, care for the sick, confront economic insecurity, and work for justice. And when this difficult night turns to dawn, we will see a bright future for Iowa on the horizon.

My goal has always been for this state to be one where everybody can be successful, where there are opportunities for people to further their education, start a business, or settle down with family. Iowa is and should always be a place where anyone can come and build their American dream, however that may look.

I am proud to leave the Iowa Senate knowing that I achieved many of my goals, and knowing that the future of our state is in very capable hands. Thank you to all of my senate colleagues, past and present, on both sides of the aisle for your friendship, support, and leadership. It was an honor to serve with you, debate beside you, and work towards building an even better Iowa.

SENATE REPORTS RECEIVED AFTER ADJOURNMENT

The following is a record of Senate reports received after the close of the 2020 Regular Session.

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:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 26, 2020.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Department of Agriculture and Land Stewardship Expenditures, pursuant to 2019 Iowa Acts, SF 609, Chapter 131, section 1. Report received July 1, 2020.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 17, 2020.

DEPARTMENT FOR THE BLIND

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on June 25, 2020.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 25, 2020.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 23, 2020.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on July 6, 2020.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Reading Corps Annual Report, pursuant to Iowa Code section 15H.7. Report received on July 1, 2020.

RefugeeRise AmeriCorps Program Annual Report, pursuant to Iowa Code section 15H.8. Report received on July 1, 2020.

OFFICE OF THE GOVERNOR

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 18, 2020.

DEPARTMENT OF HUMAN RIGHTS

Community Action Agencies Report, pursuant to Iowa Code section 216A.92. Report received on July 7, 2020.

Criminal and Juvenile Justice Planning Advisory Council–Legislation Monitoring Report, pursuant to Iowa Code section 476.66. Report received on June 30, 2020.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 30, 2020.

DEPARTMENT OF HUMAN SERVICES

Department of Human Services Annual Report, pursuant to Iowa Code section 217.21. Report received on June 19, 2020.

Dually Eligible Medicare and Medicaid Members and Medicaid-Only Members Receiving Hospice Benefit Report, pursuant to 2019 Iowa Acts, Chapter 42, section 1. Report received on July 3, 2020.

Family Investment Program Transfer, pursuant to 2019 Iowa Acts, Chapter 85, section 9. Report received on June 19, 2020.

Medicaid Managed Care Organization Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 94. Report received on June 19, 2020.

Medicaid Managed Care Oversight Quarterly Meeting Minutes, pursuant to 2016 Iowa Acts, Chapter 1139, section 94. Report received on June 30, 2020.

Medical Assistance Act Report, pursuant to Iowa Code section 249A.4. Report received on June 17, 2020.

Nursing Facility Qualities Assurance Assessment Fee Usage Report, pursuant to Iowa Code section 249L.4. Report received on June 24, 2020.

CHIEF INFORMATION OFFICER

Annual Report, pursuant to Iowa Code section 8B.6. Report received on July 9, 2020.

Status of Technology Upgrades or Enhancements for State Agencies Quarterly Report, pursuant to 2019 Iowa Acts, Chapter 136, section 32. Report received on June 30, 2020.

DEPARTMENT OF INSPECTIONS AND APPEALS

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 19, 2020.

IOWA LOTTERY AUTHORITY

Iowa Lottery Authority Government Oversight Report, pursuant to Iowa Code section 99G.7. Report received on June 30, 2020.

DEPARTMENT OF MANAGEMENT

Block Grants Report, pursuant to Iowa Code section 8.22. Report received on June 24, 2020.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 24, 2020.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 24, 2020.

OFFICE OF OMBUDSMAN

Long-Term Care Ombudsman Report, pursuant to Iowa Code section 231.42. Report received on June 26, 2020.

OFFICE OF THE STATE PUBLIC DEFENDER

Report of Moneys Expended, pursuant to Iowa Code section 8.62. Report received on June 22, 2020.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 22, 2020.

PUBLIC EMPLOYMENT RELATIONS BOARD

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 30, 2020.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 30, 2020.

PUBLIC INFORMATION BOARD

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 29, 2020.

DEPARTMENT OF PUBLIC SAFETY

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 30, 2020.

Number of Special Agents Permitted at Gambling Boats and Structures Report, pursuant to Iowa Code section 99F.10. Report received on July 1, 2020.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 30, 2020.

BOARD OF REGENTS

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on June 24, 2020.

Medical Cannabidiol—UI Carver College of Medicine and UI College of Pharmacy, pursuant to 2014 Iowa Acts, Chapter 1125, section 10. Report received on June 30, 2020.

Transfer of Funds—Regional Study Centers, pursuant to Iowa Code section 262.28. Report received on June 24, 2020.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 24, 2020.

DEPARTMENT OF REVENUE

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 30, 2020.

DEPARTMENT OF TRANSPORTATION

Annual Report (Five Year Program Report), pursuant to Iowa Code section 7A.9. Report received on July 8, 2020.

Highway Improvement Program and Sufficiency Rating (Five Year Program Report), pursuant to Iowa Code section 307A.2. Report received on July 8, 2020.

Integrated Roadside Vegetation Management Committee (Five Year Program Report), pursuant to Iowa Code section 314.22. Report received on July 8, 2020.

Living Roadway Trust Fund Report (Five Year Program Report), pursuant to 2017 Iowa Acts, SF 405, section 89. Report received on July 8, 2020.

Rail/Highway Grade Crossing Warning Devices, Signals, and Signs Report (Five Year Program Report), pursuant to Iowa Code section 307.26. Report received on July 8, 2020.

EXPLANATION OF VOTES

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Saturday, June 13, 2020, when the votes were taken on House File 737, Senate File 458, House File 2412, House File 2585, House File 2485, Senate File 457, House File 2556, House File 2642, House File 2641, House File 2238, House File 2486, House File 594, House File 2643, and Senate Resolution 121. Had I been present, I would have voted AYE.

THOMAS A. GREENE

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following reports:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 16th day of June, 2020.

Senate Files 272, 280, 388, 620, 2097, 2182, 2188, 2191, 2195, 2225, 2261, 2268, 2284, 2296, 2300, 2323, 2338, 2356, 2360, 2373, 2398, 2400, and 2403.

ALSO: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for her approval on this 24th day of June, 2020.

Senate Files 457, 458, 526, 2232, and 2310.

W. CHARLES SMITHSON
Secretary of the Senate

SENATE BILLS APPROVED AND ITEM VETOED AFTER ADJOURNMENT

The following is a record of action by the Governor transmitted to the Secretary of State after the close of the 2020 Regular Session:

SENATE BILLS APPROVED

Senate File 272—Relating to the provision of debt management services in connection with educational loans, and making penalties applicable. Approved June 18, 2020.

Senate File 280—Relating to the residency of members of the armed forces stationed at specified military installations for purposes of hunting, fishing, and trapping privileges. Approved June 25, 2020.

Senate File 388—Relating to the Iowa medal of honor highway, and including applicability provisions. Approved June 17, 2020.

Senate File 457—Relating to the criminal and juvenile justice system by modifying criminal penalties, surcharges, fines, fees, and costs, creating and modifying funds, making appropriations and allocating revenues, modifying installment agreements, modifying civil claims for reimbursement, restitution, and collection of court debt, and providing effective date provisions. Approved June 25, 2020.

Senate File 458—Relating to debts for which the homestead is liable by providing that the homestead may be sold to satisfy debts secured by a mechanic's lien, including principal, interest, attorney fees, and costs, and including effective date provisions. Approved June 25, 2020.

Senate File 526—Creating a blue alert program within the department of public safety for the apprehension of a person suspected of killing or seriously injuring a peace officer in the line of duty or due to safety concerns for a peace officer missing while on duty. Approved June 29, 2020.

Senate File 620—Relating to the procedure for disposal of certain city utilities by sale. Approved June 18, 2020.

Senate File 2097—Relating to the criminal offense of indecent exposure, providing penalties, and making penalties applicable. Approved June 17, 2020.

Senate File 2182—Relating to the state public defender pilot project and legal representation in child welfare cases. Approved June 17, 2020.

Senate File 2188—Concerning federal financial assistance funding for hazard mitigation. Approved June 17, 2020.

Senate File 2191—Relating to the payment of required medical aid provided to prisoners. Approved June 17, 2020.

Senate File 2195—Providing an exception to the Iowa state elevator code for certain multi-story commercial buildings in specified circumstances. Approved June 17, 2020.

Senate File 2225—Relating to the criminal offense of theft in the third degree and making penalties applicable. Approved June 17, 2020.

Senate File 2232—Relating to the Iowa trust code, including the creation of directed trusts, the transfer of trust assets into other trusts, and requirements related to notices to beneficiaries. Approved June 25, 2020.

Senate File 2261—Relating to the provision of behavioral health services including via telehealth in a school setting. Approved June 29, 2020.

Senate File 2268—Establishing the minimum age relative to various activities relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, making penalties applicable, and including effective date provisions. Approved June 29, 2020.

Senate File 2284—Relating to matters involving the state board of regents and the institutions the state board of regents governs, and including retroactive applicability provisions. Approved June 17, 2020.

Senate File 2296—Regarding persons who are deemed independent contractors when performing services while operating certain vehicles. Approved June 18, 2020.

Senate File 2300—Relating to the transfer of real estate as part of the administration of a decedent's estate, guardianship, conservatorship, or trust, and including applicability provisions. Approved June 17, 2020.

Senate File 2310—Relating to educational instructional requirements and funding flexibility and including effective date and retroactive applicability provisions. Approved June 29, 2020.

Senate File 2323—Relating to the initial care plan for minor and adult guardianships and the initial plan and inventory for adult conservatorships, and including effective date and retroactive applicability provisions. Approved June 17, 2020.

Senate File 2338—Relating to civil actions, including recoverable damages for medical expenses, evidence offered to prove past medical expenses, and civil actions related to the novel coronavirus, and including retroactive applicability provisions. Approved June 18, 2020.

Senate File 2356—Relating to the education of students with characteristics of dyslexia and to the preparation and licensure of practitioners for such instruction, and establishing an Iowa dyslexia board. Approved June 17, 2020.

Senate File 2360—Relating to classroom management and related practitioner preparation procedures for reporting classroom violence and assaults, to corporal punishment, establishing a grant program and fund for creation of therapeutic classrooms, providing claims reimbursement to school districts for costs relating to therapeutic classrooms, making appropriations, and including effective date provisions. Approved June 29, 2020.

Senate File 2373—Modifying provisions relating to telecommunicators. Approved June 25, 2020.

Senate File 2398—Establishing a rural veterinarian loan repayment program for veterinary students and certain licensed veterinarians and a rural veterinary care trust fund, and making appropriations. Approved June 17, 2020.

Senate File 2400—Relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and certain broadband infrastructure tax exemptions, and including effective date and retroactive applicability provisions. Approved June 25, 2020.

Senate File 2403—Relating to the excise taxes on motor fuel and certain special fuel, and including applicability provisions. Approved June 30, 2020.

REPORT OF THE SECRETARY OF THE SENATE

MR. PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling Senate File 457, the following corrections were made:

1. Page 18, line 19: First capped new thirty.
2. Page 18, line 21: First capped new fifty.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED
EIGHTY-EIGHTH GENERAL ASSEMBLY
2020 REGULAR SESSION

S-5001

1 Amend Senate File 2096 as follows:
2 1. Page 1, by striking lines 10 through 17 and inserting:
3 <(2) A person may be issued a permit to carry weapons
4 if the person is an emergency medical care provider who is
5 designated and attached to a law enforcement tactical team by
6 the authorities having jurisdiction. A person issued a permit
7 to carry weapons under this paragraph shall train with the law
8 enforcement tactical team the person is designated and attached
9 to, complete a prescribed firearm safety training course
10 offered pursuant to section 724.9, subsection 1, paragraph
11 "e", and complete any additional training as prescribed by the
12 authorities having jurisdiction.>

DAN DAWSON

S-5002

1 Amend Senate File 2096 as follows:
2 1. Page 1, by striking lines 10 through 17 and inserting:
3 <(2) A person may be issued a permit to carry weapons
4 if the person is an emergency medical care provider who is
5 designated and attached to a law enforcement tactical team by
6 the authorities having jurisdiction. A person issued a permit
7 to carry weapons under this paragraph shall train with the law
8 enforcement tactical team the person is designated and attached
9 to, complete a prescribed firearm safety training course
10 offered pursuant to section 724.9, subsection 1, paragraph
11 "e", complete any additional training as prescribed by the
12 authorities having jurisdiction, and not be disqualified under
13 section 724.8.>

DAN DAWSON

S-5003

1 Amend Senate File 2142 as follows:
2 1. Page 1, lines 9 and 10, by striking <two and one-tenth>
3 and inserting <three>
4 2. Page 1, lines 23 and 24, by striking <two and one-tenth>

5 and inserting <three>

ERIC GIDDENS
 TONY BISIGNANO
 JOE BOLKCOM
 NATE BOULTON
 CLAIRE CELSI
 WILLIAM A. DOTZLER, JR.
 ROBERT M. HOGG
 PAM JOCHUM
 KEVIN KINNEY
 JIM LYKAM
 LIZ MATHIS
 JANET PETERSEN
 HERMAN C. QUIRMBACH
 AMANDA RAGAN
 JACKIE SMITH
 RICH TAYLOR
 ZACH WAHLS

S-5004

HOUSE AMENDMENT TO SENATE FILE 2144

1 Amend Senate File 2144, as passed by the Senate, as follows:
 2 1. Page 1, after line 13 by inserting:
 3 <As a condition of receiving the moneys appropriated in this
 4 section, the department of human services shall submit reports
 5 to the chairpersons and ranking members of the senate and house
 6 committees on human resources and to the legislative services
 7 agency detailing the manner in which the appropriated moneys
 8 are being used and containing a status report on any project
 9 to which the moneys have been allocated. The department shall
 10 submit the first report thirty days after the effective date
 11 of this division of this Act, and shall submit an additional
 12 report every thirty days thereafter until June 30, 2020.>
 13 2. Page 1, line 31, by striking <\$20,000,000> and inserting
 14 <\$21,003,186>
 15 3. Page 1, after line 31 by inserting:
 16 <As a condition of receiving the moneys appropriated in this
 17 section, the department of homeland security and emergency
 18 management, in coordination with the flood mitigation board,
 19 shall submit reports to the chairpersons and ranking members
 20 of the senate and house committees on appropriations and to
 21 the legislative services agency detailing the amount of the
 22 appropriated moneys that have been used and containing a status
 23 report on any project to which the moneys have been allocated.
 24 The department shall submit the first report thirty days after
 25 the effective date of this division of this Act, and shall
 26 submit an additional report every thirty days thereafter until
 27 June 30, 2020.>

S-5005HOUSE AMENDMENT TO
SENATE FILE 2142

- 1 Amend Senate File 2142, as passed by the Senate, as follows:
- 2 1. Page 1, line 10, by striking <one-tenth> and inserting
- 3 <one-half>
- 4 2. Page 1, line 24, by striking <one-tenth> and inserting
- 5 <one-half>

S-5006

- 1 Amend Senate File 155 as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <Section 1. Section 158.1, subsection 3, Code 2020, is
- 5 amended to read as follows:
- 6 3. “*Barbershop*” means an establishment in a fixed location
- 7 or a location that is readily movable where one or more persons
- 8 engage in the practice of barbering.>

COMMITTEE ON STATE GOVERNMENT
ROBY SMITH, Chair**S-5007**

- 1 Amend the amendment, S-5006, to Senate File 155 as follows:
- 2 1. Page 1, line 8, by striking <barbering.>> and inserting
- 3 <barbering.
- 4 Sec. ____ EFFECTIVE DATE. This Act, being deemed of
- 5 immediate importance, takes effect upon enactment.>>
- 6 2. Title page, line 2, after <locations> by inserting <, and
- 7 including effective date provisions>

ZACH WHITING

S-5008

- 1 Amend Senate File 2347 as follows:
- 2 1. By striking page 102, line 23, through page 103, line 2.
- 3 2. Page 136, line 22, by striking <section> and inserting
- 4 <sections>
- 5 3. By renumbering as necessary.

COMMITTEE ON JUDICIARY
BRAD ZAUN, Chair**S-5009**

- 1 Amend Senate File 2300 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 558A.1, subsection 5, paragraph c, Code
5 2020, is amended to read as follows:
6 c. A transfer by a fiduciary in the course of the
7 administration of a decedent's estate, guardianship,
8 conservatorship, or trust. This exemption shall not apply
9 to a transfer of real estate in which the fiduciary is a
10 living natural person and was an occupant in possession of the
11 real estate at any time within the twelve consecutive months
12 immediately preceding the date of transfer.
13 Sec. 2. APPLICABILITY. This Act applies to the transfer
14 of real estate as part of the administration of a decedent's
15 estate, guardianship, conservatorship, or trust on or after
16 July 1, 2020.>
17 2. Title page, by striking lines 1 and 2 and inserting
18 <An Act relating to the transfer of real estate as part of
19 the administration of a decedent's estate, guardianship,
20 conservatorship, or trust, and including applicability
21 provisions.>

JAKE CHAPMAN

S-5010

1 Amend Senate File 2135 as follows:
2 1. Page 1, line 20, by striking <accomplished> and inserting
3 <~~accomplished~~ supervised>
4 2. Page 1, by striking line 26 and inserting <shall be
5 allowed, but only if supervised by a funeral director.>
6 3. Page 1, line 33, by striking <~~accomplished~~> and inserting
7 <supervised>
8 4. Page 2, line 5, by striking <~~accomplished~~> and inserting
9 <supervised>
10 5. Page 2, by striking lines 6 through 11 and inserting:
11 <c. Disinterment of a dead body or fetus for the purpose of
12 cremation may be allowed by court order only if supervised by a
13 funeral director. Subsequent to the disinterment, cremation
14 of the body shall only be allowed upon a determination by the
15 state or county medical examiner that the death was due to
16 natural causes.>
17 6. Page 2, by striking lines 12 through 15 and inserting:
18 <3. A permit for disinterment shall be issued by the state
19 registrar according to rules adopted pursuant to chapter 17A
20 or when ordered by the district court of the county in which
21 such body is buried. A person authorized to control final
22 disposition of a decedent's remains under section 144C.5 is an
23 interested person and shall be entitled to notice prior to the
24 obtaining of a court order.>
25 7. Page 2, by striking line 17 and inserting <the public
26 health, the ~~dead, and the feelings of relatives~~ preferences
27 of a person authorized to control final disposition of a

28 decendent's remains under section 144C.5, and any court order.>

ZACH WHITING

S-5011

1 Amend Senate File 2296 as follows:

2 1. Page 1, by striking lines 28 through 31 and inserting:

3 ~~<(d) The owner operator's compensation is based on factors~~
4 ~~related to the work performed, including a percentage of any~~
5 ~~schedule of rates or lawfully published tariff, and not on the~~
6 ~~basis of the hours or time expended.>~~

7 2. Page 1, line 32, by striking <(v)> and inserting <(iv)>

8 3. Page 2, line 1, by striking <(vi)> and inserting <(v)>

MICHAEL BREITBACH

S-5012

1 Amend Senate File 2249 as follows:

2 1. Page 1, line 19, after <"C".> by inserting <For purposes
3 of this subsection, "access point" includes but is not limited
4 to a driveway as defined in section 306.19.>

WAYLON BROWN

S-5013

1 Amend Senate File 2195 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 89A.2, subsection 1, Code 2020, is

5 amended by adding the following new paragraph:

6 NEW PARAGRAPH. f. A conveyance installed in a building in a
7 federally designated national historic district as long as each
8 of the following conditions is met:

9 (1) The owner of the building owns a commercial enterprise
10 that occupies the first story of the building.

11 (2) The building has no more than two stories above the
12 first story of the building.

13 (3) The owner of the building lives in the upper stories of
14 the building.

15 (4) The building has sufficient physical barriers or safety
16 protocols to ensure that only the owner, the owner's guests, or
17 a government official acting in an official capacity can access
18 the elevator.>

19 2. Title page, by striking lines 1 through 3 and inserting
20 <An Act providing an exception to the Iowa state elevator code
21 for certain multi-story commercial buildings in specified
22 circumstances.>

MARK LOFGREN

S-5014

1 Amend Senate File 2360 as follows:

2 1. Page 4, by striking lines 23 through 25 and inserting <a
3 school district and an accredited nonpublic school.>

4 2. Page 4, line 29, by striking <section> and inserting
5 <paragraph "a">

6 3. Page 8, by striking lines 15 and 16 and inserting <12,
7 less the amount of transportation costs reimbursed under
8 section 256.25A and the amount received for transporting
9 nonpublic school pupils under section 285.1, by the>

10 4. Page 8, by striking lines 29 through 31 and inserting
11 <contractual obligations under section 279.13, the failure
12 of an administrator to protect the safety of staff and
13 students, the failure of an administrator to meet mandatory
14 reporter obligations, the refusal of a practitioner to
15 implement provisions of an individualized education program or
16 behavioral intervention plan, and habitual nonparticipation in
17 professional development; and>

18 5. Page 9, line 21, by striking <may> and inserting <shall>

19 6. Page 9, line 25, after <team.> by inserting <The area
20 education agency, in collaboration with the school district,
21 may, when the parent or guardian meets with the individualized
22 education program team during the reevaluation of the student's
23 individualized education program, inform the parent or guardian
24 of individual or family counseling services available in the
25 area.>

26 7. Page 10, line 9, by striking <Pub. L. ,> and inserting
27 <Pub. L. No. 114-95,>

28 8. By renumbering as necessary.

AMY SINCLAIR

S-5015

1 Amend Senate File 2337 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 686B.3, subsection 2, Code 2020, is
5 amended to read as follows:

6 2. A plaintiff in an asbestos action, including an action
7 alleging a nonmalignant or a malignant condition, or a silica
8 action involving silicosis, shall include with the detailed
9 narrative medical report file with the petition or other
10 initial pleading a sworn information form containing specifying
11 the evidence that provides the basis for each claim against
12 each defendant. The sworn information form shall include all
13 of the following with specificity:

14 a. The name, address, date of birth, ~~social security number,~~
15 marital status, occupation, current and past worksites, and
16 employer of the exposed person, ~~and any person through whom the~~
17 ~~exposed person alleges exposure.~~

18 ~~b. The plaintiff's relationship to the exposed person or~~
 19 ~~person through whom the exposure is alleged.~~
 20 b. Each person through whom the exposed person was exposed
 21 to asbestos or silica, and the exposed person's relationship
 22 to each person.
 23 c. Each asbestos-containing product or silica product,
 24 whether from a bankrupt entity or otherwise, to which the
 25 exposed person was exposed, or if the exposed person was
 26 exposed through another person, to which that person was
 27 exposed.
 28 ~~e. d.~~ d. The specific location and manner of each alleged
 29 exposure, including the specific location and manner of
 30 exposure for any person through whom the exposed person alleges
 31 exposure was exposed to asbestos or silica.
 32 ~~e. e.~~ e. The beginning and ending dates of each alleged
 33 exposure and the frequency of the exposure of the exposed
 34 person to the product or its use, including for any person
 35 through whom the exposed person was exposed.

Page 2

1 ~~e. f.~~ f. The identity of the manufacturer or seller of the
 2 specific asbestos or silica product for each exposure.
 3 ~~f. The identity of the defendant or defendants against whom~~
 4 ~~the plaintiff asserts a claim.~~
 5 g. The specific asbestos-related or silica-related disease
 6 claimed to exist.
 7 h. Any supporting documentation relating to the information
 8 required under this subsection.
 9 Sec. 2. Section 686B.3, subsection 3, Code 2020, is amended
 10 by striking the subsection.
 11 Sec. 3. Section 686B.3, subsection 5, Code 2020, is amended
 12 to read as follows:
 13 5. The court shall dismiss the asbestos action or silica
 14 action without prejudice on finding that the plaintiff has
 15 failed to make the prima facie showing required by this chapter
 16 or failed to comply with the requirements of ~~this section~~
 17 subsections 1 and 2. The court shall dismiss the asbestos
 18 action or silica action without prejudice as to any defendant
 19 whose product or premises is not identified in the information
 20 required pursuant to subsection 2.
 21 Sec. 4. APPLICABILITY. This Act applies to an asbestos
 22 action, including an action alleging a nonmalignant or
 23 malignant condition, or a silica action involving silicosis
 24 filed on or after July 1, 2020.>

ZACH NUNN

S-5016

1 Amend Senate File 2360 as follows:
 2 1. Page 1, line 33, after <incentive> by inserting <and

3 **behavior modification>**

- 4 2. Page 2, line 1, after <incentives> by inserting <and
5 behavior modification>
6 3. Page 2, line 2, after <classrooms> by inserting <and any
7 other evidence-based behavior modification programs>
8 4. Page 2, line 10, after <classroom> by inserting <or other
9 evidence-based behavior modification program>
10 5. Page 2, line 21, after <incentive> by inserting <and
11 behavior modification>
12 6. Page 2, line 22, after <classrooms> by inserting <or
13 other evidence-based behavior modification programs>
14 7. Page 3, after line 11 by inserting:
15 <f. Grant amounts awarded for behavior modification
16 programs shall be as determined by the department and shall be
17 distributed as determined by the department.>
18 8. Page 3, line 12, after <incentive> by inserting <and
19 behavior modification>
20 9. Page 3, line 19, after <incentive> by inserting <and
21 behavior modification>
22 10. Page 12, line 25, after <INCENTIVE> by inserting <AND
23 BEHAVIOR MODIFICATION>
24 11. Page 12, line 30, after <incentive> by inserting <and
25 behavior modification>
26 12. Title page, line 5, after <classrooms> by inserting <and
27 for behavior modification programs>
28 13. By renumbering as necessary.

ERIC GIDDENS

S-5017

- 1 Amend Senate File 2360 as follows:
2 1. Page 13, after line 12 by inserting:
3 <Sec. ____ DEPARTMENT OF EDUCATION — BEHAVIORAL
4 INTERVENTIONS — SURVEY AND WORKING GROUP.
5 1. The department of education shall conduct a classroom
6 behavioral interventions survey of every school district to
7 determine how schools are currently addressing classroom
8 management issues and implementing behavioral interventions
9 to reduce or otherwise meet behavioral challenges in the
10 classroom. The results of the survey shall be summarized and
11 submitted to the state board of education by October 1, 2020.
12 2. The department of education shall convene a working
13 group comprised of educators, mental health specialists,
14 and disability rights advocates who have expertise in
15 evidence-based behavioral interventions for the classroom.
16 The working group shall review data from the survey conducted
17 pursuant to subsection 1, shall identify best practices for
18 meeting the challenges summarized in the survey, and shall
19 propose funding estimates based on the costs of providing the
20 behavioral interventions and programs identified by the working
21 group to school districts statewide.

- 22 3. The working group shall submit its findings and
23 recommendations to the state board of education and to the
24 general assembly by October 1, 2021.>
25 2. Title page, line 6, after <classrooms,> by inserting
26 <providing for a behavioral interventions survey and working
27 group,>
28 3. By renumbering as necessary.

JACKIE SMITH

S-5018

- 1 Amend Senate File 2360 as follows:
2 1. By striking page 1, line 33, through page 4, line 5, and
3 inserting:
4 <Sec. ____ **NEW SECTION. 256.25 Evidence-based behavioral**
5 **interventions pilot program — competitive grants.**
6 1. Subject to an appropriation of sufficient funds by
7 the general assembly for such purpose, the department shall
8 establish an evidence-based behavioral interventions pilot
9 program that provides grants to three school districts for
10 conducting pilot projects to demonstrate the efficacy of
11 evidence-based behavioral interventions that positively affect
12 student learning.
13 2. Each pilot project approved by the department for a
14 grant under this section shall be conducted for a minimum of
15 one year. The department shall establish a pilot project grant
16 application process and criteria for the selection of pilot
17 project participant school districts. At a minimum, grant
18 applications shall include proposals for methods the school
19 district will use to assist teachers and the department in
20 measuring changes in student behavior and student learning,
21 and by which the approved pilot program may be analyzed and
22 evaluated.
23 3. *a.* Grants shall be as equitably distributed
24 geographically as reasonably possible. The department shall
25 locate the three pilot projects as follows:
26 (1) In a small school district that may partner with one
27 or more other school districts to utilize a regional approach
28 in collaboration with an area education agency, or a nonprofit
29 agency, or an institution that provides children's mental
30 health services, or any combination of collaboratives thereof.
31 (2) In a medium school district.
32 (3) In a large school district.
33 *b.* For purposes of this subsection, a large school district
34 is a district with an actual enrollment of five thousand or
35 more pupils; a medium school district is a district with an

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- 1 actual enrollment that is greater than one thousand one hundred
2 ninety-nine pupils, but less than five thousand pupils; and a

3 small school district is a district with an actual enrollment
4 of one thousand one hundred ninety-nine or fewer pupils.

5 4. School districts approved to receive grant moneys
6 pursuant to this section shall be selected and notified no
7 later than March 1, 2021. Grantees shall use moneys received
8 pursuant to this section to provide for ongoing support and
9 training of the teachers implementing the pilot projects.
10 Grant amounts shall be distributed as determined by the
11 department.

12 5. The department shall submit a final report summarizing
13 the results of the pilot projects and including the
14 department's findings and recommendations to the general
15 assembly by November 15, 2022.

16 6. This section is repealed effective July 1, 2023.>

17 2. Page 6, by striking line 23 and inserting <means a
18 classroom designed for the purpose of providing support for any
19 student whose emotional, social, or behavioral needs interfere
20 with the student's ability to be successful in the current
21 educational environment, with or without supports, until the
22 student is able to successfully return to the student's current
23 education environment, with or without supports, including but
24 not limited to the general education classroom.>

25 3. Page 8, line 16, by striking <256.25> and inserting
26 <256.25A>

27 4. Page 12, by striking lines 24 and 25 and inserting:

28 <Sec. ____ DEPARTMENT OF EDUCATION — EVIDENCE-BASED
29 BEHAVIORAL INTERVENTIONS PILOT PROGRAM. There is appropriated
30 from the general fund>

31 5. Page 12, by striking lines 30 and 31 and inserting:

32 <For grants awarded to school districts pursuant to section
33 256.25, as enacted by this Act:>

34 6. Page 13, line 26, by striking <take> and inserting
35 <takes>

Page 3

1 7. Page 13, by striking line 27.

2 8. Title page, by striking lines 4 and 5 and inserting
3 <an evidence-based behavioral interventions pilot program,
4 providing claims reimbursement to school>

5 9. By renumbering, redesignating, and correcting internal
6 references as necessary.

CLAIRE CELSI

S-5019

1 Amend Senate File 2360 as follows:

2 1. Page 12, by striking lines 10 through 14 and inserting:

3 <For distribution to the area education agencies based on
4 the special education support services weighted enrollment for
5 each area education agency in accordance with section 257.6,

6 subsection 5, paragraph “b”, for professional development>
 7 2. Page 12, by striking line 32 and inserting:
 8 <..... \$ 3,000,000>

LIZ MATHIS

S-5020

1 Amend Senate File 2338 as follows:
 2 1. By striking page 1, line 15, through page 2, line 5.
 3 2. Title page, by striking lines 1 through 4 and inserting
 4 <An Act relating to the total amount recoverable as a
 5 noneconomic damages award against a health care provider.>

TONY BISIGNANO

S-5021

1 Amend Senate File 2272 as follows:
 2 1. Page 1, line 6, by striking <July> and inserting
 3 <October>
 4 2. Page 8, line 9, by striking <Prior> and inserting <Unless
 5 otherwise prohibited by federal law or regulation, prior>
 6 3. Page 8, by striking lines 21 and 22 and inserting
 7 <recipient information.>
 8 4. Page 9, line 4, by striking <A> and inserting <Unless
 9 otherwise prohibited by federal law or regulation, a>
 10 5. Page 9, by striking lines 12 through 14 and inserting <or
 11 recipient shall be provided ten days to respond to the notice.
 12 The department may request additional information as>

JASON SCHULTZ

S-5022

1 Amend Senate File 2272 as follows:
 2 1. Page 2, after line 8 by inserting:
 3 <__. “Real-time system” means real-time electronic access
 4 to a system that allows verification of all applicable public
 5 assistance program eligibility information based on the
 6 most recent information available to the department through
 7 nonmodeled earned and unearned income, such as commercially
 8 available wage data.>
 9 2. Page 3, after line 32 by inserting:
 10 <(3) Any existing real-time eligibility system that
 11 includes employment and income information maintained by a
 12 consumer reporting agency, as defined by the federal Fair
 13 Credit Reporting Act, 15 U.S.C. §1681a, for the purpose of
 14 obtaining real-time employment and income information.>
 15 3. By striking page 4, line 31, through page 5, line 1, and
 16 inserting:
 17 <__. The department may contract with a third-party vendor

18 to develop or provide a service for a real-time eligibility
19 system that allows the department to verify or authenticate
20 income, assets, and identity eligibility of applicants and
21 recipients to prevent fraud, misrepresentation, and inadequate
22 documentation when determining eligibility for public
23 assistance programs. The system shall>

24 4. Page 5, line 6, after <department.> by inserting
25 <Specifically, the department may contract with a third-party
26 consumer reporting agency, as defined by the federal Fair
27 Credit Reporting Act, 15 U.S.C. §1681a, for the purpose of
28 obtaining real-time employment and income information.>

29 5. Page 7, by striking lines 19 and 20 and inserting:
30 <(4) A third-party consumer reporting agency, as defined
31 by the federal Fair Credit Reporting Act, 15 U.S.C. §1681a,
32 for the purpose of obtaining real-time employment and income
33 information.>

34 6. Page 8, after line 7 by inserting:

35 <3. The state may contract with a third-party consumer

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1 reporting agency, as defined by the federal Fair Credit
2 Reporting Act, 15 U.S.C. §1681a, for the purpose of obtaining
3 real-time employment and income information under this
4 section.>

5 7. By renumbering, redesignating, and correcting internal
6 references as necessary.

JASON SCHULTZ

S-5023

1 Amend Senate File 2153 as follows:

2 1. Page 1, line 4, after <conducting> by inserting <an
3 invasive physical examination of a student or>

4 2. Page 1, by striking line 14 and inserting:

5 <3. For purposes of this section:

6 a. *“Emergent care situation”* means a sudden or unforeseen
7 occurrence or onset of a medical or behavioral condition that
8 could result in serious injury or harm to a student or others
9 in the event immediate medical attention is not provided.

10 b. *“Invasive physical examination”* means any medical
11 examination that involves the exposure of private body parts
12 or any act during such examination that includes incision,
13 insertion, or injection into the body, but does not include a
14 hearing, vision, or scoliosis screening.

15 c. *“Student health screening”*>

16 3. Page 1, line 16, by striking <a student> and inserting
17 <students>

18 4. Page 1, line 18, after <services.> by inserting <*“Student
19 health screening”* does not include an episodic, individual
20 screening done in accordance with professional licensed

21 practice.>
22 5. Title page, line 1, after <of> by inserting <physical
23 examinations and>

AMY SINCLAIR

S-5024

1 Amend Senate File 2261 as follows:
2 1. By striking page 3, line 35, through page 4, line 3, and
3 inserting:
4 <3. A valid provider-patient relationship may be
5 established through any of the following means:
6 a. Through an in-person encounter which includes an
7 in-person medical interview and physical examination conducted
8 under the standard of care required for an in-person encounter.
9 b. Through consultation with a primary care provider who has
10 an established relationship with the patient and who agrees to
11 participate in or supervise the patient's care.
12 c. Through telehealth, if the standard of care does
13 not require an in-person encounter, in accordance with
14 evidence-based standards of practice and telehealth practice
15 guidelines that address the clinical and technological
16 aspects of telehealth, and the student's parent or guardian is
17 present.>
18 2. By renumbering as necessary.

ANNETTE SWEENEY

S-5025

1 Amend Senate File 2284 as follows:
2 1. By striking page 3, line 30, through page 4, line 7.
3 2. Page 5, by striking lines 3 through 5 and inserting:
4 <Sec. ____ Section 262.9, subsection 36, Code 2020, is
5 amended to read as follows:
6 36. Implement continuous improvement in ~~every~~ undergraduate
7 ~~program~~ programs offered by an institution of higher education
8 governed by the board.
9 ~~a.~~ A continuous improvement plan shall be developed and>
10 3. Page 5, line 8, by striking <timeline> and inserting
11 <timeline:>
12 4. Page 5, line 23, by striking <b.> and inserting <b.>
13 5. Page 5, line 25, before <The> by inserting <for courses
14 with typical annual enrollments of one hundred or more
15 students, whether in one or multiple sections. In developing
16 and implementing the continuous improvement plan for each
17 course, the instructor or instructors for such a course shall
18 each year evaluate the results of the instructors' students'
19 performances in comparison with established course goals and
20 shall formulate recommendations for future goals and methods to
21 achieve improved student performance.>

- 22 6. Page 5, by striking lines 26 and 27 and inserting <shall
23 annually evaluate the effectiveness of the plans and shall
24 submit an executive>
25 7. Page 6, line 3, after <mission.> by inserting <The board
26 shall annually, on or before November 1, submit a report to the
27 general assembly providing information regarding how the board
28 invested any funds in accordance with this paragraph, including
29 the amount invested, how long the board has invested such
30 funds, and the percentage of equity in each private enterprise
31 held by the board.>
32 8. By renumbering as necessary.

AMY SINCLAIR

S-5026

- 1 Amend the amendment, S-5010, to Senate File 2135 as follows:
2 1. Page 1, by striking lines 26 through 28 and inserting
3 <health, the dead, ~~and the preferences of a person authorized~~
4 to control final disposition of a decedent's remains under
5 section 144C.5, the feelings of other relatives, and any court
6 order. A change in the preference of a person authorized
7 to control final disposition of a decedent's remains under
8 section 144C.5 is not sufficient in and of itself to justify
9 the issuance of a disinterment permit.>

ROBERT M. HOGG

S-5027

- 1 Amend Senate File 2302 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. MEDICAL EXAMINER INVESTIGATION FORM FOR
5 CHILD DEATHS AGE ZERO TO THREE — INFORMATION REGARDING
6 IMMUNIZATIONS.
7 1. The medical examiner investigation form for cases for
8 infants zero to three years of age shall include a request
9 for information regarding the date and type of the decedent's
10 last immunization. If the decedent received more than
11 one immunization at the time of the last immunization, the
12 information provided shall include all types of immunizations
13 received.
14 2. The department of public health shall adopt rules
15 pursuant to chapter 17A to amend the medical examiner
16 investigation form for cases for infants zero to three years of
17 age to comply with this section.>
18 2. Title page, lines 1 and 2, by striking <an infant
19 certificate of death form> and inserting <a medical examiner
20 investigation form>

DENNIS GUTH

S-5028

- 1 Amend Senate File 2272 as follows:
- 2 1. Page 11, after line 16 by inserting:
- 3 <___. The department may contract with multiple third-party
- 4 vendors to administer this division of this Act.>
- 5 2. By renumbering, redesignating, and correcting internal
- 6 references as necessary.

JASON SCHULTZ

S-5029

- 1 Amend Senate File 2270 as follows:
- 2 1. Page 1, by striking lines 12 through 14.
- 3 2. Page 1, line 15, by striking <3.> and inserting <2.>

NATE BOULTON

S-5030

- 1 Amend the amendment, S-5023, to Senate File 2153 as follows:
- 2 1. Page 1, line 9, after <provided.> by inserting <*Emergent*
- 3 *care situation*> includes the need to screen a student or others
- 4 for symptoms or exposures during an outbreak or public health
- 5 event of concern as designated by the department of public
- 6 health.>

AMY SINCLAIR

S-5031

- 1 Amend Senate File 2346 as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <Section 1. DIRECT PRIMARY CARE AGREEMENTS — MEDICAID
- 5 — PILOT PROGRAM. The department of human services shall
- 6 develop and oversee a pilot program beginning January 1,
- 7 2021, and ending December 31, 2026, to allow or require
- 8 Medicaid members in specified categories to receive primary
- 9 care health services, as defined in section 135N.1, through a
- 10 direct primary care arrangement, with Medicaid acting as the
- 11 third-party payor for such services. The department shall
- 12 submit a Medicaid state plan amendment or waiver request, if
- 13 necessary, to the centers for Medicare and Medicaid services
- 14 of the United States department of health and human services
- 15 for approval to implement the pilot program as specified in
- 16 this section. The eligible Medicaid member categories shall
- 17 include childless adults, children under seven years of age,
- 18 children seven years of age through eighteen years of age,
- 19 parents, pregnant women, the elderly, and individuals with

20 disabilities.>

JULIAN B. GARRETT

S-5032

1 Amend Senate File 2272 as follows:

2 1. Page 1, line 21, by striking <PUBLIC ASSISTANCE PROGRAMS>
3 and inserting <SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM>

4 2. By striking page 1, line 22, through page 2, line 10.

5 3. Page 2, line 11, by striking <239.2> and inserting
6 <234.12B>

7 4. Page 2, line 15, after <all> by inserting
8 <noncategorically eligible>

9 5. Page 4, line 14, after <income> by inserting <, or
10 receives benefits through a public assistance program funded
11 in whole or in part with federal funding under Tit. IV-A of the
12 federal Social Security Act or with state funding considered in
13 determining compliance with maintenance of effort requirements
14 under Tit. IV-A of the federal Social Security Act>

15 6. Page 4, after line 14 by inserting:

16 <__. For the purposes of this section:

17 a. “Applicant” means an individual applying for supplemental
18 nutrition assistance program benefits in the state.

19 b. “Asset” or “asset test” means all assets of the members
20 of the applicant’s household, including all of the following:

21 (1) All bank accounts, excluding retirement accounts of
22 members of the household.

23 (2) All cash, excluding the first two thousand dollars of
24 members of the household.

25 (3) All lottery and gambling income of the household whether
26 received as a lump sum or installment payments.

27 (4) All real estate, excluding the primary household
28 residence and surrounding lot.

29 (5) All other personal property excluding personal
30 belongings, household goods, and one vehicle.

31 c. “Department” means the department of human services.

32 d. “Recipient” means an individual who is receiving
33 supplemental nutrition assistance program benefits in the
34 state.

35 e. “Supplemental nutrition assistance program” or “SNAP”

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1 means the supplemental nutrition assistance program as defined
2 in 7 U.S.C. §2012(t).>

3 7. By striking page 4, line 15, through page 11, line 16.

4 8. Title page, line 1, by striking <public assistance> and

5 inserting <supplemental nutrition assistance>
 6 9. By renumbering, redesignating, and correcting internal
 7 references as necessary.

NATE BOULTON
 LIZ MATHIS
 ERIC GIDDENS
 KEVIN KINNEY

S-5033

1 Amend the amendment, S-5021, to Senate File 2272 as follows:
 2 1. Page 1, after line 1 by inserting:
 3 <__. Page 1, before line 1 by inserting:
 4 <DIVISION __
 5 INTENT OF THE GENERAL ASSEMBLY
 6 Sec. __. INTENT OF GENERAL ASSEMBLY. It is the intent
 7 of the general assembly that this Act be implemented in a
 8 manner that improves public assistance program operations to
 9 most efficiently serve eligible individuals and households
 10 while not overburdening, stigmatizing, creating unnecessary
 11 obstacles for, or reducing benefits to, those most economically
 12 marginalized including low-income families, the elderly, and
 13 people with disabilities who rely on public assistance programs
 14 for basic nutrition, necessary health care, and stabilization
 15 in times of hardship.>>
 16 2. Page 1, after line 3 by inserting:
 17 <__. Page 2, line 15, after <all> by inserting
 18 <noncategorically eligible>
 19 __. Page 4, line 14, after <income> by inserting <,or
 20 receives benefits through a public assistance program funded
 21 in whole or in part with federal funding under Tit. IV-A of the
 22 federal Social Security Act or with state funding considered in
 23 determining compliance with maintenance of effort requirements
 24 under Tit. IV-A of the federal Social Security Act>
 25 __. Page 5, by striking lines 7 through 14 and inserting:
 26 <3. A contract entered into under this section shall provide
 27 that the contract shall not preclude the department>>
 28 3. Page 1, by striking line 11 and inserting <recipient
 29 shall be provided the maximum time permissible, up to thirty
 30 days and consistent with applicable processing standards, to
 31 respond to the notice.>
 32 4. Page 1, after line 12 by inserting:
 33 <__. Page 11, after line 16 by inserting:
 34 <4. This division of this Act shall be implemented such
 35 that any additions to or expansion of the verification and

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1 authentication systems for public assistance programs shall
 2 not hinder concurrent system improvement efforts, and are
 3 compatible with and integrate into existing systems to the

4 maximum extent possible to avoid waste, redundancy, and
5 duplication.>>
6 5. By renumbering, redesignating, and correcting internal
7 references as necessary.

NATE BOULTON

S-5034

1 Amend Senate File 2272 as follows:
2 1. Page 10, after line 10 by inserting:
3 <__. Following provision of written notice to a recipient
4 under this section, the recipient's benefits shall continue
5 until the issue identified in the notice is resolved.>
6 2. By renumbering, redesignating, and correcting internal
7 references as necessary.

ZACH WAHLS

S-5035

1 Amend Senate File 2310 as follows:
2 1. Page 3, by striking lines 7 through 9 and inserting:
3 <b. The department may waive the applicability of subsection
4 5 for up to two additional specified subject areas for a school
5 district or>
6 2. Page 4, line 28, by striking <or other> and inserting
7 <with other>

TIM KRAAYENBRINK

S-5036

1 Amend Senate Joint Resolution 2003 as follows:
2 1. Page 1, by striking lines 11 and 12 and inserting <the
3 lieutenant governor shall become governor for the remainder of
4 the term,>

ROBY SMITH

S-5037

1 Amend Senate File 2346 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. DIRECT PRIMARY CARE AGREEMENTS — MEDICAID
5 — PILOT PROGRAM. The department of human services shall
6 develop and oversee a pilot program beginning January 1,
7 2021, and ending December 31, 2026, to allow or require
8 Medicaid members in specified categories to receive primary
9 care health services, as defined in section 135N.1, through a

10 direct primary care arrangement, with the department of human
11 services acting as the third-party payor for such services.
12 The department shall submit a Medicaid state plan amendment
13 or waiver request, if necessary, to the centers for Medicare
14 and Medicaid services of the United States department of
15 health and human services for approval to implement the pilot
16 program as specified in this section. The eligible Medicaid
17 member categories shall include childless adults, children
18 under seven years of age, children seven years of age through
19 eighteen years of age, parents, pregnant women, the elderly,
20 and individuals with disabilities.>
21 2. Title page, lines 1 and 2, by striking <Medicaid program>
22 and inserting <department of human services>

JULIAN B. GARRETT

S-5038

1 Amend Senate File 2346 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. DIRECT PRIMARY CARE AGREEMENTS — MEDICAID
5 MEMBERS — PILOT PROGRAM. The department of human services
6 shall develop and oversee a pilot program beginning January
7 1, 2021, and ending December 31, 2022, to allow Medicaid
8 members in specified categories to receive primary care health
9 services, as defined in section 135N.1, through a direct
10 primary care arrangement, with the Iowa Medicaid enterprise
11 acting as the third-party payor for such services utilizing
12 state-only funds. The eligible Medicaid member categories
13 shall include childless adults and pregnant women.>
14 2. Title page, lines 1 and 2, by striking <the Medicaid
15 program to act as a third-party payor under> and inserting
16 <Medicaid members to participate in>

JULIAN B. GARRETT

S-5039

1 Amend House File 310, as passed by the House, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 154.1, subsection 3, Code 2020, is
5 amended to read as follows:
6 3. a. An optometrist licensed under this chapter may
7 employ all diagnostic and therapeutic pharmaceutical agents for
8 the purpose of diagnosis and treatment of conditions of the
9 human eye and adnexa pursuant to this subsection, ~~excluding~~
10 ~~the use of injections other than to counteract an anaphylactic~~
11 ~~reaction,~~ and notwithstanding section 147.107, may without
12 charge supply any of the above pharmaceuticals to commence a
13 course of therapy. A licensed optometrist may perform minor

14 surgical procedures and use medications for the diagnosis and
15 treatment of diseases, disorders, and conditions of the eye and
16 adnexa. A license to practice optometry under this chapter
17 does not authorize the performance of surgical procedures which
18 require the use of injectable or general anesthesia, moderate
19 sedation, penetration of the globe, or the use of ophthalmic
20 lasers for the purpose of ophthalmic surgery within or upon
21 the globe. The removal of pterygia and Salzmann's nodules,
22 incisional corneal refractive surgery, and strabismus surgery
23 are prohibited.

24 b. (1) A licensed optometrist may administer only the
25 following injections:

26 (a) Sub-conjunctival injections for the medical treatment
27 of the eye.

28 (b) Intra-lesional injections for the treatment of
29 chalazia.

30 (c) Botulinum toxin to the muscles of facial expression
31 innervated by the facial nerve, including for cosmetic
32 purposes.

33 (d) Injections to counteract an anaphylactic reaction.

34 (2) A licensed optometrist shall not administer any
35 injection prior to receiving approval from the board.

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1 (3) The board shall not approve the use of injections other
2 than to counteract an anaphylactic reaction unless the licensed
3 optometrist demonstrates to the board sufficient educational
4 or clinical training from a college or university accredited
5 by a regional or professional accreditation organization which
6 is recognized or approved by the council for higher education
7 accreditation or by the United States department of education,
8 or clinical training equivalent to clinical training offered
9 by such an institution. Training for the administration
10 and side effects of injection treatment for chalazia and of
11 botulinum toxin shall be required before a licensed optometrist
12 may administer such injections. The board shall adopt rules
13 regarding training required pursuant to this subparagraph and
14 approve training providers.

15 c. A licensed optometrist may employ and, notwithstanding
16 section 147.107, supply pharmaceutical-delivering contact
17 lenses for the purpose of treatment of conditions of the
18 human eye and adnexa. For purposes of this paragraph,
19 "pharmaceutical-delivering contact lenses" means contact lenses
20 that contain one or more therapeutic pharmaceutical agents
21 authorized for employment by this section for the purpose of
22 treatment of conditions of the human eye and adnexa and that
23 deliver such agents into the wearer's eye.

24 ~~e. d.~~ A licensed optometrist may prescribe oral steroids
25 for a period not to exceed fourteen days without consultation
26 with a physician.

27 ~~d. e.~~ A licensed optometrist may be authorized, where

28 reasonable and appropriate, by rule of the board, to employ new
29 diagnostic and therapeutic pharmaceutical agents approved by
30 the United States food and drug administration on or after July
31 1, 2002, for the diagnosis and treatment of the human eye and
32 adnexa.
33 ~~e. f.~~ The board is not required to adopt rules relating to
34 topical pharmaceutical agents, oral antimicrobial agents, oral
35 antihistamines, oral antiglaucoma agents, and oral analgesic

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1 agents. A licensed optometrist may remove superficial foreign
2 bodies from the human eye and adnexa.
3 ~~f. g.~~ The therapeutic efforts of a licensed optometrist
4 are intended for the purpose of examination, diagnosis, and
5 treatment of visual defects, abnormal conditions, and diseases
6 of the human eye and adnexa, for proper optometric practice
7 or referral for consultation or treatment to persons licensed
8 under chapter 148.
9 ~~g. h.~~ A licensed optometrist is an optometrist who is
10 licensed to practice optometry in this state and who is
11 certified by the board to use the agents and procedures
12 authorized pursuant to this subsection.

COMMITTEE ON STATE GOVERNMENT
ROBY SMITH, Chair

S-5040

1 Amend Senate File 2288 as follows:
2 1. Title page, by striking lines 1 and 2 and inserting <An
3 Act pertaining to immunity from liability for reasonable and
4 necessary physical contact with a student.>

JULIAN GARRETT

S-5041

1 Amend Senate File 2366 as follows:
2 1. Page 1, line 13, after <7 U.S.C. §2015(d)(4)> by
3 inserting <when and where services and funding are available>
4 2. By striking page 2, line 18, through page 3, line 19, and
5 inserting:
6 <Sec. ____ **NEW SECTION. 249N.9 Member community engagement**
7 **requirements.**
8 1. Unless exempt pursuant to subsection 2, an individual
9 shall not participate in the Iowa health and wellness plan
10 unless the individual meets one or a combination of the
11 following community engagement requirements, as determined by
12 the department:
13 *a.* Is employed or self-employed and receiving gross weekly
14 earnings at least equal to the state minimum wage multiplied by

15 twenty hours.
16 *b.* Is participating in and complying with the requirements
17 of a work program.
18 *c.* Is volunteering twenty hours or more per week.
19 *d.* Is participating in and complying with the promoting
20 independence and self-sufficiency through employment job
21 opportunities and basic skills (PROMISE JOBS) program under
22 section 239B.17.
23 *e.* Is participating in a program established under the
24 future ready Iowa Act, 2018 Iowa Acts, chapter 1067.
25 *f.* Is participating in other activities identified by the
26 department.
27 2. Subsection 1 shall not apply to an individual who meets
28 any of the following conditions:
29 *a.* Is confirmed by the department to be medically exempt.
30 *b.* Is pregnant.
31 *c.* Is a parent or caretaker responsible for the care of a
32 dependent child under six years of age.
33 *d.* Is a parent or caretaker personally providing the care
34 for a dependent child who has been determined by the federal
35 social security administration to be disabled based on federal

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1 supplemental security income criteria.
2 *e.* Is receiving unemployment compensation and complying
3 with work requirements that are part of the federal-state
4 unemployment compensation system.
5 *f.* Is participating in a drug addiction or alcoholic
6 treatment and rehabilitation program.
7 *g.* Is enrolled full-time in an educational institution.
8 *h.* Is the parent of a child to whom the parent provides
9 private instruction pursuant to chapter 299A.
10 *i.* Is an individual who is a caregiver for an elderly
11 person or an adult who has been determined by the federal
12 social security administration to be disabled based on federal
13 supplemental security income criteria.
14 3. If an individual does not comply with the community
15 engagement requirements during the initial six months of the
16 individual's eligibility period, the department shall provide
17 thirty days' notice to the individual prior to terminating the
18 individual's eligibility for the remainder of the individual's
19 eligibility period. However, following such termination of
20 eligibility, if the individual subsequently complies with the
21 community engagement requirements, the individual may reenroll
22 during the remainder of the individual's prior eligibility
23 period.>
24 3. Page 3, after line 27 by inserting:
25 <3. As determined appropriate by the department of human
26 services, consult and cooperate with the department of
27 workforce development in implementing and administering the
28 provisions of this Act.>

- 29 4. Title page, by striking lines 1 and 2 and inserting
30 <An Act relating to eligibility, work, and employment and
31 training requirements for public assistance programs, including
32 eligibility for child care assistance and community engagement
33 activity requirements under the Iowa health and wellness plan,
34 and including>
35 5. By renumbering as necessary.

JASON SCHULTZ

S-5042

- 1 Amend Senate File 2348 as follows:
2 1. Page 1, line 19, after <707,> by inserting <the offense
3 of child endangerment resulting in the death of a child or
4 minor under section 726.6, or election misconduct in the first
5 degree under section 39A.2,>
6 2. Page 1, line 21, after <damages> by inserting <owed to
7 a natural person>

DAN DAWSON

S-5043

- 1 Amend Senate File 2348 as follows:
2 1. Page 1, line 22, after <910> by inserting <or is current
3 on a plan to pay all such damages>

ROBERT M. HOGG

S-5044

- 1 Amend Senate File 2328 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 8A.323, subsection 5, Code 2020, is
5 amended to read as follows:
6 5. Any fine that remains unpaid upon becoming delinquent
7 may be collected by the department of revenue pursuant to the
8 setoff procedures provided for in section ~~8A.504~~ 421.65. For
9 purposes of this subsection, a fine becomes delinquent if
10 it has not been paid within thirty days of the date of the
11 issuance of the parking citation, unless a written request for
12 a hearing is filed as provided pursuant to the rules of the
13 department of revenue. If an appeal is filed and the citation
14 is upheld, the fine becomes delinquent ten days after the
15 issuance of the final decision on the appeal or thirty-one
16 days after the date of the issuance of the parking citation,
17 whichever is later.
18 Sec. 2. Section 8A.502, subsection 2, Code 2020, is amended
19 by striking the subsection.
20 Sec. 3. Section 96.11, subsection 16, Code 2020, is amended

21 to read as follows:

22 16. *Reimbursement of setoff costs.* The department shall
23 include in the amount set off in accordance with section ~~8A.504~~
24 421.65, for the collection of an overpayment created pursuant
25 to section 96.3, subsection 7, or section 96.16, subsection
26 4, an additional amount for the reimbursement of setoff costs
27 incurred by the department of ~~administrative services revenue~~.

28 Sec. 4. Section 99D.2, subsection 3, Code 2020, is amended
29 to read as follows:

30 3. “*Claimant agency*” means a public agency as defined
31 in section ~~8A.504~~ 421.65, subsection 1, or the state court
32 administrator as defined in section 602.1101.

33 Sec. 5. Section 99D.28, subsection 2, Code 2020, is amended
34 to read as follows:

35 2. The licensee is authorized and directed to withhold

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1 any winnings of a debtor which are paid out directly by the
2 licensee subject to the lien created by this section and
3 provide notice of such withholding to the winner when the
4 winner appears and claims winnings in person. The licensee
5 shall pay the funds over to the collection entity which
6 administers the setoff program pursuant to section ~~8A.504~~
7 421.65.

8 Sec. 6. Section 99F.1, subsection 5, Code 2020, is amended
9 to read as follows:

10 5. “*Claimant agency*” means a public agency as defined
11 in section ~~8A.504~~ 421.65, subsection 1, or the state court
12 administrator as defined in section 602.1101.

13 Sec. 7. Section 99F.19, subsection 2, Code 2020, is amended
14 to read as follows:

15 2. The licensee is authorized and directed to withhold
16 any winnings of a debtor which are paid out directly by the
17 licensee subject to the lien created by this section and
18 provide notice of such withholding to the winner when the
19 winner appears and claims winnings in person. The licensee
20 shall pay the funds over to the collection entity which
21 administers the setoff program pursuant to section ~~8A.504~~
22 421.65.

23 Sec. 8. Section 99G.38, subsection 3, Code 2020, is amended
24 to read as follows:

25 3. The state of Iowa offset program, as provided in
26 section ~~8A.504~~ 421.65, shall be available to the authority to
27 facilitate receipt of funds owed to the authority.

28 Sec. 9. Section 217.34, Code 2020, is amended to read as
29 follows:

30 **217.34 Debt setoff.**

31 The investigations division of the department of inspections
32 and appeals and the department of human services shall provide
33 assistance to set off against a person’s or provider’s income
34 tax refund or rebate any debt which has accrued through written

35 contract, nonpayment of premiums pursuant to section 249A.3,

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1 subsection 2, paragraph “a”, subparagraph (1), subrogation,
2 departmental recoupment procedures, or court judgment and which
3 is in the form of a liquidated sum due and owing the department
4 of human services. The department of inspections and appeals,
5 with approval of the department of human services, shall adopt
6 rules under chapter 17A necessary to assist the department of
7 ~~administrative services revenue~~ in the implementation of the
8 setoff under section ~~8A-504~~ 421.65 in regard to money owed to
9 the state for public assistance overpayments or nonpayment
10 of premiums as specified in this section. The department of
11 human services shall adopt rules under chapter 17A necessary to
12 assist the department of ~~administrative services revenue~~ in the
13 implementation of the setoff under section ~~8A-504~~ 421.65, in
14 regard to collections by the child support recovery unit and
15 the foster care recovery unit.

16 Sec. 10. Section 234.8, Code 2020, is amended to read as
17 follows:

18 **234.8 Fees for child welfare services.**

19 The department of human services may charge a fee for
20 child welfare services to a person liable for the cost of the
21 services. The fee shall not exceed the reasonable cost of the
22 services. The fee shall be based upon the person’s ability
23 to pay and consideration of the fee’s impact upon the liable
24 person’s family and the goals identified in the case permanency
25 plan. The department may assess the liable person for the fee
26 and the means of recovery shall include a setoff against an
27 amount owed by a state agency to the person assessed pursuant
28 to section ~~8A-504~~ 421.65. In addition the department may
29 establish an administrative process to recover the assessment
30 through automatic income withholding. The department shall
31 adopt rules pursuant to chapter 17A to implement the provisions
32 of this section. This section does not apply to court-ordered
33 services provided to juveniles which are a charge upon the
34 state pursuant to section 232.141 and services for which the
35 department has established a support obligation pursuant to

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1 section 234.39.

2 Sec. 11. Section 252B.5, subsection 4, Code 2020, is amended
3 to read as follows:

4 4. Assistance to set off against a debtor’s income tax
5 refund or rebate any support debt, which is assigned to
6 the department of human services or which the child support
7 recovery unit is attempting to collect on behalf of any
8 individual not eligible as a public assistance recipient, which
9 has accrued through written contract, subrogation, or court
10 judgment, and which is in the form of a liquidated sum due

11 and owing for the care, support, or maintenance of a child.
 12 Unless the periodic payment plan provisions for a retroactive
 13 modification pursuant to section 598.21C apply, the entire
 14 amount of a judgment for accrued support, notwithstanding
 15 compliance with a periodic payment plan or regardless of the
 16 date of entry of the judgment, is due and owing as of the date
 17 of entry of the judgment and is delinquent for the purposes of
 18 setoff, including for setoff against a debtor's federal income
 19 tax refund or other federal nontax payment. The department
 20 of human services shall adopt rules pursuant to chapter 17A
 21 necessary to assist the department of ~~administrative services~~
 22 revenue in the implementation of the child support setoff as
 23 established under section ~~8A.504~~ 421.65.
 24 Sec. 12. Section 261.37, subsection 7, Code 2020, is amended
 25 to read as follows:
 26 7. To establish an effective system for the collection of
 27 delinquent loans, including the adoption of an agreement with
 28 the department of ~~administrative services~~ revenue to set off
 29 against a defaulter's income tax refund or rebate the amount
 30 that is due because of a default on a loan made under this
 31 subchapter. The commission shall adopt rules under chapter
 32 17A necessary to assist the department of ~~administrative~~
 33 ~~services~~ revenue in the implementation of the student loan
 34 setoff program as established under section ~~8A.504~~ 421.65.
 35 The commission shall apply administrative wage garnishment

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1 procedures authorized under the federal Higher Education Act of
 2 1965, as amended and codified in 20 U.S.C. §1071 et seq., for
 3 all delinquent loans, including loans authorized under section
 4 261.38, when a defaulter who is financially capable of paying
 5 fails to voluntarily enter into a reasonable payment agreement.
 6 In no case shall the commission garnish more than the amount
 7 authorized by federal law for all loans being collected by the
 8 commission, including those authorized under section 261.38.
 9 Sec. 13. Section 321.11A, subsection 1, Code 2020, is
 10 amended to read as follows:
 11 1. Notwithstanding section 321.11, the department, upon
 12 request, shall provide personal information that identifies
 13 a person by the social security number of the person to the
 14 following:
 15 a. The department of revenue for the ~~purpose~~ purposes of
 16 collecting debt and administering the setoff program pursuant
 17 to section 421.65.
 18 b. The judicial branch for the purpose of collecting court
 19 debt pursuant to section 602.8107.
 20 c. ~~The department of administrative services for the purpose~~
 21 ~~of administering the setoff program pursuant to section 8A.504.~~
 22 Sec. 14. Section 321.31, subsection 1, paragraph c, Code
 23 2020, is amended to read as follows:
 24 c. The director shall maintain a records system of

25 delinquent accounts owed to the state using information
26 provided through the computerized data bank established in
27 section 421.17. The department and county treasurers shall use
28 the information maintained in the records system to determine
29 if applicants for renewal of registration have delinquent
30 accounts, charges, fees, loans, taxes, or other indebtedness
31 owed to or being collected by the state as provided pursuant
32 to section ~~8A.504~~ 421.65. The director, ~~the director of the~~
33 ~~department of administrative services~~, and the director of
34 revenue shall establish procedures for updating the delinquent
35 accounts records to add and remove accounts, as applicable.

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1 Sec. 15. Section 321.40, subsection 6, paragraph a, Code
2 2020, is amended to read as follows:
3 a. The department or the county treasurer shall refuse
4 to renew the registration of a vehicle registered to the
5 applicant if the department or the county treasurer knows that
6 the applicant has a delinquent account, charge, fee, loan,
7 taxes, or other indebtedness owed to or being collected by the
8 state, from information provided pursuant to sections ~~8A.504~~
9 ~~and 421.17 and 421.65~~. An applicant may contest this action
10 by initiating a contested case proceeding with the agency
11 that referred the debt for collection pursuant to section
12 ~~8A.504~~ 421.65. The department of revenue and the department
13 of transportation shall notify the county treasurers through
14 the distributed teleprocessing network of persons who owe
15 such a delinquent account, charge, fee, loan, taxes, or other
16 indebtedness.

17 Sec. 16. NEW SECTION. 421.65 Setoff procedures.

18 1. *Definitions.* As used in this section, unless the context
19 otherwise requires:

20 a. *“Obligor”* means a person, not including a public agency,
21 who has been determined to owe a qualifying debt.

22 b. *“Public agency”* means a board, commission, department,
23 including the department of revenue, or other administrative
24 office or unit of the state of Iowa or any other state entity
25 reported in the Iowa comprehensive annual financial report,
26 or a political subdivision of the state, or an office or unit
27 of a political subdivision. *“Public agency”* does include the
28 clerk of the district court as it relates to the collection of
29 a qualifying debt. *“Public agency”* does not include the general
30 assembly or office of the governor.

31 c. *“Public payment”* means any claim a public agency owes to
32 an obligor.

33 d. *“Qualifying debt”* means any of the following:

34 (1) Any debt, which is assigned to the department of
35 human services, or which is owed to the department of human

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1 services for unpaid premiums under section 249A.3, subsection
2 2, paragraph "a", subparagraph (1), or which the child support
3 recovery unit is otherwise attempting to collect, or which the
4 foster care recovery unit of the department of human services
5 is attempting to collect on behalf of a child receiving foster
6 care provided by the department of human services.

7 (2) Any debt which is in the form of a liquidated sum due,
8 owing, and payable to the clerk of the district court.

9 (3) Any liquidated sum certain, owing, and payable to a
10 public agency, with respect to which the public agency has
11 provided the obligor an opportunity to protest or challenge
12 the sum in a manner in compliance with applicable law and due
13 process, and which has been determined as owing through the
14 challenge or protest, or for which the time period provided by
15 the public agency to challenge or protest has expired.

16 2. *Setoff procedure.* The department shall establish and
17 maintain a procedure to set off against each public payment
18 any qualifying debt the obligor owes to a public agency. The
19 procedure shall only apply when the department determines, in
20 its discretion, it is feasible and complies with applicable
21 law. The procedure shall meet the following conditions:

22 a. Each participating public agency shall obtain and forward
23 to the department the full name and social security number
24 of each obligor, or similar identifying information for an
25 obligor who is not a natural person, and any other information
26 concerning the person the department shall require. The
27 department shall cooperate with public agencies in the exchange
28 of information relevant to identifying public payments and
29 qualifying debt that may be subject to setoff. However, the
30 department shall provide only relevant information required by
31 a public agency. The information shall be held in confidence
32 and used for the purpose of setoff only. Section 422.72,
33 subsection 1, does not apply to this paragraph.

34 b. Each participating public agency shall, at least
35 annually, certify to the department the information required

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1 by paragraph "a", the amount of each obligor's liability to
2 and the amount of each claim on the public agency, and that
3 all liabilities submitted constitute qualifying debt. The
4 department may, by rule, require more frequent certifications
5 or certifications of additional information about the
6 qualifying debt or the obligor. The department may, in its
7 discretion, review the accuracy of any certification made
8 pursuant to this paragraph.

9 c. The department may, by rule, establish a minimum amount
10 of liabilities and claims that may be setoff.

11 d. Upon submission of an allegation of liability by a
12 public agency, the department shall notify the public agency

13 whether the obligor is entitled to a public payment, and, if so
14 entitled, shall notify the public agency of the amount of the
15 obligor's entitlement and last address known to the department.
16 Section 422.72, subsection 1, does not apply to this paragraph.

17 e. Upon notice of entitlement to a public payment, the
18 department shall send written notification to the obligor and
19 any known co-payee of the public payment. The notification
20 shall contain the public agency's assertion of its rights to
21 all or a portion of the payment and of the public agency's
22 entitlement to recover the liability through the setoff
23 procedure, the basis of the assertion, the opportunity to
24 request that a jointly or commonly owned right to payment be
25 divided among owners, and the obligor's opportunity to give
26 written notice of intent to contest the setoff procedure or
27 that the debt is a qualifying debt.

28 f. Upon the request of an obligor or a co-payee of the
29 public payment received by the department within the time
30 period provided in the written notification, and upon receipt
31 of the full name and social security number of the co-payee,
32 or similar identifying information of a co-payee who is not a
33 natural person, the department shall notify the public agency
34 that the public agency shall divide a jointly or commonly owned
35 right to payment in the manner determined by the department.

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1 Any jointly or commonly owned right to payment is rebuttably
2 presumed to be owned in equal portions by its joint or common
3 owners.

4 g. The department shall, after the department has sent
5 the notice to the obligor provided in paragraph "e", set
6 off the amount last certified by the public agency as owed
7 to the agency against the public payment. The department
8 shall refund any balance of the payment to the obligor. The
9 department shall periodically transfer amounts set off to the
10 public agencies entitled to them, reduced by any fees charged
11 for setoff. If an obligor gives written notice of intent
12 to contest a setoff, the public agency shall hold a refund
13 or rebate until final disposition of the challenge. Upon
14 completion of the setoff, the department shall provide written
15 notice of the completed setoff to the obligor and any co-payees
16 of the payment subject to setoff.

17 h. The department's existing right to credit against tax
18 due or to become due under section 422.73 is not to be impaired
19 by a right granted to or a duty imposed upon the department by
20 this section. This section is not intended to impose upon the
21 department any additional requirement of notice, hearing, or
22 appeal concerning the right to credit against tax due under
23 section 422.73.

24 i. If the alleged liability is owing and payable to the
25 clerk of the district court and setoff as provided in this
26 section is sought, all of the following shall apply:

27 (1) The judicial branch shall prescribe procedures to
28 permit an obligor to contest the amount of the obligor's
29 liability to the clerk of the district court.
30 (2) The department shall, except for the procedures
31 described in subparagraph (1), provide for any other applicable
32 procedures concerning setoff as provided in this subsection.
33 (3) Upon completion of the setoff, the department shall
34 file, at least monthly, with the clerk of the district court a
35 notice of satisfaction of each obligation to the full extent of

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1 all moneys collected in satisfaction of the obligation. The
2 clerk shall record the notice and enter a satisfaction for the
3 amounts collected. A separate written notice is not required.
4 3. *Challenges to a setoff.*
5 a. Challenges under this section may be initiated only by an
6 obligor. The department's review of a challenge to a setoff
7 is not subject to chapter 17A.
8 b. The obligor challenging the setoff shall submit a written
9 challenge in the manner provided in the notice described in
10 subsection 2, paragraph "e", within fifteen days of the date of
11 the notice.
12 c. The department, upon receipt of a written challenge,
13 shall provide written notice of the challenge to the public
14 agency. The department shall review the information submitted
15 by the public agency prior to the setoff and shall obtain
16 additional information from the public agency if necessary to
17 establish that the liability is a qualified debt, or to verify
18 the identity of the obligor or the amount owed. The department
19 shall set a time to occur within ten days of receipt of the
20 challenge to review the relevant facts of the challenge with
21 the obligor. An alternative time may be set at the request
22 of the obligor. If the obligor does not participate in the
23 review at the scheduled time and an alternative time is not
24 requested and approved, the review shall take place without the
25 obligor being present. Information in favor of the obligor
26 and the public agency shall be considered in the review. Only
27 a determination that the debt is not a qualified debt or a
28 mistake of fact, including a mistake in the identity of the
29 obligor, or a mistake in the amount owed, shall be considered
30 as a reason to deny or modify the setoff.
31 d. If the department determines that a mistake of fact has
32 occurred or that the liability submitted does not constitute
33 a qualified debt, the public agency shall promptly return the
34 setoff funds to the original payee or payees unless there is
35 another qualifying debt available for setoff.

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1 e. If the department finds no mistake of fact and that the
2 liability is a qualified debt, the department shall provide a

3 notice of that effect to the obligor and the public agency, and
4 the public agency shall retain the funds subject to setoff.
5 *f.* The obligor shall have the right to file an action for
6 wrongful setoff in district court within thirty days of the
7 date of the notice to the obligor provided in paragraph “e”,
8 either in the county where the obligor is located or the county
9 where the main office of the public agency is located. The
10 defendant in such action shall be the public agency, with an
11 additional copy of such petition to be served upon the office
12 of the attorney general. Actions under this section are in
13 equity and not actions at law and are an obligor’s exclusive
14 remedy to challenge any action arising from or related to this
15 section.
16 *g.* Recovery under this subsection is limited to restitution
17 from the public agency of the amount that has been wrongfully
18 setoff or obtained by the public agency.
19 *h.* A challenge under this subsection shall not be used to
20 extend, toll, or reopen the statute of limitations to challenge
21 or contest a qualified debt. Only mistakes of fact, failure
22 of the public agency to comply with the provisions of this
23 section, or a liability that is not a qualified debt, shall
24 constitute grounds for challenge under this subsection.
25 4. *Priority.* In the case of multiple claims to payments
26 filed under this section, priority shall be given to claims
27 filed by the child support recovery unit or the foster care
28 recovery unit, next priority shall be given to claims filed
29 by the clerk of the district court, next priority shall be
30 given to claims filed by the investigations division of the
31 department of inspections and appeals, next priority shall be
32 given to claims that will be deposited into the state general
33 fund, and last priority shall be given to claims filed by other
34 public agencies. In the case of multiple claims in which the
35 priority is not otherwise provided by this subsection, priority

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1 shall be determined in accordance with rules to be established
2 by the department.
3 5. *Reciprocal agreements.* The director shall have the
4 authority to enter into reciprocal agreements with departments
5 or agencies of other states that have established a setoff
6 procedure.
7 6. *Fees.* The department shall establish fees for use of the
8 setoff system to be paid by participating public agencies to
9 the department.
10 Sec. 17. Section 422.12G, subsection 2, Code 2020, is
11 amended to read as follows:
12 2. The director of revenue shall draft the income tax form
13 to allow the designation of contributions to the veterans trust
14 fund and to the volunteer fire fighter preparedness fund as
15 one checkoff on the tax return. The department of revenue,
16 on or before January 31, shall transfer one-half of the total

17 amount designated on the tax return forms due in the preceding
18 calendar year to the veterans trust fund and the remaining
19 one-half to the volunteer fire fighter preparedness fund.
20 However, before a checkoff pursuant to this section shall be
21 permitted, all liabilities on the books of the department of
22 ~~administrative services~~ and accounts identified as owing under
23 section ~~8A.504~~ 421.65 shall be satisfied.

24 Sec. 18. Section 422.12I, subsection 2, Code 2020, is
25 amended to read as follows:

26 2. The director of revenue shall draft the income tax form
27 to allow the designation of contributions to the foundation
28 fund on the tax return. The department, on or before January
29 31, shall transfer the total amount designated on the tax
30 form due in the preceding year to the foundation fund.
31 However, before a checkoff pursuant to this section shall be
32 permitted, all liabilities on the books of the department of
33 ~~administrative services~~ and accounts identified as owing under
34 section ~~8A.504~~ 421.65 shall be satisfied.

35 Sec. 19. Section 422.12K, subsection 2, Code 2020, is

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1 amended to read as follows:

2 2. The director of revenue shall draft the income tax form
3 to allow the designation of contributions to the child abuse
4 prevention program fund on the tax return. The department of
5 revenue, on or before January 31, shall transfer the total
6 amount designated on the tax return forms due in the preceding
7 calendar year to the child abuse prevention program fund.
8 However, before a checkoff pursuant to this section shall be
9 permitted, all liabilities on the books of the department of
10 ~~administrative services~~ and accounts identified as owing under
11 section ~~8A.504~~ 421.65 shall be satisfied.

12 Sec. 20. Section 422.20, subsection 3, paragraph a, Code
13 2020, is amended to read as follows:

14 a. Unless otherwise expressly permitted by ~~section 8A.504~~,
15 section 8G.4, section 11.41, section 96.11, subsection 6,
16 section 421.17, subsections 22, 23, and 26, section 421.17,
17 subsection 27, paragraph "k", section 421.17, subsection 31,
18 section 252B.9, section 321.40, subsection 6, sections 321.120,
19 421.19, 421.28, 421.65, 422.72, and 452A.63, this section, or
20 another provision of law, a tax return, return information, or
21 investigative or audit information shall not be divulged to any
22 person or entity, other than the taxpayer, the department, or
23 internal revenue service for use in a matter unrelated to tax
24 administration.

25 Sec. 21. Section 422.72, subsection 3, paragraph a, Code
26 2020, is amended to read as follows:

27 a. Unless otherwise expressly permitted by ~~section 8A.504~~,
28 section 8G.4, section 11.41, section 96.11, subsection 6,
29 section 421.17, subsections 22, 23, and 26, section 421.17,
30 subsection 27, paragraph "k", section 421.17, subsection 31,

31 section 252B.9, section 321.40, subsection 6, sections 321.120,
32 421.19, 421.28, 421.65, 422.20, and 452A.63, this section, or
33 another provision of law, a tax return, return information, or
34 investigative or audit information shall not be divulged to any
35 person or entity, other than the taxpayer, the department, or

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1 internal revenue service for use in a matter unrelated to tax
2 administration.
3 Sec. 22. Section 456A.16, subsection 7, Code 2020, is
4 amended to read as follows:
5 7. The department shall adopt rules pursuant to chapter 17A
6 to implement this section. However, before a checkoff pursuant
7 to this section shall be permitted, all liabilities on the
8 books of the department of ~~administrative services~~ revenue and
9 accounts identified as owing under section ~~8A.504~~ 421.65 shall
10 be satisfied.
11 Sec. 23. Section 602.8102, subsection 58A, Code 2020, is
12 amended to read as follows:
13 58A. Assist the department of ~~administrative services~~
14 revenue in setting off against debtors' income tax refunds
15 or rebates under section ~~8A.504~~ 421.65, debts which are due,
16 owing, and payable to the clerk of the district court as
17 criminal fines, civil penalties, surcharges, or court costs.
18 Sec. 24. Section 602.8107, subsection 4, paragraph a, Code
19 2020, is amended to read as follows:
20 a. This subsection does not apply to amounts collected for
21 victim restitution, the victim compensation fund, the criminal
22 penalty surcharge, sex offender civil penalty, drug abuse
23 resistance education surcharge, the law enforcement initiative
24 surcharge, county enforcement surcharge, amounts collected as
25 a result of procedures initiated under subsection 5 or under
26 section ~~8A.504~~ 421.65, or fees charged pursuant to section
27 356.7.
28 Sec. 25. Section 642.2, subsection 4, Code 2020, is amended
29 to read as follows:
30 4. Notwithstanding subsections 2, 3, 6, and 7, any
31 moneys owed to the child support obligor by the state, with
32 the exception of unclaimed property held by the treasurer
33 of state pursuant to chapter 556, and payments owed to the
34 child support obligor through the Iowa public employees'
35 retirement system are subject to garnishment, attachment,

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1 execution, or assignment by the child support recovery unit
2 if the child support recovery unit is providing enforcement
3 services pursuant to chapter 252B. Any moneys that are
4 determined payable by the treasurer pursuant to section 556.20,
5 subsection 2, to the child support obligor shall be subject to
6 setoff pursuant to section ~~8A.504~~ 421.65, notwithstanding any

7 administrative rule pertaining to the child support recovery
8 unit limiting the amount of the offset.
9 Sec. 26. REPEAL. Section 8A.504, Code 2020, is repealed.
10 Sec. 27. TRANSITION PROVISIONS. Any rule, regulation,
11 form, order, or directive promulgated by the department of
12 administrative services as required to administer and enforce
13 the provisions of section 8A.504 prior to the effective date of
14 this Act shall continue in full force and effect until amended,
15 repealed, or supplemented by the department of revenue.
16 Sec. 28. EFFECTIVE DATE. This Act takes effect January 1,
17 2021.>
18 2. Title page, line 2, after <agencies> by inserting <and
19 including effective date provisions>

ZACH WHITING

S-5045

1 Amend Senate File 2366 as follows:
2 1. By striking page 1, line 14, through page 2, line 17.
3 2. Page 3, after line 19 by inserting:
4 <Sec. ____ DIRECTIVE TO DEPARTMENT OF HUMAN SERVICES
5 — CHILD CARE ASSISTANCE — FAMILY INCOME ELIGIBILITY
6 REQUIREMENTS.
7 1. The department of human services shall amend its
8 administrative rules pursuant to chapter 17A to provide income
9 eligibility for state child care assistance, according to
10 family size for children needing basic care, to families whose
11 nonexempt gross monthly income does not exceed the following
12 amounts according to the following schedule:
13 a. One hundred fifty percent of the federal poverty level,
14 effective July 1, 2020.
15 b. One hundred sixty percent of the federal poverty level,
16 effective July 1, 2021.
17 c. One hundred seventy percent of the federal poverty level,
18 effective July 1, 2022.
19 d. One hundred eighty percent of the federal poverty level,
20 effective July 1, 2023.
21 e. One hundred ninety percent of the federal poverty level,
22 effective July 1, 2024.
23 f. Two hundred percent of the federal poverty level,
24 effective July 1, 2025.
25 2. The department of human services shall amend its
26 administrative rules pursuant to chapter 17A to provide that
27 child care assistance under the child care assistance plus exit
28 eligibility program shall continue until a family's nonexempt
29 gross monthly income exceeds two hundred fifty percent of the
30 federal poverty level.
31 3. EMERGENCY RULES. The department of human services
32 may adopt emergency rules under section 17A.4, subsection 3,
33 and section 17A.5, subsection 2, paragraph "b", to implement
34 the provisions of this Act and the rules shall be effective

35 immediately upon filing unless a later date is specified in the

Page 2

- 1 rules. Any rules adopted in accordance with this section shall
- 2 also be published as a notice of intended action as provided
- 3 in section 17A.4.>
- 4 3. By renumbering as necessary.

PAM JOCHUM
AMANDA RAGAN
LIZ MATHIS

S-5046

- 1 Amend the amendment, S-5041, to Senate File 2366 as follows:
- 2 1. Page 2, after line 23 by inserting:
- 3 <__. Page 3, after line 19 by inserting:
- 4 <Sec. __. INTENT OF GENERAL ASSEMBLY. It is the intent of
- 5 the general assembly that section 249N.9, as enacted in this
- 6 Act, be implemented in a manner that recognizes that while
- 7 employment should provide purpose and promote self-sufficiency,
- 8 the reality is that disparities in wealth and income,
- 9 education, housing, and health make it disproportionately more
- 10 difficult for many individuals to find and maintain employment;
- 11 and that stable, living-wage employment is not available for
- 12 every person seeking such employment. If individuals eligible
- 13 for benefits under the Iowa health and wellness plan are
- 14 required to participate in community engagement efforts, it is
- 15 incumbent upon the state to ensure that policies address, not
- 16 perpetuate, the underlying inequities that present obstacles to
- 17 self-sufficiency; and that those most socially and economically
- 18 marginalized have access to the basic supports, including
- 19 education, training, and health care, necessary to find and
- 20 maintain employment.>>
- 21 2. By renumbering as necessary.

NATE BOULTON

S-5047

- 1 Amend Senate File 2366 as follows:
- 2 1. Page 3, line 25, after <2021.> by inserting <The state
- 3 plan amendment or waiver request shall require that, if the
- 4 community engagement activity in which an Iowa health and
- 5 wellness plan member participates constitutes employment, the
- 6 member shall provide the name and contact information of the
- 7 member's employer to the department of human services, and
- 8 the department shall compile and publish a listing of such
- 9 employers on the department's internet site, on a quarterly
- 10 basis. For the purposes of compiling and publishing the
- 11 information under this subsection, "employer" means a person

12 who employs fifty or more employees, excluding part-time
13 employees.>

JOE BOLKCOM

S-5048

1 Amend Senate File 2366 as follows:
2 1. Page 4, after line 1 by inserting:
3 <3. The provisions of this Act relating to community
4 engagement requirements for Medicaid members shall not be
5 implemented unless and until the department of human services
6 verifies all of the following:
7 a. That there is no litigation or other proceeding pending
8 in state or federal district or appellate court relating to
9 the validity or enforceability of such or similar provisions
10 that could reasonably be expected to substantially impair or
11 restrain, enjoin, or otherwise prohibit implementation of such
12 provisions of this Act.
13 b. That such provisions are not, in part or in the
14 aggregate, likely to be invalidated or unenforceable.>
15 2. By renumbering, redesignating, and correcting internal
16 references as necessary.

NATE BOULTON

S-5049

1 Amend the House amendment, S-5005, to Senate File 2142, as
2 passed by the Senate, as follows:
3 1. Page 1, line 3, by striking <one-half> and inserting
4 <three-tenths>
5 2. Page 1, line 5, by striking <one-half> and inserting
6 <three-tenths>
7 3. Page 1, after line 5 by inserting:
8 <__. Page 4, after line 26 by inserting:
9 <Sec. __. CODE SECTION 257.8 — IMPLEMENTATION. The
10 requirements of section 257.8, subsections 1 and 2, regarding
11 the enactment of bills establishing the state percent of growth
12 and the categorical state percent of growth within thirty
13 days of the transmission of the governor's budget required by
14 February 1 under section 8.21 during the regular legislative
15 session beginning in the base year, do not apply to this Act.>
16 __. By renumbering as necessary.>

AMY SINCLAIR

S-5050

1 Amend the amendment, S-5041, to Senate File 2366 as follows:
2 1. Page 2, after line 13 by inserting:
3 <j. Is participating in a school, government, or employer

4 sanctioned quarantine or is infected with COVID-19 or other
5 communicable disease.>

6 2. By renumbering, redesignating, and correcting internal
7 references as necessary.

JANET PETERSEN

S-5051

1 Amend Senate File 2368 as follows:

- 2 1. Page 1, line 9, after <development.> by inserting
3 <However, a county may adopt or enforce such an ordinance
4 or regulation if the ordinance or regulation applies only
5 to veterans who served in the United States armed forces or
6 persons with a disability that has been verified by the United
7 States department of housing and urban development.>
8 2. Page 1, line 10, by striking <Such an> and inserting <An>
9 3. Page 1, line 11, after <Act> by inserting <that violates
10 this subsection>
11 4. Page 1, line 22, after <development.> by inserting
12 <However, a city may adopt or enforce such an ordinance or
13 regulation if the ordinance or regulation applies only to
14 veterans who served in the United States armed forces or
15 persons with a disability that has been verified by the United
16 States department of housing and urban development.>
17 5. Page 1, line 23, by striking <Such an> and inserting <An>
18 6. Page 1, line 24, after <Act> by inserting <that violates
19 this subsection>

JOE BOLKCOM

S-5052

HOUSE AMENDMENT TO SENATE FILE 583

- 1 Amend Senate File 583, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. By striking everything after the enacting clause and
4 inserting:
5 <Section 1. **NEW SECTION. 476.49 Billing methods for**
6 **distributed generation customers.**
7 1. *Definitions.* For purposes of this section, unless the
8 context otherwise requires:
9 a. *“Alternate energy production facility”* means the same as
10 defined in section 476.42.
11 b. *“Distributed generation customer”* means a person
12 other than a public utility that interconnects an eligible
13 distributed generation facility to an electric distribution
14 system.
15 c. *“Distributed generation facility”* means the same as
16 defined in section 476.58, subsection 1, paragraph “b”,

17 subparagraph (2) or (3).

18 *d. "Electric utility"* means a public utility that furnishes
19 electricity to the public for compensation that is required to
20 be rate-regulated under this chapter.

21 *e. "Eligible distributed generation facility"* means a
22 distributed generation facility that elects a billing method
23 pursuant to subsection 3, and to which all of the following
24 apply:

25 (1) The facility is located behind a customer's electricity
26 meter.

27 (2) The facility is interconnected to the electric utility
28 distribution system.

29 (3) The facility has an aggregate nameplate capacity less
30 than or equal to one megawatt alternating current.

31 (4) The facility has a capability to produce no more than
32 one hundred ten percent of the customer's annual electricity
33 usage.

34 (5) The facility's generating capacity and associated
35 energy is intended to serve only the on-site electric

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1 requirements of the customer.

2 *f. "Inflow-outflow billing"* means a billing method for
3 an eligible distributed generation facility whereby the net
4 metering interval is measured hourly or subhourly, and a
5 distributed generation customer makes payment and is credited
6 as provided in subsection 3, paragraph "b".

7 *g. "Net billing"* means a billing method for an eligible
8 distributed generation facility whereby the net metering
9 interval is equal to a monthly billing period, and a
10 distributed generation customer makes payment and is credited
11 as provided in subsection 3, paragraph "a".

12 *h. "Net metering"* means a single meter monitoring only
13 the net amount of electricity delivered to and exported by an
14 eligible distributed generation facility, which electricity
15 offsets electricity that would otherwise be purchased by a
16 distributed generation customer from the electric utility.

17 *i. "Statewide distributed generation penetration"* means
18 the aggregate nameplate capacity of all eligible distributed
19 generation facilities of electric utilities as a percentage of
20 the aggregate peak demand of all electric utilities.

21 2. *Publication of data.* The board shall collect data on
22 the nameplate capacity of eligible distributed generation
23 facilities, calculate the statewide distributed generation
24 penetration percentage, and publish the data and penetration
25 rate on an annual basis on the board's internet site.

26 3. *Billing methods.* An electric utility shall file either a
27 net billing or an inflow-outflow billing tariff with the board
28 to govern the billing and crediting of eligible distributed
29 generation facilities interconnected with the electric
30 distribution system of an electric utility as follows:

31 a. (1) An electric utility choosing to utilize the net
32 billing method shall file a tariff with the board whereby a
33 distributed generation customer pays all applicable charges,
34 including applicable rider charges approved by the board and
35 applied to non-net metering customers, for the electricity

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1 delivered to the customer over the net metering interval.
2 A distributed generation customer shall be credited in
3 kilowatt-hours for energy exported to the electric utility over
4 the net metering interval. A distributed generation customer
5 may use the kilowatt-hour credits to offset kilowatt-hours
6 in future billing periods. The offset shall include any
7 applicable volumetric rider charges approved by the board and
8 applied to non-net metering customers.
9 (2) Any excess kilowatt-hours remaining at the end of
10 a twelve-month period shall be cashed out at the electric
11 utility's avoided cost rate with the funds from the cash out
12 divided evenly between the customer and the electric utility's
13 low-income home energy assistance program. The distributed
14 generation customer shall choose either a January or April cash
15 out date at the time of interconnection.
16 (3) Net billing shall not be limited in any way based on a
17 customer's peak demand.
18 (4) Net billing shall not include any fees or charges that
19 are not charged to customers in the same rate class that are
20 not net billing customers.
21 b. (1) An electric utility choosing to utilize the
22 inflow-outflow billing method shall file a tariff with the
23 board whereby a distributed generation customer pays all
24 applicable charges, including applicable rider charges approved
25 by the board and applied to non-net metering customers, for
26 the electricity delivered by the electric utility over the net
27 metering interval. The distributed generation customer is
28 credited in dollars at the outflow purchase rate for energy
29 exported to the utility over the net metering interval. The
30 distributed generation customer may use the dollar credits to
31 offset any applicable volumetric charges, including applicable
32 rider charges, billed on a kilowatt-hour basis.
33 (2) The electric utility shall select an hourly or subhourly
34 metering interval that balances the benefits of accurately
35 measuring power flows in each direction with the cost of

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1 collecting, storing, and processing meter data.
2 (3) Inflow-outflow billing shall not be limited in any way
3 based on a customer's peak demand.
4 (4) Inflow-outflow billing shall not include any fees or
5 charges that are not charged to customers in the same rate
6 class that are not inflow-outflow customers.

7 (5) Prior to the board's approval of a value of solar
8 methodology and rate, the outflow purchase rate for an eligible
9 distributed generation facility shall be the applicable retail
10 volumetric rate, including applicable rider charges approved
11 by the board and applied to non-net metered customers. The
12 outflow purchase rate for any distributed generation facility
13 will continue to be the applicable retail volumetric rate
14 for a term of twenty years. Any change in ownership of such
15 eligible facility, or adoption and use by the electric utility
16 of a value-of-solar rate pursuant to subsection 4, shall not
17 impact the outflow purchase rate for the distributed generation
18 facility during the twenty-year term.

19 4. *Value of solar methodology.* If the board is petitioned
20 by an electric utility after July 1, 2027, or when the
21 statewide distributed generation penetration rate is equal to
22 five percent, whichever is earlier, the board shall initiate
23 a proceeding to develop a value of solar methodology and
24 rate for eligible distributed generation facilities. The
25 value of solar rate shall be determined through the use of a
26 methodology that calculates the benefits and costs an eligible
27 distributed generation facility provides to, or imposes on,
28 the electric system. The value of solar methodology shall
29 be applied independently to each electric utility. When the
30 board determines the value of solar methodology, it shall
31 determine if there is a need for separate methodologies for
32 other distributed generation technologies or if it can account
33 for the values of other technologies with modifications to the
34 value of solar methodology.

35 a. In establishing the methodology, the board shall initiate

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1 a formal proceeding. The value of solar methodology shall be
2 determined through a study conducted by an independent third
3 party and overseen by the board. Interested parties shall have
4 the opportunity to comment and offer testimony on any proposed
5 value of solar methodology before it is adopted by the board.

6 b. The benefits and costs in a value of solar methodology
7 shall include all of the following factors as appropriate and
8 supported by known and measurable evidence:

- 9 (1) The cost of energy and fuel.
- 10 (2) Generation capacity and reserves.
- 11 (3) Transmission capacity and charges.
- 12 (4) Distribution capacity.
- 13 (5) Transmission and distribution line losses.
- 14 (6) Fixed and variable costs associated with plant
15 operations and maintenance.
- 16 (7) Environmental compliance costs.
- 17 (8) Integration costs.
- 18 (9) Grid support services.
- 19 (10) Other factors, based on known and measurable evidence
20 of the cost or benefit of solar operations to the electric

21 utility's electric system.

22 c. Upon approval of the value of solar methodology, the
23 outflow purchase rate shall be limited to either a five
24 percent increase or decrease from the previous outflow purchase
25 rate. The value of solar rate shall be recomputed annually
26 and reflected in the outflow purchase rate, limited to a
27 five percent increase or decrease from the previous outflow
28 purchase rate. If the utility switches from a net billing
29 method to an inflow-outflow billing method after the value of
30 solar methodology is approved, then the previous purchase rate
31 shall be the applicable retail volumetric rate including all
32 applicable rider charges approved by the board.

33 d. The board shall consider, review, and update as
34 appropriate the value of solar methodology at least every three
35 years after completion of the initial methodology.

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1 e. After the board has approved a value of solar methodology
2 and rate, the outflow purchase rate shall be set using the
3 value of solar methodology. The outflow purchase rate for such
4 a facility will be fixed for a term of twenty years regardless
5 of any subsequent changes in the electric utility's outflow
6 purchase rate or changes in ownership of such facility.

7 5. *Forfeiture of outflow purchase credits.* Any outflow
8 purchase credits remaining at the end of an annual period
9 shall be forfeited to the rider used by the electric utility
10 pursuant to subsection 7. The distributed generation customer
11 shall choose either a January or April date at the time of
12 interconnection for the purposes of determining the annual
13 period.

14 6. *Proposal of separate rate classes.* An electric utility
15 shall not propose treating distributed generation customers
16 as a separate rate class in a general rate case prior to the
17 board's approval of a value of solar methodology or prior to
18 July 1, 2027, whichever is earlier. If an electric utility
19 chooses to propose a separate rate class for distributed
20 generation customers in a future proceeding, such a proposal
21 shall be approved or disapproved in accordance with section
22 476.6 and accompanying rules.

23 7. *Riders.* An electric utility shall be allowed to recover
24 the amounts credited to an eligible distributed generation
25 customer for outflow purchases pursuant to a rider. To the
26 extent an electric utility does not have such a rider, the
27 board shall allow an electric utility to establish a rider to
28 recover such amounts. For purposes of this subsection, "rider"
29 includes a fuel or energy adjustment clause.

30 8. *Preexisting tariff.* Any customer utilizing a net billing
31 tariff approved by the board on or before the availability
32 of inflow-outflow billing may continue to receive electric
33 service pursuant to the preexisting tariff for the remaining
34 duration of the contract regardless of any subsequent changes

35 in ownership of such facility.

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1 9. *Use of funds collected through alternate energy purchase*
2 *programs.* An electric utility may use funds collected pursuant
3 to section 476.47 to offset any amounts that would otherwise be
4 recovered through a rider resulting from outflow purchases of
5 excess energy produced by an eligible distributed generation
6 facility.
7 10. *Reasonableness of net billing and inflow-outflow*
8 *billing.* When the statewide net metering penetration level
9 reaches ten percent, the board shall determine whether the
10 net billing and inflow-outflow billing methods are still
11 reasonable and shall make recommendations to the general
12 assembly. Regardless of the board's recommendations, existing
13 facilities shall continue to be eligible for the net billing
14 or inflow-outflow billing tariff in place at the time of
15 installation and for twenty years of operation thereafter.>
16 2. Title page, by striking lines 1 and 2 and inserting
17 <An Act relating to billing methods that may be utilized in
18 connection with distributed generation facilities.>

S-5053

1 Amend Senate File 2392 as follows:
2 1. Page 2, line 33, by striking <senate and> and inserting
3 <senate or>
4 2. Page 2, line 35, after <assembly> by inserting <on the
5 internet site of the general assembly>
6 3. Page 3, line 8, by striking <and> and inserting <or>
7 4. Page 3, line 9, after <representatives> by inserting
8 <prior to full consideration of the legislation by the senate
9 or the house of representatives>
10 5. Page 6, line 15, by striking <and> and inserting <or>
11 6. Page 6, line 16, after <representatives> by inserting
12 <prior to full consideration of the legislation by the senate
13 or the house of representatives>
14 7. Page 8, line 8, by striking <and> and inserting <or>
15 8. Page 8, line 9, after <representatives> by inserting
16 <prior to full consideration of the legislation by the senate
17 or the house of representatives>
18 9. Page 9, line 16, by striking <and> and inserting <or>
19 10. Page 9, line 18, after <assembly> by inserting <on the
20 internet site of the general assembly>
21 11. Page 9, line 26, by striking <and> and inserting <or>
22 12. Page 9, line 26, after <representatives> by inserting
23 <prior to full consideration of the legislation by the senate
24 or the house of representatives>
25 13. Page 10, after line 21 by inserting:
26 <Sec. ____ Section 2.69, subsection 1, Code 2020, is amended
27 to read as follows:

28 1. A state government efficiency review committee is
 29 established which shall meet ~~at least every two years to review~~
 30 ~~the operations of state government~~ monthly, as necessary,
 31 to efficiently review all boards according to the schedule
 32 established by the legislative services agency pursuant to
 33 section 4A.5. The committee shall meet as directed by the
 34 legislative council.
 35 Sec. ____ Section 2.69, subsection 2, paragraph a, Code

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1 2020, is amended to read as follows:
 2 a. The committee shall consist of three members of the
 3 senate appointed by the majority leader of the senate, two
 4 members of the senate appointed by the minority leader of the
 5 senate, three members of the house of representatives appointed
 6 by the speaker of the house of representatives, ~~and~~ two members
 7 of the house of representatives appointed by the minority
 8 leader of the house of representatives, and one ex officio,
 9 nonvoting member appointed by the governor.>
 10 14. Page 12, by striking lines 25 through 30.
 11 15. By renumbering, redesignating, and correcting internal
 12 references as necessary.

ROBY SMITH

S-5054

1 Amend the amendment, S-5053, to Senate File 2392 as follows:
 2 1. Page 2, before line 11 by inserting:
 3 <____. Page 14, line 6, by striking <4C.2> and inserting
 4 <4B.2>
 5 _____. Page 15, line 14, by striking <4C.2> and inserting
 6 <4B.2>
 7 _____. Page 15, line 25, by striking <4C.1> and inserting
 8 <4B.1>
 9 _____. Page 17, line 21, by striking <4C.2> and inserting
 10 <4B.2>
 11 _____. Page 19, line 19, by striking <4C.3> and inserting
 12 <4B.3>>

ROBY SMITH

S-5055

1 Amend Senate File 2283 as follows:
 2 1. Page 1, after line 16 by inserting:
 3 <Sec. ____ EFFECTIVE DATE. This Act, being deemed of
 4 immediate importance, takes effect upon enactment.>
 5 2. Title page, line 2, after <providers> by inserting <and

6 including effective date provisions>

7 3. By renumbering as necessary.

JAKE CHAPMAN

S-5056

1 Amend Senate File 2318 as follows:

2 1. Page 1, by striking lines 16 and 17 and inserting:

3 <c. "Health benefit plan" means all of the following:

4 (1) A health benefit plan as defined in section 514J.102.

5 (2) A health benefit plan sponsored by a nonprofit
6 agricultural organization domiciled in this state and offered
7 to the nonprofit agricultural organization's members pursuant
8 to section 505.20.>

9 2. Page 1, line 33, after <carrier> by inserting <or health
10 benefit plan>

11 3. Page 2, after line 5 by inserting:

12 <5. Notwithstanding section 505.20, a health benefit plan
13 as specified in subsection 1, paragraph "c", subparagraph (2),
14 shall be subject to and comply with the provisions of this
15 section.>

HERMAN C. QUIRMBACH

S-5057

1 Amend Senate File 2268 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 142D.1, subsections 2 and 3, Code 2020,
4 are amended to read as follows:

5 2. The general assembly finds that environmental tobacco
6 smoke ~~causes and exacerbates~~ and electronic smoking devices
7 cause and exacerbate disease in nonsmoking adults and children.
8 These findings are sufficient to warrant measures that regulate
9 smoking in public places, places of employment, and outdoor
10 areas in order to protect the public health and the health of
11 employees.

12 3. The purpose of this chapter is to reduce the level of
13 exposure by the general public and employees to environmental
14 tobacco smoke and electronic smoking devices in order to
15 improve the public health of Iowans.

16 Sec. ____ Section 142D.2, Code 2020, is amended by adding
17 the following new subsection:

18 NEW SUBSECTION. 3A. "Electronic smoking device" means
19 any product containing or delivering nicotine or any other
20 substance intended for human consumption that can be used in
21 any manner by a person to create an aerosol or vapor. The term
22 includes any such product in any form, whether manufactured,
23 distributed, marketed, or sold as an e-cigarette, e-cigar,
24 e-pipe, e-hookah, or vape pen, or under any other product name
25 or descriptor.

26 Sec. ____ Section 142D.2, subsection 21, Code 2020, is
27 amended to read as follows:
28 21. “*Smoking*” means inhaling, exhaling, burning, or
29 carrying any lighted or heated cigar, cigarette, pipe, hookah,
30 or any other lighted or heated tobacco product or plant
31 product, whether natural or synthetic, in any manner or in any
32 form, including marijuana. “*Smoking*” includes the use of an
33 electronic smoking device. “*Smoking*” does not include smoking
34 that is associated with a recognized religious ceremony,
35 ritual, or activity, including but not limited to burning of

Page 2

- 1 incense.>
- 2 2. Title page, lines 1 and 2, by striking <establishing the
- 3 minimum age relative to various activities relating to> and
- 4 inserting <relating to electronic smoking devices,>
- 5 3. By renumbering as necessary.

CLAIRE CELSI
JOE BOLKCOM
HERMAN C. QUIRMBACH

S-5058

1 Amend Senate File 2268 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 321.216C, Code 2020, is amended to read
5 as follows:
6 **321.216C Use of driver’s license or nonoperator’s**
7 **identification card by underage person to obtain tobacco, tobacco**
8 **products, ~~alternative nicotine products, vapor products, or~~**
9 **cigarettes.**
10 A person who is under the age of ~~eighteen~~ twenty-one,
11 who alters or displays or has in the person’s possession
12 a fictitious or fraudulently altered driver’s license or
13 nonoperator’s identification card and who uses the license
14 or card to violate or attempt to violate section 453A.2,
15 subsection 2, commits a simple misdemeanor punishable as a
16 scheduled violation under section 805.8A, subsection 4. The
17 court shall forward a copy of the conviction to the department.
18 Sec. 2. Section 453A.1, subsections 1, 23, 28, and 29, Code
19 2020, are amended to read as follows:
20 1. “*Alternative nicotine product*” means a product, not
21 consisting of or containing tobacco, that provides for the
22 ingestion into the body of nicotine, whether by chewing,
23 absorbing, dissolving, inhaling, snorting, or sniffing, or
24 by any other means. “*Alternative nicotine product*” does not
25 include cigarettes, ~~tobacco products, or~~ vapor products, or
26 a product that is ~~regulated~~ authorized for sale as a drug or
27 device by the United States food and drug administration under

chapter V of the federal Food, Drug, and Cosmetic Act.
23. “Retailer” shall mean and include every person in
this state who shall sell, distribute, or offer for sale for
consumption or possess for the purpose of sale for consumption,
cigarettes, ~~alternative nicotine products, or vapor products~~
irrespective of quantity or amount or the number of sales.
28. “Tobacco products” means any product, or component,
part, or accessory of such product, containing, made in

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whole or in part from, ordinarily derived from, or designed
to deliver tobacco, a tobacco substitute, or nicotine,
and intended for human consumption whether by chewing,
absorbing, dissolving, inhaling, snorting, sniffing, ingesting,
vaporizing, or by any other means. “Tobacco products” includes
but is not limited to alternative nicotine products and vapor
products; cigars; little cigars as defined in section 453A.42,
subsection 6; cheroots; stogies; periques; granulated; plug
cut, crimp cut, ready rubbed, and other smoking tobacco; snuff,
snuff flour; cavendish; plug and twist tobacco; fine-cut and
other chewing tobaccos; shorts; or refuse scraps, clippings,
cuttings and sweepings of tobacco, and other kinds and forms of
tobacco, ~~prepared in such manner as to be suitable for chewing~~
~~or smoking in a pipe or otherwise, or both for chewing and~~
~~smoking;~~ but does not mean cigarettes.
29. “Vapor product” means ~~any noncombustible product,~~
~~which may or may not contain nicotine, that employs a heating~~
~~element, power source, electronic circuit, or other electronic,~~
~~chemical, or mechanical means, regardless of shape or size,~~
~~that can be used to produce vapor from a solution or other~~
~~substance or device that may be used to deliver any aerosolized~~
or vaporized substance to the person using the device. “Vapor
product” includes an electronic cigarette, electronic cigar,
electronic cigarillo, electronic pipe, electronic hookah, a
vape pen, or similar product or device, and ~~any cartridge or~~
~~other container of a solution or other substance, which may~~
~~or may not contain nicotine, that is intended to be used with~~
~~or in an electronic cigarette, electronic cigar, electronic~~
~~cigarillo, electronic pipe, or similar product or device~~
includes any component, part, or accessory of the product
or device, and any substance intended to be aerosolized or
vaporized during the use of the device, whether or not the
substance contains nicotine. “Vapor product” does not include
a product ~~regulated~~ authorized for sale as a drug or device by
the United States food and drug administration under chapter V

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of the federal Food, Drug, and Cosmetic Act.
Sec. 3. Section 453A.2, subsections 1, 2, 3, and 8, Code
2020, are amended to read as follows:

4 1. A person shall not sell, give, or otherwise supply any
5 tobacco, tobacco products, ~~alternative nicotine products, vapor~~
6 ~~products,~~ or cigarettes to any person under ~~eighteen~~ twenty-one
7 years of age.

8 2. A person under ~~eighteen~~ twenty-one years of age shall
9 not smoke, use, possess, purchase, or attempt to purchase any
10 tobacco, tobacco products, ~~alternative nicotine products, vapor~~
11 ~~products,~~ or cigarettes.

12 3. Possession of tobacco, tobacco products, ~~alternative~~
13 ~~nicotine products, vapor products,~~ or cigarettes by an
14 individual under ~~eighteen~~ twenty-one years of age does not
15 constitute a violation under this section if the individual
16 under ~~eighteen~~ twenty-one years of age possesses the tobacco,
17 tobacco products, ~~alternative nicotine products, vapor~~
18 ~~products,~~ or cigarettes as part of the individual's employment
19 and the individual is employed by a person who holds a valid
20 permit under this chapter or who lawfully offers for sale or
21 sells cigarettes or tobacco products.

22 8. a. A person shall not be guilty of a violation of this
23 section if conduct that would otherwise constitute a violation
24 is performed to assess compliance with tobacco, tobacco
25 products, ~~alternative nicotine products, vapor products,~~ or
26 cigarette laws if any of the following applies:

27 (1) The compliance effort is conducted by or under the
28 supervision of law enforcement officers.

29 (2) The compliance effort is conducted with the advance
30 knowledge of law enforcement officers and reasonable measures
31 are adopted by those conducting the effort to ensure that use
32 of tobacco, tobacco products, ~~alternative nicotine products,~~
33 ~~vapor products,~~ or cigarettes by individuals under ~~eighteen~~
34 twenty-one years of age does not result from participation by
35 any individual under ~~eighteen~~ twenty-one years of age in the

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1 compliance effort.

2 b. For the purposes of this subsection, "*law enforcement*
3 *officer*" means a peace officer as defined in section 801.4 and
4 includes persons designated under subsection 4 to enforce this
5 section.

6 Sec. 4. Section 453A.4, subsection 1, Code 2020, is amended
7 to read as follows:

8 1. If a person holding a permit under this chapter or an
9 employee of such a permittee has a reasonable belief based on
10 factual evidence that a driver's license as defined in section
11 321.1, subsection 20A, or nonoperator's identification card
12 issued pursuant to section 321.190 offered by a person who
13 wishes to purchase tobacco, tobacco products, ~~alternative~~
14 ~~nicotine products, vapor products,~~ or cigarettes is altered
15 or falsified or belongs to another person, the permittee or
16 employee may retain the driver's license or nonoperator's
17 identification card. Within twenty-four hours, the card shall

18 be delivered to the appropriate city or county law enforcement
19 agency of the jurisdiction in which the permittee's premises
20 are located, and the permittee shall file a written report of
21 the circumstances under which the card was retained. The local
22 law enforcement agency may investigate whether a violation
23 of section 321.216, 321.216A, or 321.216C has occurred. If
24 an investigation is not initiated or probable cause is not
25 established by the local law enforcement agency, the driver's
26 license or nonoperator's identification card shall be delivered
27 to the person to whom it was issued. The local law enforcement
28 agency may forward the card with the report to the state
29 department of transportation for investigation, in which
30 case, the state department of transportation may investigate
31 whether a violation of section 321.216, 321.216A, or 321.216C
32 has occurred. The state department of transportation shall
33 return the card to the person to whom it was issued if an
34 investigation is not initiated or probable cause is not
35 established.

Page 5

1 Sec. 5. Section 453A.5, subsection 1, Code 2020, is amended
2 to read as follows:
3 1. The alcoholic beverages division of the department of
4 commerce shall develop a tobacco compliance employee training
5 program not to exceed two hours in length for employees and
6 prospective employees of retailers, as defined in sections
7 453A.1 and 453A.42, to inform the employees about state and
8 federal laws and regulations regarding the sale of tobacco,
9 tobacco products, ~~alternative nicotine products, vapor~~
10 ~~products,~~ and cigarettes to persons under ~~eighteen~~ twenty-one
11 years of age and compliance with and the importance of laws
12 regarding the sale of tobacco, tobacco products, ~~alternative~~
13 ~~nicotine products, vapor products,~~ and cigarettes to persons
14 under ~~eighteen~~ twenty-one years of age.
15 Sec. 6. Section 453A.13, subsections 1, 6, 9, and 10, Code
16 2020, are amended to read as follows:
17 1. *Permits required.* Every distributor, wholesaler,
18 cigarette vendor, and retailer, now engaged or who desires to
19 become engaged in the sale or use of cigarettes, upon which a
20 tax is required to be paid, and every retailer now engaged or
21 who desires to become engaged in selling, offering for sale, or
22 distributing alternative nicotine products or vapor products,
23 ~~including~~ through delivery sales, shall obtain a state or
24 retail permit as a distributor, wholesaler, cigarette vendor,
25 or retailer, as the case may be.
26 6. *No sales without permit.* A distributor, wholesaler,
27 cigarette vendor, or retailer shall not sell any cigarettes,
28 and shall not sell any alternative nicotine products; or vapor
29 products through delivery sales, until such application has
30 been filed and the fee prescribed paid for a permit and until
31 such permit is obtained and only while such permit is unrevoked

32 and unexpired.

33 9. *Permit — form and contents.* Each permit issued shall
34 describe clearly the place of business for which it is issued,
35 shall be nonassignable, consecutively numbered, designating the

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1 kind of permit, and shall authorize the sale of cigarettes,
2 or alternative nicotine products, or vapor products through
3 delivery sale, in this state subject to the limitations and
4 restrictions herein contained. The retail permits shall
5 be upon forms furnished by the department or on forms made
6 available or approved by the department.

7 10. *Permit displayed.* The permit shall, at all times,
8 be publicly displayed by the distributor, wholesaler, or
9 retailer at the place of business so as to be easily seen by
10 the public and the persons authorized to inspect the place
11 of business. The proprietor or keeper of any building or
12 place where cigarettes, ~~alternative nicotine products, vapor~~
13 ~~products, tobacco~~, or tobacco products are kept for sale or
14 with intent to sell, or where alternative nicotine products
15 or vapor products are kept for delivery sale or with intent
16 to sell, shall upon request of any agent of the department or
17 any peace officer exhibit the permit. A refusal or failure to
18 exhibit the permit is prima facie evidence that the cigarettes,
19 alternative nicotine products, vapor products, tobacco, or
20 tobacco products are kept for sale or with intent to sell in
21 violation of this subchapter.

22 Sec. 7. Section 453A.36, subsection 6, Code 2020, is amended
23 to read as follows:

24 6. Any sales of tobacco, tobacco products, ~~alternative~~
25 ~~nicotine products, vapor products~~, or cigarettes made through a
26 cigarette vending machine are subject to rules and penalties
27 relative to retail sales of tobacco, tobacco products,
28 ~~alternative nicotine products, vapor products~~, and cigarettes
29 provided for in this chapter. Cigarettes shall not be sold
30 through any cigarette vending machine unless the cigarettes
31 have been properly stamped or metered as provided by this
32 subchapter, and in case of violation of this provision, the
33 permit of the dealer authorizing retail sales of cigarettes
34 shall be revoked. Payment of the permit fee as provided
35 in section 453A.13 authorizes a cigarette vendor to sell

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1 tobacco, tobacco products, ~~alternative nicotine products, vapor~~
2 ~~products~~, and cigarettes through vending machines. However,
3 tobacco, tobacco products, ~~alternative nicotine products~~,
4 ~~vapor products~~, and cigarettes shall not be sold through a
5 vending machine unless the vending machine is located in a
6 place where the retailer ensures that no person younger than
7 eighteen twenty-one years of age is present or permitted to

8 enter at any time. Tobacco, tobacco products, ~~alternative~~
9 ~~nicotine products, vapor products,~~ and cigarettes shall not be
10 sold through any cigarette vending machine if such products
11 are placed together with any nontobacco product, other than
12 matches, in the cigarette vending machine. This section does
13 not require a retail permit holder to buy a cigarette vendor's
14 permit if the retail permit holder is in fact the owner of the
15 cigarette vending machines and the machines are operated in the
16 location described in the retail permit.

17 Sec. 8. Section 453A.36, subsection 7, paragraph a, Code
18 2020, is amended to read as follows:

19 a. It shall be unlawful for a person other than a retailer
20 as defined in section 453A.1 or 453A.42 who holds a valid
21 retail permit, as applicable, to sell tobacco, tobacco
22 products, ~~alternative nicotine products, vapor products,~~ or
23 cigarettes at retail.

24 Sec. 9. Section 453A.36A, subsection 1, Code 2020, is
25 amended to read as follows:

26 1. Except as provided in section 453A.36, subsection 6,
27 a retailer shall not sell or offer for sale tobacco, tobacco
28 products, ~~alternative nicotine products, vapor products,~~ or
29 cigarettes through the use of a self-service display.

30 Sec. 10. Section 453A.39, Code 2020, is amended to read as
31 follows:

32 **453A.39 Tobacco, tobacco products, ~~alternative nicotine~~**
33 **~~products, vapor products,~~ and cigarette samples — restrictions**
34 **— administration.**

35 1. A manufacturer, distributor, wholesaler, retailer,

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1 or distributing agent, or agent thereof, shall not give
2 away cigarettes, ~~tobacco,~~ or tobacco products at any time
3 in connection with the manufacturer's, distributor's,
4 wholesaler's, retailer's, or distributing agent's business or
5 for promotion of the business or product, except as provided in
6 subsection 2.

7 2. a. All cigarette samples shall be shipped only to a
8 distributor that has a permit to stamp cigarettes or little
9 cigars with Iowa tax. All cigarette samples must have a
10 cigarette stamp. The manufacturer shipping samples under this
11 section shall send an affidavit to the director stating the
12 shipment information, including the date shipped, quantity, and
13 to whom the samples were shipped. The distributor receiving
14 the shipment shall send an affidavit to the director stating
15 the shipment information, including the date shipped, quantity,
16 and from whom the samples were shipped. These affidavits shall
17 be duly notarized and submitted to the director at the time of
18 shipment and receipt of the samples. The distributor shall
19 pay the tax on samples by separate remittance along with the
20 affidavit.

21 b. A manufacturer, distributor, wholesaler, retailer,

22 or distributing agent or agent ~~thereof~~ of a manufacturer,
23 distributor, wholesaler, retailer, or distributing agent shall
24 not give away any tobacco, tobacco products, ~~alternative~~
25 ~~nicotine products, vapor products,~~ or cigarettes to any person
26 under ~~eighteen~~ twenty-one years of age, or within five hundred
27 feet of any playground, school, high school, or other facility
28 when such facility is being used primarily by persons under age
29 ~~eighteen~~ twenty-one for recreational, educational, or other
30 purposes.

31 c. Proof of age shall be required if a reasonable person
32 could conclude on the basis of outward appearance that a
33 prospective recipient of a sample may be under ~~eighteen~~
34 twenty-one years of age.

35 Sec. 11. Section 453A.42, subsections 11 and 16, Code 2020,

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1 are amended to read as follows:

2 11. “Retailer” means any person engaged in the business
3 of selling tobacco, ~~or tobacco products, alternative nicotine~~
4 ~~products, or vapor products~~ to ultimate consumers.
5 16. “Tobacco products” means any product, or component,
6 part, or accessory of such product, containing, made in
7 whole or in part from, ordinarily derived from, or designed
8 to deliver tobacco, a tobacco substitute, or nicotine,
9 and intended for human consumption whether by chewing,
10 absorbing, dissolving, inhaling, snorting, sniffing, ingesting,
11 vaporizing, or by any other means. “Tobacco products” includes
12 but is not limited to alternative nicotine products and vapor
13 products; cigars; little cigars as defined herein; cheroots;
14 stogies; periques; granulated, plug cut, crimp cut, ready
15 rubbed, and other smoking tobacco; snuff; snuff flower;
16 cavendish; plug and twist tobacco; fine-cut and other chewing
17 tobaccos; shorts; or refuse scraps, clippings, cuttings and
18 sweepings of tobacco, and other kinds and forms of tobacco;
19 ~~prepared in such manner as to be suitable for chewing or~~
20 ~~smoking in a pipe or otherwise, or both for chewing and~~
21 ~~smoking;~~ but shall not include cigarettes as defined in section
22 453A.1, subsection 4.

23 Sec. 12. Section 453A.42, Code 2020, is amended by adding
24 the following new subsection:

25 NEW SUBSECTION. 17A. “Vapor product” means any product or
26 device that may be used to deliver any aerosolized or vaporized
27 substance to the person using the device. “Vapor product”
28 includes an electronic cigarette, electronic cigar, electronic
29 cigarillo, electronic pipe, electronic hookah, a vape pen, or
30 similar product or device, and includes any component, part, or
31 accessory of the product or device, and any substance intended
32 to be aerosolized or vaporized during the use of the device,
33 whether or not the substance contains nicotine. “Vapor product”
34 does not include a product authorized for sale as a drug or
35 device by the United States food and drug administration under

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1 chapter V of the federal Food, Drug, and Cosmetic Act.
2 Sec. 13. Section 453A.47A, subsections 1, 2, 4, and 5, Code
3 2020, are amended to read as follows:

4 1. *Permits required.* A person shall not engage in the
5 business of a retailer of tobacco, ~~or tobacco products,~~
6 ~~alternative nicotine products, or vapor products~~ at any place
7 of business, or of alternative nicotine products or vapor
8 products through delivery sales, without first having received
9 a permit as a retailer.

10 2. *No sales without permit.* A retailer shall not sell any
11 tobacco, ~~or tobacco products,~~ or sell any alternative nicotine
12 products, or vapor products through delivery sales until an
13 application has been filed and the fee prescribed paid for a
14 permit and until such permit is obtained and only while such
15 permit is not suspended, unrevoked, or unexpired.

16 4. *Retailer — multiple permits not required — effect of*
17 *suspension.* A retailer, as defined in section 453A.1, who holds
18 a permit under subchapter I of this chapter is not required to
19 also obtain a retail permit under this subchapter. However,
20 if a retailer, as defined in section 453A.1, only holds a
21 permit under subchapter I of this chapter and that permit is
22 suspended, revoked, or expired, the retailer shall not sell any
23 tobacco, ~~or tobacco products,~~ or sell any alternative nicotine
24 products, or vapor products through delivery sales during the
25 time which the permit is suspended, revoked, or expired.

26 5. *Separate permit.* A separate retail permit shall be
27 required of a distributor or subjobber if the distributor or
28 subjobber sells tobacco, ~~or tobacco products~~ at retail, or
29 sells any alternative nicotine products, or vapor products at
30 retail through delivery sales.

31 Sec. 14. Section 453A.47A, subsection 10, paragraph b, Code
32 2020, is amended to read as follows:

33 b. Every retailer shall, when requested by the department,
34 make additional reports as the department deems necessary and
35 proper and shall at the request of the department furnish full

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1 and complete information pertaining to any transaction of the
2 retailer involving the purchase or sale or use of tobacco,
3 ~~or tobacco products, alternative nicotine products, or vapor~~
4 ~~products.~~

5 Sec. 15. Section 453A.47B, Code 2020, is amended to read as
6 follows:

7 **453A.47B Requirements for mailing or shipping — alternative**
8 **nicotine products or vapor products.**

9 A retailer shall not mail, ship, or otherwise cause to be
10 delivered any alternative nicotine product or vapor product in
11 connection with a delivery sale unless the retailer meets all
12 of the following apply conditions:

13 1. Prior to sale to the purchaser, the retailer verifies
14 that the purchaser is at least ~~eighteen~~ twenty-one years of age
15 through or by one of the following:
16 a. A commercially available database, or aggregate of
17 databases, that is regularly used by government and businesses
18 for the purpose of age and identity verification.
19 b. Obtaining a copy of a valid government-issued document
20 that provides the name, address, and date of birth of the
21 purchaser.
22 2. The retailer uses a method of mailing, shipping, or
23 delivery that requires the signature of a person who is at
24 least ~~eighteen~~ twenty-one years of age before the shipping
25 package is released to the purchaser.
26 Sec. 16. Section 805.8C, subsection 3, Code 2020, is amended
27 to read as follows:
28 3. *Violations related to smoking, tobacco, tobacco products,*
29 ~~*alternative nicotine products, vapor products, and cigarettes.*~~
30 a. For violations described in section 142D.9, subsection 1,
31 the scheduled fine is fifty dollars, and is a civil penalty,
32 and the criminal penalty surcharge under section 911.1 shall
33 not be added to the penalty, and the court costs pursuant
34 to section 805.9, subsection 6, shall not be imposed. If
35 the civil penalty assessed for a violation described in

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1 section 142D.9, subsection 1, is not paid in a timely manner,
2 a citation shall be issued for the violation in the manner
3 provided in section 804.1. However, a person under age
4 eighteen shall not be detained in a secure facility for failure
5 to pay the civil penalty. The complainant shall not be charged
6 a filing fee.
7 b. For violations of section 453A.2, subsection 1, by an
8 employee of a retailer, the scheduled fine is as follows:
9 (1) If the violation is a first offense, the scheduled fine
10 is one hundred dollars.
11 (2) If the violation is a second offense, the scheduled fine
12 is two hundred fifty dollars.
13 (3) If the violation is a third or subsequent offense, the
14 scheduled fine is five hundred dollars.
15 c. For violations of section 453A.2, subsection 2, the
16 scheduled fine is as follows and is a civil penalty, and the
17 criminal penalty surcharge under section 911.1 shall not be
18 added to the penalty, and the court costs pursuant to section
19 805.9, subsection 6, shall not be imposed:
20 (1) If the violation is a first offense, the scheduled fine
21 is fifty dollars.
22 (2) If the violation is a second offense, the scheduled fine
23 is one hundred dollars.
24 (3) If the violation is a third or subsequent offense, the
25 scheduled fine is two hundred fifty dollars.
26 Sec. 17. EFFECTIVE DATE. This Act, being deemed of

- 27 immediate importance, takes effect upon enactment.>
 28 2. Title page, line 1 and 2, by striking <establishing the
 29 minimum age relative to various activities>

JOE BOLKCOM
 LIZ MATHIS
 CLAIRE CELSI
 JACKIE SMITH
 ROBERT M. HOGG
 HERMAN C. QUIRMBACH
 JANET PETERSEN
 AMANDA RAGAN

S-5059

- 1 Amend House File 737, as passed by the House, as follows:
 2 1. Page 2, line 6, by striking <2019> and inserting <2020>
 3 2. Page 2, line 10, by striking <2019> and inserting <2020>
 4 3. Page 3, line 12, by striking <2019> and inserting <2020>
 5 4. Page 3, lines 33 and 34, by striking <practicing
 6 veterinary medicine as provided in chapter 169> and inserting
 7 <practicing veterinary medicine as provided in chapter 169>
 8 5. Page 4, line 18, after <issued> by inserting <or renewed>
 9 6. Page 5, line 9, by striking <2019> and inserting <2020>
 10 7. Page 6, by striking lines 16 through 21 and inserting:
 11 <2. This section does not apply to any of the following:
 12 a. A person issued or renewed an authorization to operate
 13 a commercial establishment, or a person acting under the
 14 direction or supervision of that person, if all of the
 15 following apply:
 16 (1) The animal, as described in subsection 1, was maintained
 17 as part of the commercial establishment's operation.
 18 (2) In providing conditions for the welfare of the animal,
 19 as described in subsection 1, the person complied with the
 20 standard of care requirements provided in section 162.10A,
 21 subsection 1, including any applicable rules adopted by the
 22 department pursuant to section 162.10A, subsection 2, paragraph
 23 "a", regardless of whether the person has been issued or renewed
 24 an authorization as a registrant, permittee, or state licensee.
 25 b. A research facility, as defined in section 162.2,
 26 provided that if the research facility has been issued or
 27 renewed a valid authorization by the department pursuant
 28 to chapter 162, and performs functions within the scope of
 29 accepted practices and disciplines associated with the research
 30 facility.>
 31 8. Page 7, line 9, by striking <2019> and inserting <2020>
 32 9. Page 7, lines 20 and 21, by striking <practicing
 33 veterinary medicine as provided in chapter 169> and inserting
 34 <practicing veterinary medicine as provided in chapter 169>
 35 10. Page 8, line 10, after <issued> by inserting <or

Page 2

1 renewed>
2 11. Page 9, by striking lines 9 and 10 and inserting:
3 <4. a. A person who commits animal torture is guilty of an
4 aggravated misdemeanor.>
5 12. Page 9, line 11, by striking <5.> and inserting <b.>
6 13. Page 9, line 11, by striking <subsection 4> and
7 inserting <paragraph "a">
8 14. Page 9, line 12, by striking <"C"> and inserting <"D">
9 15. Page 9, after line 19 by inserting:
10 <c. (1) A person convicted of animal torture shall also
11 be sentenced, in addition to any other punishment provided
12 by law, to an additional term of confinement committing the
13 person into the custody of the director of the department of
14 corrections for a period of not less than one year but not more
15 than three years as determined by the court, with eligibility
16 for parole as provided in chapter 906. The board of parole
17 shall determine whether the person should be released on parole
18 or placed in a work release program. The additional term of
19 confinement imposed under this paragraph shall commence upon
20 completion of the sentence imposed under paragraph "a" or "b".
21 or any other applicable criminal sentencing provisions for
22 the underlying criminal offense, and the person shall begin
23 the additional term of confinement under supervision as if on
24 parole or work release. The person shall be placed on the
25 corrections continuum described in chapter 901B, and the terms
26 and conditions of the additional term of confinement, including
27 any violations, shall be subject to the same procedures set
28 forth in chapters 901B, 905, 906, and 908, and rules adopted
29 under those chapters for persons on parole or work release.
30 (2) The revocation of parole or work release may be
31 for a period of up to six months upon a first revocation,
32 and up to one year upon a second or subsequent revocation.
33 Notwithstanding section 903.4, the place of confinement after
34 any revocation shall be at a correctional institution or
35 facility.>

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1 16. Page 10, line 10, by striking <2019> and inserting
2 <2020>
3 17. Page 10, line 22, after <issued> by inserting <or
4 renewed>
5 18. Page 11, after line 2 by inserting:
6 <Sec. ____ Section 901.5, Code 2020, is amended by adding
7 the following new subsection:
8 NEW SUBSECTION. 14. In addition to any other sentence or
9 other penalty imposed against the defendant, the court shall
10 impose an additional term of confinement if required under
11 section 717B.3A, subsection 4.
12 Sec. ____ Section 902.12, Code 2020, is amended by adding

13 the following new subsection:

14 NEW SUBSECTION. 6. A person serving a sentence for a
15 conviction for animal torture in violation of section 717B.3A
16 that occurs on or after July 1, 2020, shall be denied parole or
17 work release until the person has served seven-tenths of the
18 maximum term of the person's sentence.

19 Sec. _____. Section 907.3, subsection 1, paragraph a, Code
20 2020, is amended by adding the following new subparagraph:

21 NEW SUBPARAGRAPH. (15) The offense is a violation of
22 section 717B.3A.

23 Sec. _____. Section 907.3, subsection 2, paragraph a, Code
24 2020, is amended by adding the following new subparagraph:

25 NEW SUBPARAGRAPH. (9) The offense is a violation of section
26 717B.3A.

27 Sec. _____. Section 907.3, subsection 3, Code 2020, is amended
28 by adding the following new paragraph:

29 NEW PARAGRAPH. *h.* The offense is a violation of section
30 717B.3A.>

31 19. By renumbering as necessary.

BRAD ZAUN

S-5060

1 Amend Senate File 2382 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 614.1, subsection 12, Code 2020, is
4 amended to read as follows:

5 12. *Sexual abuse or sexual exploitation by a counselor,*
6 *therapist, or school employee.* An action for damages for
7 injury suffered as a result of sexual abuse, as defined in
8 section 709.1, by a counselor, therapist, or school employee,
9 as defined in section 709.15, or as a result of sexual
10 exploitation by a counselor, therapist, or school employee
11 ~~shall be brought within five years of the date the victim was~~
12 ~~last treated by the counselor or therapist, or within five~~
13 ~~years of the date the victim was last enrolled in or attended~~
14 ~~the school, if the counselor, therapist, or school employee is~~
15 twenty-seven years of age or older, may be commenced at any
16 time after the commission of the offense.

17 Sec. _____. Section 614.1, Code 2020, is amended by adding the
18 following new subsection:

19 NEW SUBSECTION. 12A. *Sexual abuse.* An action for damages
20 for injury suffered as a result of sexual abuse in the first
21 degree as defined in section 709.2, sexual abuse in the second
22 degree as defined in section 709.3, or sexual abuse in the
23 third degree as defined in section 709.4, committed against a
24 child by a person who is twenty-seven years of age or older,
25 may be commenced at any time after the commission of the
26 offense.

27 Sec. _____. Section 614.8A, Code 2020, is amended to read as
28 follows:

29 **614.8A Damages for child sexual abuse — time limitation.**

30 1. An action for damages for injury suffered as a result of
31 sexual abuse, except for sexual abuse in the first degree as
32 defined in section 709.2, sexual abuse in the second degree as
33 defined in section 709.3, or sexual abuse in the third degree
34 as defined in section 709.4, which occurred when the injured
35 person was a child, but not discovered until after the injured

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1 person is of the age of majority, shall be brought within four
2 years from the time of discovery by the injured party of both
3 the injury and the causal relationship between the injury and
4 the sexual abuse.

5 2. An action for damages for injury suffered as a result of
6 sexual abuse in the first degree as defined in section 709.2,
7 sexual abuse in the second degree as defined in section 709.3,
8 or sexual abuse in the third degree as defined in section 709.4
9 committed against a child by a person who is twenty-seven
10 years of age or older may be commenced at any time after the
11 commission of the offense.>

12 2. Title page, line 1, by striking <establishing> and
13 inserting <relating to certain sexual offenses against minors,

14 including>
15 3. Title page, line 2, by striking <age,> and inserting
16 <age and statute of limitation periods for sexual abuse in the
17 first, second, and third degree and sexual exploitation by a
18 counselor, therapist, or school employee,>

19 4. By renumbering as necessary.

JANET PETERSEN
KEVIN KINNEY

S-5061

1 Amend Senate File 2382 as follows:

2 1. Page 1, after line 7 by inserting:

3 <Sec. ____ Section 802.2, Code 2020, is amended to read as
4 follows:

5 **802.2 Sexual abuse — first, second, or third degree.**

6 ~~1. An information or indictment for sexual abuse in the~~
7 ~~first, second, or third degree committed on or with a person~~
8 ~~who is under the age of eighteen years shall be found within~~
9 ~~fifteen years after the person upon whom the offense is~~
10 ~~committed attains eighteen years of age, or if the person~~
11 ~~against whom the information or indictment is sought is~~
12 ~~identified through the use of a DNA profile, an information or~~
13 ~~indictment shall be found within three years from the date the~~
14 ~~person is identified by the person's DNA profile, whichever is~~
15 ~~later by a person who is twenty-seven years of age or older may~~
16 ~~be commenced at any time after the commission of the offense.~~
17 2. An information or indictment for any other sexual abuse

18 ~~in the first, second, or third degree shall be found within ten~~
19 ~~years after its commission, or if the person against whom the~~
20 ~~information or indictment is sought is identified through the~~
21 ~~use of a DNA profile, an information or indictment shall be~~
22 ~~found within three years from the date the person is identified~~
23 ~~by the person's DNA profile, whichever is later.~~

24 ~~3. As used in this section, "identified" means a person's~~
25 ~~legal name is known and the person has been determined to be~~
26 ~~the source of the DNA.~~

27 Sec. ____ Section 802.2A, subsection 2, Code 2020, is
28 amended to read as follows:

29 2. An indictment or information for sexual exploitation by
30 a counselor, therapist, or school employee under section 709.15
31 committed on or with a person who is under the age of eighteen
32 ~~shall be found within fifteen years after the person upon whom~~
33 ~~the offense is committed attains eighteen years of age. An~~
34 ~~information or indictment for any other sexual exploitation~~
35 ~~shall be found within ten years of the date the victim was last~~

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1 ~~treated by the counselor or therapist, or within ten years of~~
2 ~~the date the victim was enrolled in or attended the school, if~~
3 ~~the counselor, therapist, or school employee is twenty-seven~~
4 ~~years of age or older, may be commenced at any time after the~~
5 ~~commission of the offense.>~~

6 2. Title page, line 1, by striking <establishing> and
7 inserting <relating to certain sexual offenses against minors,

8 including>
9 3. Title page, line 2, by striking <age,> and inserting
10 <age and statute of limitation periods for sexual abuse in the
11 first, second, and third degree and sexual exploitation by a
12 counselor, therapist, or school employee,>

13 4. By renumbering as necessary.

JANET PETERSEN
TONY BISIGNANO

S-5062

1 Amend House File 737, as passed by the House, as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 717B.1, Code 2020, is amended by adding
5 the following new subsection:

6 NEW SUBSECTION. 3A. "Commercial establishment" means the
7 same as defined in section 162.2.

8 Sec. 2. Section 717B.2, unnumbered paragraph 1, Code 2020,
9 is amended to read as follows:

10 A person ~~is guilty of~~ commits animal abuse if the person
11 intentionally injures, maims, disfigures, or destroys an animal
12 owned by another person, in any manner, including intentionally

13 poisoning the animal. A person ~~guilty of who commits~~ animal
 14 abuse is guilty of an aggravated misdemeanor. Animal neglect
 15 as provided in section 717B.3 is not an included offense of
 16 animal abuse. On a charge of animal abuse, the court shall
 17 not accept a plea agreement unless the agreement includes
 18 a plea of guilty to the offense of animal abuse. A person
 19 sentenced for committing animal abuse shall be sentenced to
 20 and shall serve the maximum period of imprisonment for the
 21 offense, notwithstanding any other provision of law to the
 22 contrary. The person's sentence shall not be reduced under
 23 chapter 903A or any other provision of law. In addition,
 24 the sentencing order shall provide that the person complete
 25 a supervised community work requirement, which may include a
 26 work requirement performed at an animal shelter or pound, as
 27 those terms are defined in section 162.2, according to terms
 28 required by the court. This section shall not apply to any of
 29 the following:

30 Sec. 3. Section 717B.2, Code 2020, is amended by adding the
 31 following new subsection:

32 NEW SUBSECTION. 12. A commercial establishment, provided
 33 that the commercial establishment's conduct complies with
 34 applicable standard of care requirements in section 162.10A.

35 Sec. 4. Section 717B.3, subsection 1, unnumbered paragraph

Page 2

1 1, Code 2020, is amended to read as follows:

2 A person who impounds or confines, in any place, an animal ~~is~~
 3 ~~guilty of commits~~ animal neglect if the person does any of the
 4 following:

5 Sec. 5. Section 717B.3, subsection 2, Code 2020, is amended
 6 to read as follows:

7 2. This section does not apply to ~~a~~ any of the following:

8 a. A person who is issued or renewed an authorization as
 9 provided in chapter 162, or a person acting under the direction
 10 or supervision of the person, if all of the following apply:

11 (1) The animal, as described in subsection 1, was maintained
 12 as part of the commercial establishment's operation.

13 (2) In providing conditions for the welfare of the animal,
 14 as described in subsection 1, the person complied with the
 15 standard of care requirements provided in section 162.10A,
 16 subsection 1, including any applicable rules adopted by the
 17 department applying to any of the following:

18 (a) A state licensee or registrant operating pursuant to
 19 section 162.10A, subsection 2, paragraph "a" or "b".

20 (b) A permittee operating pursuant to section 162.10A,
 21 subsection 2, paragraph "c".

22 b. A research facility, as defined in section 162.2,
 23 ~~provided that~~ if the research facility performs functions
 24 within the scope of accepted practices and disciplines
 25 associated with the research facility.

26 Sec. 6. Section 717B.3, subsection 3, Code 2020, is amended

27 to read as follows:

28 3. a. A person who negligently or intentionally commits
29 the offense of animal neglect is guilty of a ~~simple~~ serious
30 misdemeanor.
31 b. A person who intentionally commits the offense of animal
32 neglect which results in serious injury to or the death of an
33 animal is guilty of ~~a serious~~ an aggravated misdemeanor. In
34 addition, the sentencing order shall provide that the person
35 complete a supervised community work requirement, which may

Page 3

1 include a work requirement performed at an animal shelter or
2 pound, as those terms are defined in section 162.2, according
3 to terms required by the court.

4 Sec. 7. Section 717B.3A, subsection 1, Code 2020, is amended
5 to read as follows:

6 1. A person ~~is guilty of~~ commits animal torture, regardless
7 of whether the person is the owner of the animal, if the person
8 intentionally inflicts upon the animal severe physical pain
9 ~~with a depraved or sadistic intent to cause in a manner that~~
10 causes the animal's prolonged suffering or death.

11 Sec. 8. Section 717B.3A, subsection 2, Code 2020, is amended
12 by adding the following new paragraph:

13 NEW PARAGRAPH. l. A commercial establishment, provided that
14 the commercial establishment's conduct complies with applicable
15 standard of care requirements in section 162.10A.

16 Sec. 9. Section 717B.3A, subsection 3, Code 2020, is amended
17 by adding the following new paragraph:

18 NEW PARAGRAPH. c. (1) A person convicted of animal torture
19 shall also be sentenced, in addition to any other punishment
20 provided by law, to an additional term of confinement
21 committing the person into the custody of the director of the
22 department of corrections for a period of not less than one
23 year but not more than three years as determined by the court,
24 with eligibility for parole as provided in chapter 906. The
25 board of parole shall determine whether the person should be
26 released on parole or placed in a work release program. The
27 additional term of confinement imposed under this paragraph
28 shall commence upon completion of the sentence imposed under
29 paragraph "a", subparagraph (1) or (2), or any other applicable
30 criminal sentencing provisions for the underlying criminal
31 offense, and the person shall begin the additional term of
32 confinement under supervision as if on parole or work release.
33 The person shall be placed on the corrections continuum
34 described in chapter 901B, and the terms and conditions of the
35 additional term of confinement, including any violations, shall

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1 be subject to the same procedures set forth in chapters 901B,
2 905, 906, and 908, and rules adopted under those chapters for

3 persons on parole or work release.

4 (2) The revocation of parole or work release may be
5 for a period of up to six months upon a first revocation,
6 and up to one year upon a second or subsequent revocation.
7 Notwithstanding section 903.4, the place of confinement after
8 any revocation shall be at a correctional institution or
9 facility.

10 Sec. 10. Section 901.5, Code 2020, is amended by adding the
11 following new subsection:

12 NEW SUBSECTION. 14. In addition to any other sentence or
13 other penalty imposed against the defendant, the court shall
14 impose an additional term of confinement if required under
15 section 717B.3A, subsection 3, paragraph "c".

16 Sec. 11. Section 902.12, Code 2020, is amended by adding the
17 following new subsection:

18 NEW SUBSECTION. 6. A person serving a sentence for a
19 conviction for animal torture in violation of section 717B.3A
20 that occurs on or after July 1, 2020, shall be denied parole or
21 work release until the person has served seven-tenths of the
22 maximum term of the person's sentence.

23 Sec. 12. Section 907.3, subsection 1, paragraph a, Code
24 2020, is amended by adding the following new subparagraph:

25 NEW SUBPARAGRAPH. (15) The offense is a violation of
26 section 717B.3A.

27 Sec. 13. Section 907.3, subsection 2, paragraph a, Code
28 2020, is amended by adding the following new subparagraph:

29 NEW SUBPARAGRAPH. (9) The offense is a violation of section
30 717B.3A.

31 Sec. 14. Section 907.3, subsection 3, Code 2020, is amended
32 by adding the following new paragraph:

33 NEW PARAGRAPH. h. The offense is a violation of section
34 717B.3A.>

TOM SHIPLEY

S-5063

1 Amend Senate File 2382 as follows:

2 1. Page 1, after line 7 by inserting:

3 <Sec. ____ NEW SECTION. **709.23 Sexual activity — age of**
4 **consent.**

5 Notwithstanding any other provision of the Code to the
6 contrary, the minimum age for consensual sexual activity
7 between two persons shall be eighteen years of age, unless at
8 the time of the activity the persons are cohabitating as a
9 married couple.>

10 2. By renumbering as necessary.

TONY BISIGNANO

S-5064HOUSE AMENDMENT TO
SENATE FILE 537

- 1 Amend Senate File 537, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, line 1, by striking <2019> and inserting <2020>
4 2. Page 1, line 7, by striking <muzzleloader> and inserting
5 <muzzleloader, bow,>

S-5065HOUSE AMENDMENT TO
SENATE FILE 458

- 1 Amend Senate File 458, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 561.21, subsection 3, Code 2019, is
5 amended by striking the subsection and inserting in lieu
6 thereof the following:
7 3. *a.* Those secured by a mechanic's lien under chapter 572,
8 including reasonable attorney fees as provided under section
9 572.32, subsection 1.
10 *b.* Those incurred for work done or material furnished,
11 including principal and interest on any note securing the
12 purchase of such material, exclusively for the improvement of
13 the homestead.
14 Sec. ____ EFFECTIVE DATE. This Act, being deemed of
15 immediate importance, takes effect upon enactment.>
16 2. Title page, line 4, after <costs> by inserting <, and
17 including effective date provisions>

S-5066

- 1 Amend the amendment, S-5059, to House File 737, as passed by
2 the House, as follows:
3 1. Page 1, by striking lines 18 and 24 and inserting:
4 <(2) In providing conditions for the welfare of the animal,
5 as described in subsection 1, the person complied with the
6 standard of care requirements provided in section 162.10A,
7 subsection 1, including any applicable rules adopted by the
8 department applying to any of the following:
9 (a) A state licensee or registrant operating pursuant to
10 section 162.10A, subsection 2, paragraph "a" or "b".
11 (b) A permittee operating pursuant to section 162.10A,
12 subsection 2, paragraph "c".>

BRAD ZAUN

S-5067HOUSE AMENDMENT TO
SENATE FILE 280

- 1 Amend Senate File 280, as passed by the Senate, as follows:
- 2 1. Page 1, line 2, by striking <2019> and inserting <2020>
- 3 2. Page 1, line 16, by striking <2019> and inserting <2020>

S-5068

- 1 Amend Senate File 2009 as follows:
- 2 1. Page 1, by striking lines 12 through 16 and inserting
- 3 <activities, provided the site, facility, or school is within
- 4 the licensee's school district of enrollment, ~~or~~ is within a
- 5 school district contiguous to the licensee's school district
- 6 of enrollment, or is within the county in which the licensee's
- 7 school of enrollment is located.>

CHRIS COURNOYER

S-5069

- 1 Amend Senate File 2372 as follows:
- 2 1. Page 3, by striking lines 2 through 12.

JASON SCHULTZ

S-5070

- 1 Amend Senate File 571 as follows:
- 2 1. Page 1, line 1, by striking <2019> and inserting <2020>
- 3 2. Page 1, line 21, by striking <2019> and inserting <2020>
- 4 3. Page 2, line 15, by striking <2019> and inserting <2020>
- 5 4. By striking page 2, line 31, through page 4, line 2, and
- 6 inserting:
- 7 <Sec. ____ Section 598.41, subsection 3, Code 2020, is
- 8 amended to read as follows:
- 9 3. In considering what custody arrangement under subsection
- 10 2 is in the best interest of the minor child, the court shall
- 11 consider the following factors:
- 12 a. Whether each parent would be a suitable custodian for the
- 13 child.
- 14 b. Whether the psychological and emotional needs and
- 15 development of the child will suffer due to lack of active
- 16 contact with and attention from both parents.
- 17 c. Whether the parents can communicate with each other
- 18 regarding the child's needs.
- 19 d. Whether both parents have actively cared for the child
- 20 before and since the separation.
- 21 e. Whether each parent can support the other parent's

22 relationship with the child.
23 *f.* Whether the custody arrangement is in accord with the
24 child's wishes or whether the child has strong opposition,
25 taking into consideration the child's age and maturity.
26 ~~*g.* Whether one or both of the parents agree or are opposed~~
27 ~~to joint custody.~~
28 ~~*h.* *g.*~~ The geographic proximity of the parents.
29 ~~*i.* *h.*~~ Whether the safety of the child, other children, or
30 the other parent will be jeopardized by the awarding of joint
31 custody or by unsupervised or unrestricted visitation.
32 ~~*j.* *i.*~~ Whether a history of domestic abuse, as defined in
33 section 236.2, exists. In determining whether a history of
34 domestic abuse exists, the court's consideration shall include
35 but is not limited to commencement of an action pursuant to

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1 section 236.3, the issuance of a protective order against the
2 parent or the issuance of a court order or consent agreement
3 pursuant to section 236.5, the issuance of an emergency order
4 pursuant to section 236.6, the holding of a parent in contempt
5 pursuant to section 664A.7, the response of a peace officer to
6 the scene of alleged domestic abuse or the arrest of a parent
7 following response to a report of alleged domestic abuse, or
8 a conviction for domestic abuse assault pursuant to section
9 708.2A.
10 ~~*k.* *j.*~~ Whether a parent has allowed a person custody or
11 control of, or unsupervised access to a child after knowing
12 the person is required to register or is on the sex offender
13 registry as a sex offender under chapter 692A.>
14 5. Page 4, line 4, by striking <2019> and inserting <2020>
15 6. Page 4, line 32, by striking <2019> and inserting <2020>
16 7. Page 5, after line 9 by inserting:
17 <Sec. _____. Section 633.560A, subsection 1, Code 2020, is
18 amended to read as follows:
19 1. The district court may, on its own motion or on the
20 motion of any party, order the parties to participate in
21 mediation in any guardianship or conservatorship action.
22 Mediation performed under this section shall comply with the
23 provisions of chapter 679C. The court shall, upon application
24 of a party, grant a waiver from any court-ordered mediation
25 under this section if the party demonstrates that a history
26 of domestic abuse exists similarly as considered in section
27 598.41, subsection 3, paragraph ~~"f."~~ *"i."* The court may, upon
28 application of a party, grant a waiver from any court-ordered
29 mediation if the action involves elder abuse pursuant to
30 chapter 235F.>
31 8. By renumbering as necessary.

JULIAN B. GARRETT

S-5071

- 1 Amend Senate File 2301 as follows:
- 2 1. Page 1, line 25, after <2.> by inserting <a.>
- 3 2. Page 1, after line 32 by inserting:
- 4 <b. Notwithstanding section 505.20, a health benefit plan
- 5 sponsored by a nonprofit agricultural organization domiciled
- 6 in this state and offered to the nonprofit agricultural
- 7 organization's members shall provide coverage, pursuant to
- 8 rules adopted by the commissioner, for the diagnosis and
- 9 treatment of PANS and PANDAS as recommended by a health care
- 10 professional for a covered person who is age eighteen or
- 11 younger.>

HERMAN C. QUIRMBACH

S-5072

- 1 Amend Senate File 2400 as follows:
- 2 1. Page 1, after line 34 by inserting:
- 3 <Sec. ____ Section 8B.4, Code 2020, is amended by adding the
- 4 following new subsection:
- 5 NEW SUBSECTION. 17A. Provide technical assistance to
- 6 communications service providers related to grant applications
- 7 under section 8B.11.>
- 8 2. By renumbering as necessary.

RICH TAYLOR

S-5073

- 1 Amend Senate File 2374 as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 <Section 1. Section 331.659, subsection 1, paragraph a,
- 4 unnumbered paragraph 1, Code 2020, is amended to read as
- 5 follows:
- 6 A Except for a civil claim for reimbursement under section
- 7 356.7, a sheriff or a deputy sheriff shall not:>
- 8 2. Page 11, after line 30 by inserting:
- 9 <Sec. ____ EFFECTIVE DATE. This Act takes effect October 1,
- 10 2020.>
- 11 3. Title page, by striking line 2 and inserting <, court
- 12 debt, and civil claims for reimbursement against inmates, and
- 13 including effective date provisions.>
- 14 4. By renumbering as necessary.

DAN DAWSON

S-5074

- 1 Amend Senate File 2308 as follows:

- 2 1. Page 1, line 1, by striking <patrists memorial> and
- 3 inserting <medal of honor>
- 4 2. Page 1, line 5, by striking <Patriots Memorial> and
- 5 inserting <Medal of Honor>
- 6 3. Page 1, line 9, by striking <Patriots Memorial> and
- 7 inserting <Medal of Honor>
- 8 4. Page 1, by striking lines 16 through 19 and inserting
- 9 <signs placed pursuant to this subsection include a graphic
- 10 depiction of the three versions of the medal of honor for the
- 11 army, navy, and air force.>
- 12 5. Title page, line 1, by striking <patrists memorial> and
- 13 inserting <medal of honor>

DAN DAWSON
JIM CARLIN

S-5075

- 1 Amend Senate File 2351 as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <Section 1. NEW SECTION. 715D.1 Definitions.
- 5 As used in this chapter, unless the context otherwise
- 6 requires:
- 7 1. "*Breach of security*" means the same as provided in
- 8 section 715C.1.
- 9 2. "*Controller*" means a person who, separately or in
- 10 combination with another person, determines the purpose and
- 11 methodology of the processing of personal data.
- 12 3. "*Custodian*" means a partnership, corporation, limited
- 13 liability company, unincorporated association, or other
- 14 business or nonprofit entity that possesses personal data.
- 15 "*Custodian*" does not include any of the following:
- 16 a. The state or a political subdivision of the state.
- 17 b. A partnership, corporation, limited liability company,
- 18 unincorporated association, or other business entity which is
- 19 located in the state, which is operated for profit and under
- 20 a single management, and which has either fewer than twenty
- 21 employees or an annual gross income of less than four million
- 22 dollars computed as the average of the three preceding fiscal
- 23 years.
- 24 4. "*Deidentified data*" means data that cannot reasonably be
- 25 used to infer information about, or otherwise be linked to, an
- 26 identified or identifiable individual or a device associated
- 27 with an individual, provided that the controller or processor
- 28 who possesses the data does all of the following:
- 29 a. Takes reasonable measures to ensure that the data cannot
- 30 be associated with an individual.
- 31 b. Commits to maintain and use the data only in a
- 32 deidentified fashion and does not attempt to reidentify the
- 33 data.
- 34 c. Contractually obligates recipients of the data to comply

35 with all provisions of this chapter.

Page 2

- 1 5. "*Geolocation data*" means information that can be used to
- 2 identify the physical location of an electronic device.
- 3 6. "*Minor*" means an individual who is less than eighteen
- 4 years of age.
- 5 7. "*Personal data*" means any information that is linked or
- 6 reasonably able to be linked to an identified or identifiable
- 7 individual. "*Personal data*" does not include deidentified
- 8 data, data that is lawfully obtained from publicly available
- 9 sources, or data that is obtained from federal, state, or local
- 10 government records lawfully made available to the general
- 11 public.
- 12 8. "*Processor*" means a person who processes personal data on
- 13 behalf of a controller.
- 14 9. "*Sensitive data*" means any of the following types of
- 15 personal data:
 - 16 a. Data revealing an individual's racial or ethnic origin,
 - 17 religious beliefs, mental condition, physical condition, or
 - 18 sexual orientation.
 - 19 b. A minor's personal data.
 - 20 c. An individual's geolocation data.
 - 21 d. An individual's first name or first initial and last
 - 22 name in combination with any one or more of the following data
 - 23 elements that relate to the individual if any of the data
 - 24 elements are not encrypted, redacted, or otherwise altered by
 - 25 any method or technology in such a manner that the name or
 - 26 data elements are unreadable, or are encrypted, redacted, or
 - 27 otherwise altered by any method or technology but the keys to
 - 28 unencrypt, unredact, or otherwise read the data elements have
 - 29 been obtained through a breach of security:
 - 30 (1) Social security number.
 - 31 (2) Driver's license number or other unique identification
 - 32 number created or collected by a government body.
 - 33 (3) Financial account number, credit card number, or debit
 - 34 card number in combination with any required expiration date,
 - 35 security code, access code, or password that would permit

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- 1 access to an individual's financial account.
- 2 (4) Unique electronic identifier or routing code, in
- 3 combination with any required security code, access code, or
- 4 password that would permit access to an individual's financial
- 5 account.
- 6 (5) Unique genetic or biometric data, such as a fingerprint,
- 7 retina or iris image, or other unique physical representation
- 8 or digital representation of genetic or biometric data.
- 9 (6) Data pertaining to the ownership or acquisition of a
- 10 firearm.

11 Sec. 2. NEW SECTION. 715D.2 Personal data rights.

12 1. An individual may request any of the following from a
13 controller or a processor:

14 a. A determination regarding whether the controller or
15 processor possesses the individual's personal data.

16 b. Copies of the individual's personal data that is in the
17 possession of the controller or processor.

18 c. Correction of the individual's personal data that is
19 in the possession of the controller or processor and that the
20 individual indicates in the request is incorrect.

21 d. Cessation of the controller or processor's sale of the
22 individual's personal data.

23 e. Cessation of the controller or processor's use of the
24 individual's personal data for purposes of targeted advertising
25 or profiling in furtherance of decisions that may result in
26 the denial of consequential services or support, such as
27 financial or lending services, housing, insurance, education
28 enrollment, criminal justice, employment opportunities, health
29 care services, and access to basic necessities, such as food
30 and water.

31 2. Within forty-five days after the receipt of a request
32 made pursuant to subsection 1, the controller or processor
33 shall provide the information or take the action requested by
34 an individual.

35 3. Notwithstanding subsection 1 or 2, a controller or

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1 processor is not required to provide the information or take
2 the action requested by an individual if the controller or
3 processor is unable to authenticate the individual's request
4 using commercially reasonable efforts. The controller or
5 processor may request additional information that is reasonably
6 necessary to authenticate such a request.

7 Sec. 3. NEW SECTION. 715D.3 Prohibitions on certain
8 **practices of custodians.**

9 A custodian shall not do any of the following:

10 1. Collect or use an individual's sensitive data unless the
11 custodian first obtains the individual's consent to collect or
12 use the sensitive data. An individual may withdraw the consent
13 to collect or use the individual's sensitive data at any time
14 by providing notice to the custodian.

15 2. Process personal data in violation of state or federal
16 law that prohibits discrimination against consumers.

17 Sec. 4. NEW SECTION. 715D.4 Obligations of certain
18 **custodians.**

19 A custodian possessing the personal data of one hundred
20 thousand or more individuals shall comply with all of the
21 following:

22 1. The custodian shall provide an accessible, clear, and
23 meaningful privacy notice that informs consumers and potential
24 consumers of all of the following:

- 25 a. The personal data the custodian collects.
26 b. How the custodian uses personal data in its possession.
27 c. Persons the custodian allows to access or view personal
28 data in the custodian's possession, and why the custodian
29 allows such persons to access or view the personal data.
30 d. The individual's rights under sections 715D.2 and 715D.3.
31 2. The custodian's collection and processing of personal
32 data shall be limited to the types and amounts of personal data
33 that are reasonably necessary in relation to the purpose for
34 which the personal data is collected or processed.
35 3. The custodian shall establish, implement, and maintain

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- 1 reasonable administrative, technical, and physical data
2 security practices to protect the confidentiality, integrity,
3 and accessibility of personal data. The custodian's data
4 security practices shall be appropriate for the volume and
5 nature of the personal data the custodian possesses.
6 4. The custodian shall conduct and document a data
7 protection assessment addressing each of the following
8 activities involving personal data:
9 a. The custodian's processing of personal data for purposes
10 of targeted advertising.
11 b. The custodian's sale of personal data.
12 c. The custodian's processing of personal data for purposes
13 of profiling where such profiling presents a reasonably
14 foreseeable risk of unfair or deceptive treatment of consumers,
15 financial injury to consumers, reputational injury to
16 consumers, an intrusion upon the private affairs of consumers
17 that would be offensive to a reasonable person, or other
18 substantial injury.
19 d. The custodian's processing of sensitive data.
20 e. The custodian's processing activities involving personal
21 data that present a heightened risk of harm to consumers.
22 5. The custodian shall provide to the attorney general upon
23 request the data protection assessment prepared pursuant to
24 subsection 4.
25 Sec. 5. **NEW SECTION. 715D.5 Limitations.**
26 This chapter shall not be construed to restrict or prevent
27 a controller, custodian, or processor from doing any of the
28 following:
29 1. Complying with any federal, state, or local law or
30 regulation.
31 2. Complying with a civil, criminal, or regulatory inquiry,
32 investigation, subpoena, or summons by a federal, state, or
33 local governmental authority.
34 3. Cooperating with law enforcement concerning conduct
35 or activity that the controller, custodian, or processor

Page 6

- 1 reasonably believes may violate federal, state, or local laws
- 2 or regulations.
- 3 4. Investigating, preparing for, or defining legal claims
- 4 Sec. 6. **NEW SECTION. 715D.6 Enforcement.**
- 5 A violation of this chapter is an unlawful practice under
- 6 section 714.16, and all the remedies pursuant to section 714.16
- 7 are available for such an action.
- 8 Sec. 7. **NEW SECTION. 715D.7 Remedies cumulative.**
- 9 The rights, remedies, and prohibitions contained in this
- 10 chapter shall be in addition to and cumulative of any other
- 11 right, remedy, or prohibition accorded by common law or state
- 12 or federal law. This chapter shall not be construed to deny,
- 13 abrogate, or impair any such common law or statutory right,
- 14 remedy, or prohibition.>
- 15 2. Title page, by striking lines 1 and 2 and inserting <An
- 16 Act relating to personal data, including an individual's rights
- 17 with respect to personal data, the obligations of certain
- 18 persons with respect to personal data, and making penalties
- 19 applicable.>
- 20 3. By renumbering as necessary.

ZACH NUNN

S-5076

- 1 Amend House File 2421, as passed by the House, as follows:
- 2 1. Page 1, by striking lines 14 through 17 and inserting
- 3 <in the office of the county recorder, and may include the
- 4 designation of the property>
- 5 2. Page 1, line 26, after <35.2.> by inserting <Prior
- 6 to making a recommendation for allowance or disallowance
- 7 under section 426A.14, if requested by the assessor, the
- 8 executive director or administrator recognized as a county
- 9 veteran service officer under section 35B.6 shall verify
- 10 the eligibility of the person by reviewing the certificate
- 11 of satisfactory service, order of separation, retirement,
- 12 furlough to reserve, inactive status, or honorable discharge or
- 13 certified copy thereof.>

COMMITTEE ON VETERANS AFFAIRS
JIM CARLIN, Chair

S-5077

HOUSE AMENDMENT TO SENATE FILE 2225

- 1 Amend Senate File 2225, as passed by the Senate, as follows:
- 2 1. Page 1, by striking lines 9 through 17.
- 3 2. Title page, line 1, by striking <offenses> and inserting
- 4 <offense>

5 3. Title page, line 2, by striking <and robbery in the first
6 degree>

S-5078

1 Amend Senate File 2349 as follows:
2 1. Page 2, by striking lines 4 through 9 and inserting
3 <commercial cloud computing service providers.>

DAN DAWSON

S-5079

1 Amend Senate File 2391 as follows:
2 1. Page 1, by striking lines 4 through 6 and inserting
3 <subdivision of the state, in consultation with the department
4 of public safety and the department of homeland security and
5 emergency management, to expend revenue received from taxpayers
6 for payment to a person responsible for, or reasonably believed
7 to be responsible for, a ransomware attack pursuant to section
8 8H.3.>
9 2. Page 1, after line 9 by inserting:
10 <_. "Critical infrastructure" means the same as defined
11 in section 29C.24.>
12 3. By striking page 1, line 25, through page 2, line 6, and
13 inserting:
14 <Sec. __. NEW SECTION. **8H.2 Requirement to report a**
15 **ransomware attack.** If the state or a political subdivision of
16 the state is subject to a ransomware attack, the state or the
17 political subdivision shall provide notice of the ransomware
18 attack to the office of the chief information officer following
19 discovery of the ransomware attack. The notice shall be
20 provided in the most expeditious manner possible and without
21 unreasonable delay. The office of the chief information
22 officer shall adopt rules establishing notification procedures
23 pursuant to this section.
24 Sec. __. NEW SECTION. **8H.3 Revenue received from taxpayers**
25 **— prohibition — ransomware.**
26 1. Except as provided in subsection 2 or 3, the state or
27 a political subdivision of the state shall not expend revenue
28 received from taxpayers for payment to a person responsible
29 for, or reasonably believed to be responsible for, a ransomware
30 attack.
31 2. The office of the chief information officer, in
32 consultation with the department of public safety and the
33 department of homeland security and emergency management, may
34 authorize the state or a political subdivision of the state to
35 expend revenue otherwise prohibited pursuant to subsection 1 in

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1 the event of any of the following:

2 a. A critical or emergency situation as defined by the
3 department of homeland security and emergency management.

4 b. A ransomware attack affecting critical infrastructure
5 within the state or a political subdivision of the state.

6 3. The state or a political subdivision of the state may
7 expend revenue otherwise prohibited pursuant to subsection 1
8 in the event of a ransomware attack affecting an officer or
9 employee of the judicial branch.

10 Sec. ____ NEW SECTION. **8H.4 Payments for insurance.**

11 The state or a political subdivision of the state may use
12 revenue received from taxpayers to pay premiums, deductibles,
13 and other costs associated with an insurance policy related
14 to cybersecurity or ransomware attacks only if the state or
15 the political subdivision first exhausts all other reasonable
16 means of mitigating a potential ransomware attack. Subject
17 to section 8H.3, subsections 2 and 3, nothing in this section
18 shall be construed to authorize the state or a political
19 subdivision of the state to make a direct payment using
20 revenue received from taxpayers to a person responsible for, or
21 reasonably believed to be responsible for, a ransomware attack.

22 Sec. ____ NEW SECTION. **8H.5 Confidential records.**

23 Information related to all of the following shall be
24 considered a confidential record under section 22.7:

25 1. Insurance coverage maintained by the state or a political
26 subdivision of the state related to cybersecurity or a
27 ransomware attack.

28 2. Payment by the state or a political subdivision of
29 the state to a person responsible for, or believed to be
30 responsible for, a ransomware attack pursuant to section 8H.3.>

31 4. Page 2, after line 9 by inserting:

32 <Sec. ____ RULEMAKING. The office of the chief information
33 officer shall prepare a notice of intended action for the
34 adoption of rules to administer this Act. The notice of
35 intended action shall be submitted to the administrative

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1 rules coordinator and the administrative code editor as soon
2 as practicable, but no later than October 1, 2020. However,
3 nothing in this section authorizes the office of the chief
4 information officer to adopt rules under section 17A.4,
5 subsection 3, or section 17A.5, subsection 2, paragraph "b".

6 Sec. ____ EFFECTIVE DATE.

7 1. Except as provided in subsection 2, this Act takes effect
8 July 1, 2021.

9 2. The section of this Act requiring the office of the chief
10 information officer to prepare a notice of intended action for
11 the adoption of rules to administer this Act takes effect upon
12 enactment.>

13 5. Title page, by striking lines 1 through 3 and inserting
14 <An Act prohibiting the state or a political subdivision of
15 the state from expending revenue received from taxpayers for

16 payment to persons responsible for ransomware attacks, and
17 including effective date provisions.>

18 6. By renumbering, redesignating, and correcting internal
19 references as necessary.

ZACH NUNN

S-5080

1 Amend Senate File 2377 as follows:

2 1. Page 2, by striking lines 23 through 25 and inserting
3 <state patrol supervisors association. If the member
4 representative appointed by the Iowa sheriffs and deputies
5 association is a sheriff, a deputy sheriff from the Iowa
6 sheriffs and deputies association shall also be appointed.>

BRAD ZAUN

S-5081

1 Amend Senate File 2341 as follows:

2 1. Page 14, after line 12 by inserting:
3 <7. Nothing in this section shall be construed to impose
4 criminal liability on a person based solely on the sale of a
5 product or service.>
6 2. Page 14, line 13, by striking <7.> and inserting <8.>
7 3. Page 14, line 17, by striking <8.> and inserting <9.>
8 4. Page 14, line 23, by striking <9.> and inserting <10.>
9 5. Page 15, line 9, by striking <10.> and inserting <11.>
10 6. Page 15, line 14, by striking <11.> and inserting <12.>
11 7. By renumbering, redesignating, and correcting internal
12 references as necessary.

ZACH NUNN

S-5082

1 Amend Senate File 2321 as follows:

2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 ADULT AND MINOR GUARDIANSHIPS AND CONSERVATORSHIPS>
5 2. Page 1, after line 26 by inserting:
6 <Sec. ____ Section 232D.305, subsection 1, Code 2020, is
7 amended to read as follows:
8 1. The court may appoint any qualified person as a court
9 visitor for the minor who has demonstrated sufficient knowledge
10 to appropriately perform the duties that the court directs.
11 Sec. ____ Section 232D.305, Code 2020, is amended by adding
12 the following new subsection:
13 NEW SUBSECTION. 6. A court visitor shall be discharged
14 from all further duties upon the appointment of a guardian or
15 conservator, unless further ordered by the court. The court

16 may order a court visitor to continue to serve if the court
17 determines continued service would be in the best interest of
18 the protected person. If the court continues the service of
19 the court visitor, the court may limit the direct duties of the
20 court visitor as the court deems necessary. The court visitor
21 shall thereafter continue to serve until discharged by the
22 court.

23 Sec. ____ Section 232D.306, Code 2020, is amended by adding
24 the following new subsection:

25 NEW SUBSECTION. 4. A hearing on the petition may be
26 recorded if a court reporter is not used.

27 Sec. ____ Section 232.309, Code 2020, is amended by adding
28 the following new subsection:

29 NEW SUBSECTION. 8. The court may order an extension of
30 the temporary guardianship for thirty days for good cause
31 shown, including a showing that a hearing on a petition for a
32 guardianship under section 232D.301 cannot be scheduled within
33 thirty days after the order for a temporary guardianship is
34 ordered. Prior to or contemporaneously with the filing for an
35 application for the extension of time, the guardian shall file

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1 a report with the court setting forth all of the following:

2 a. All actions conducted by the guardian on behalf of the
3 protected person from the time of the initial appointment of
4 the guardian up to the time of the report.

5 b. All actions that the guardian plans to conduct on behalf
6 of the protected person during the thirty day extension period.

7 Sec. ____ Section 232D.401, subsection 1, Code 2020, is
8 amended to read as follows:

9 1. The order by the court appointing a guardian for a minor
10 shall state the basis for the order and the date on which the
11 first reporting period for the guardianship shall end.>

12 3. Page 2, after line 3 by inserting:

13 <Sec. ____ Section 232D.501, subsection 1, paragraph b,
14 Code 2020, is amended by adding the following new subparagraph:

15 NEW SUBPARAGRAPH. (11) The results of the guardian's
16 efforts to apply for funds or benefits on behalf of the
17 protected person.

18 Sec. ____ Section 232D.501, Code 2020, is amended by adding
19 the following new subsection:

20 NEW SUBSECTION. 5. The failure of a guardian to timely
21 make a report required under subsection 1 shall be reported by
22 the clerk of the court to the court for an order to enforce
23 compliance with the filing requirements.

24 Sec. ____ NEW SECTION. **232D.506 Confidentiality.**

25 1. Official juvenile court records in guardianship
26 proceedings shall be confidential and are not public records.

27 2. Confidential records may be inspected and their contents
28 shall be disclosed to the following without a court order,
29 provided that a person or entity who inspects or receives a

30 confidential record under this subsection shall not disclose
31 the confidential record or its contents unless required by law:
32 a. The judge and professional court staff.
33 b. The protected person and the protected person's attorney.
34 c. The protected person's parent, guardian, custodian, court
35 visitor, and any attorney representing such person.

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1 3. Confidential records may be inspected and their contents
2 shall be disclosed to the following with a court order,
3 provided that a person or entity who inspects or receives a
4 confidential record under this subsection shall not disclose
5 the confidential record or its contents unless required by law:
6 a. A person or entity conducting bona fide research on minor
7 guardianships.
8 b. A person or entity for good cause shown.>
9 4. Page 3, after line 9 by inserting:
10 <Sec. _____. Section 633.560, subsection 3, Code 2020, is
11 amended to read as follows:
12 3. The court shall require the proposed guardian or
13 conservator to attend the hearing on the petition but the court
14 may excuse the proposed guardian's or conservator's attendance
15 for good cause shown.>
16 5. Page 3, after line 24 by inserting:
17 <Sec. _____. Section 633.561, subsection 6, Code 2020, is
18 amended to read as follows:
19 6. If the court determines that it would be in the
20 respondent's best interest to have legal representation
21 with respect to any further proceedings in a guardianship
22 or conservatorship, the court may appoint an attorney to
23 represent the respondent at the expense of the respondent or
24 the respondent's estate, or if the respondent is indigent the
25 cost of the court appointed attorney shall be assessed against
26 the county in which the proceedings are pending.
27 Sec. _____. Section 633.562, subsection 1, Code 2020, is
28 amended to read as follows:
29 1. If the court determines that the appointment of a court
30 visitor would be in the best interest of the respondent, the
31 court shall appoint a court visitor at the expense of the
32 respondent or the respondent's estate, or, if the respondent
33 is indigent, the cost of the court visitor shall be assessed
34 against the county in which the proceedings are pending. The
35 court may appoint any qualified person as a court visitor.

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1 who has demonstrated sufficient knowledge to appropriately
2 perform the duties that the court directs, in a guardianship or
3 conservatorship proceeding.>
4 6. Page 4, after line 15 by inserting:
5 <Sec. _____. Section 633.564, subsection 1, Code 2020, is

6 amended to read as follows:

7 1. The court shall request criminal record checks and
8 checks of the child abuse, dependent adult abuse, and sexual
9 offender registries in this state for all proposed guardians
10 and conservators, other than financial institutions with Iowa
11 trust powers, unless a proposed guardian or conservator has
12 undergone the required background checks under this section
13 within the twelve months prior to the filing of a petition.>

14 7. Page 4, after line 27 by inserting:

15 d. The names and addresses, to the extent known, of any
16 other person who must be named in the petition for appointment
17 of a guardian or conservator under section 633.556 or 633.557.

18 8. Page 4, line 28, by striking <d> and inserting <e>

19 9. Page 5, after line 7 by inserting:

20 <Sec. ____ Section 633.569, Code 2020, is amended by adding
21 the following new subsections:

22 NEW SUBSECTION. 8. The court may order an extension of
23 the temporary guardianship or conservatorship for thirty days
24 for good cause shown, including a showing that a hearing on a
25 petition for a guardianship or conservatorship under section
26 633.556 or 633.557 cannot be scheduled within thirty days after
27 the order for a temporary guardianship or conservatorship is
28 ordered. Prior to or contemporaneously with the filing for
29 an application for the extension of time, the guardian or
30 conservator shall file a report with the court setting forth
31 all of the following:

32 a. All actions conducted by the guardian or conservator on
33 behalf of the protected person from the time of the initial
34 appointment of the guardian up to the time of the report.

35 b. All actions that the guardian or conservator plans to

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1 conduct on behalf of the protected person during the thirty-day
2 extension period.

3 NEW SUBSECTION. 9. The temporary guardian or conservator
4 shall submit any report the court requires.>

5 10. Page 5, after line 23 by inserting:

6 <Sec. ____ Section 633.635, subsection 1, Code 2020, is
7 amended to read as follows:

8 1. The order by the court appointing a guardian shall state
9 the basis for the guardianship pursuant to section 633.552
10 and the date on which the first reporting period for the
11 guardianship shall end.>

12 11. Page 5, after line 34 by inserting:

13 <Sec. ____ Section 633.641, subsection 3, Code 2020, is
14 amended to read as follows:

15 3. ~~If a protected person has executed a valid power of~~
16 ~~attorney under chapter 633B, the conservator shall act in~~
17 ~~accordance with the applicable provisions of chapter 633B~~
18 If the court appoints a conservator for a protected person
19 who has previously executed a valid power of attorney under

20 chapter 633B, the power of attorney is suspended unless the
21 power of attorney provides otherwise or the court appointing
22 the conservator orders that the power of attorney should
23 continue. If the power of attorney continues, the agent is
24 accountable to the conservator as well as to the principal.
25 The power of attorney shall be reinstated upon termination of
26 the conservatorship as a result of the principal regaining
27 capacity.>

28 12. By striking page 6, line 12, through page 8, line 21,
29 and inserting:

30 <Sec. ____ Section 633.669, Code 2020, is amended to read
31 as follows:

32 **633.669 Reporting requirements—assistance by clerk Reports**
33 **by guardians.**

34 1. A guardian appointed by the court under this chapter
35 shall file with the court the following written verified

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1 reports which shall not be waived by the court:

2 a. An initial care plan filed within sixty days of
3 appointment. The information in the initial care plan shall
4 include but not be limited to the following information:

5 (1) The current residence of the protected person and the
6 guardian's plan for the protected person's living arrangements.

7 (2) The current sources of payment for the protected
8 person's living expenses and other expenses, and the guardian's
9 plan for payment of the protected person's living expenses and
10 other expenses.

11 (3) The protected person's health status and health care
12 needs, and the guardian's plan for meeting the protected
13 person's ~~needs for medical, dental, and other~~ health care
14 needs.

15 (3A) Whether the protected person has a living will or
16 health care power of attorney.

17 (4) If applicable, the protected person's need for other
18 professional services for mental, behavioral, or emotional
19 health, and the guardian's plan for other professional services
20 needed by the protected person.

21 (5) If applicable, the protected person's employment
22 status, the protected person's need for educational, training,
23 or vocational services, and the guardian's plan for meeting the
24 educational, training, and vocational needs of the protected
25 person.

26 (6) If applicable, the guardian's plan for facilitating the
27 participation of the protected person in social activities.

28 (7) The guardian's plan for facilitating contacts between
29 the protected person and the protected person's family members
30 and other ~~significant~~ persons significant in the life of the
31 protected person.

32 (8) The guardian's plan for contact with, and activities on
33 behalf of, the protected person.

34 (9) The powers that the guardian requests to carry out the
35 initial care plan.

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1 (10) The guardian shall file an amended plan when there
2 has been a significant change in the circumstances or the
3 guardian seeks to deviate significantly from the plan. The
4 guardian must obtain court approval of the amended plan before
5 implementing any of its provisions.

6 b. An annual report, filed within sixty days of the close
7 of the reporting period, ~~unless the court otherwise orders on~~
8 ~~good cause shown.~~ The information in the annual report shall
9 include but not be limited to the following information:

10 (1) The current living arrangements of the protected
11 person.

12 (2) The sources of payment for the protected person's living
13 expenses and other expenses.

14 (3) A description, if applicable, of the following:

15 (a) The protected person's ~~physical and mental~~ health
16 status and the ~~medical, dental, and other professional~~ health
17 services provided to the protected person.

18 (b) If applicable, the protected person's employment status
19 and the educational, training, and vocational services provided
20 to the protected person.

21 (0c) The guardian's facilitation of the participation of
22 the protected person in social activities.

23 (c) The contact of the protected person with family members
24 and other significant persons.

25 (d) The nature and extent of the guardian's visits with, and
26 activities on behalf of, the protected person.

27 (04) The guardian's changes to the care plan for the
28 protected person for the next annual reporting period.

29 (004) The powers that the guardian requests to carry out
30 the care plan for the protected person for the next annual
31 reporting period.

32 (4) The guardian's recommendation as to the need for
33 continuation of the guardianship.

34 (5) The ability of the guardian to continue as guardian.

35 (6) The need of the guardian for assistance in providing or

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1 arranging for the provision of the care and protection of the
2 protected person.

3 c. A final report within thirty days of the termination
4 of the guardianship under section 633.675 unless that time is
5 extended by the court.

6 2. The court shall develop a simplified uniform reporting
7 form for use in filing the required reports.

8 3. The clerk of the court shall notify the guardian in
9 writing of the reporting requirements and shall provide

10 information and assistance to the guardian in filing the
 11 reports.
 12 4. Reports of guardians shall be reviewed and approved by a
 13 district court judge or referee.
 14 5. Reports required by this section shall be served on the
 15 protected person, the protected person's attorney, if any, and
 16 the court visitor, if any.>
 17 13. Page 10, line 31, by striking <guardian> and inserting
 18 <conservator>
 19 14. Page 11, by striking lines 1 through 8 and inserting:
 20 ~~<b. h. Within two days after filing the initial plan,~~
 21 ~~the~~ The conservator shall ~~give~~ provide notice of the filing
 22 of the initial plan with a copy of the plan to the protected
 23 person, the protected person's attorney, if any, and court
 24 ~~advisor~~ visitor, if any, and others as directed by the court.
 25 The notice must state that any person entitled to a copy of
 26 the plan must file any objections to the plan not later than
 27 ~~fifteen days after it is filed~~ twenty days from the date of
 28 mailing notice of filing the initial plan.>
 29 15. Page 14, line 18, after <if any,> by inserting <the
 30 court visitor, if any.>
 31 16. Page 14, by striking lines 22 through 29 and inserting:
 32 <2. The court shall terminate a guardianship if ~~it~~ the
 33 court finds ~~by clear and convincing evidence~~ that the basis
 34 for appointing a guardian pursuant to section 633.552 is not
 35 satisfied.

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1 3. The court shall terminate a conservatorship if the court
 2 finds ~~by clear and convincing evidence~~ that the basis for
 3 appointing a conservator pursuant to section 633.553 or 633.554
 4 is not satisfied.>
 5 17. Page 16, line 12, before <Act> by inserting <division
 6 of this>
 7 18. Page 16, line 16, before <Act> by inserting <division
 8 of this>
 9 19. Page 16, after line 17 by inserting:
 10 <DIVISION ____
 11 CONFORMING CHANGES
 12 Sec. ____ Section 633.3, subsections 9, 17, 22, and 23, Code
 13 2020, are amended to read as follows:
 14 9. *Conservator* — a person appointed by the court to have
 15 the custody and control of the property of a ~~ward~~ protected
 16 person under the provisions of this probate code.
 17 17. *Estate* — the real and personal property of either a
 18 decedent or a ~~ward~~ protected person, and may also refer to the
 19 real and personal property of a trust described in section
 20 633.10.
 21 22. *Guardian* — the person appointed by the court to have
 22 the custody of the person of the ~~ward~~ protected person under
 23 the provisions of this probate code.

24 23. *Guardian of the property* — at the election of the
 25 person appointed by the court to have the custody and care of
 26 the property of a ~~ward~~ protected person, the term “*guardian of*
 27 *the property*” may be used, which term shall be synonymous with
 28 the term “*conservator*”.

29 Sec. ____ Section 633.78, subsection 1, unnumbered
 30 paragraph 1, Code 2020, is amended to read as follows:

31 A fiduciary under this chapter may present a written request
 32 to any person for the purpose of obtaining property owned by
 33 a decedent or by a ~~ward~~ protected person of a conservatorship
 34 for which the fiduciary has been appointed, or property to
 35 which a decedent or ~~ward~~ protected person is entitled, or

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1 for information about such property needed to perform the
 2 fiduciary’s duties. The request must contain statements
 3 confirming all of the following:

4 Sec. ____ Section 633.78, subsection 1, paragraph b, Code
 5 2020, is amended to read as follows:

6 b. The request has been signed by all fiduciaries acting on
 7 behalf of the decedent or ~~ward~~ protected person.

8 Sec. ____ Section 633.78, subsection 4, paragraph a, Code
 9 2020, is amended to read as follows:

10 a. Damages sustained by the decedent’s or ~~ward’s~~ protected
 11 person’s estate.

12 Sec. ____ Section 633.80, Code 2020, is amended to read as
 13 follows:

14 **633.80 Fiduciary of a fiduciary.**

15 A fiduciary has no authority to act in a matter wherein the
 16 fiduciary’s decedent or ~~ward~~ protected person was merely a
 17 fiduciary, except that the fiduciary shall file a report and
 18 accounting on behalf of the decedent or ~~ward~~ protected person
 19 in said matter.

20 Sec. ____ Section 633.93, Code 2020, is amended to read as
 21 follows:

22 **633.93 Limitation on actions affecting deeds.**

23 No action for recovery of any real estate sold by any
 24 fiduciary can be maintained by any person claiming under the
 25 deceased, the ~~ward~~ protected person, or a beneficiary, unless
 26 brought within five years after the date of the recording of
 27 the conveyance.

28 Sec. ____ Section 633.112, Code 2020, is amended to read as
 29 follows:

30 **633.112 Discovery of property.**

31 The court may require any person suspected of having
 32 possession of any property, including records and documents,
 33 of the decedent, ~~ward~~ protected person, or the estate, or of
 34 having had such property under the person’s control, to appear
 35 and submit to an examination under oath touching such matters,

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1 and if on such examination it appears that the person has the
2 wrongful possession of any such property, the court may order
3 the delivery thereof to the fiduciary. Such a person shall be
4 liable to the estate for all damages caused by the person's
5 acts.

6 Sec. ____ Section 633.123, subsection 1, paragraph b,
7 subparagraph (3), Code 2020, is amended to read as follows:

8 (3) The needs and rights of the beneficiaries or the ~~ward~~
9 protected person.

10 Sec. ____ Section 633.558, subsection 3, Code 2020, is
11 amended to read as follows:

12 3. Notice of the filing of a petition given to persons under
13 ~~subsections subsection 2 and 3~~ shall include a statement that
14 such persons may register to receive notice of the hearing
15 on the petition and other proceedings and the manner of such
16 registration.

17 Sec. ____ Section 633.560, subsection 3, Code 2020, is
18 amended to read as follows:

19 3. The court shall require the proposed guardian or
20 conservator to attend the hearing on the petition but the court
21 may excuse the proposed guardian's or conservator's attendance
22 for good cause shown.

23 Sec. ____ Section 633.561, subsection 4, paragraphs c and f,
24 Code 2020, are amended to read as follows:

25 c. Ensure that the respondent has been properly advised of
26 the respondent's rights in a guardianship or conservatorship
27 proceeding.

28 f. Ensure that the guardianship or conservatorship
29 procedures conform to the statutory and due process
30 requirements of Iowa law.

31 Sec. ____ Section 633.561, subsection 5, paragraphs a and b,
32 Code 2020, are amended to read as follows:

33 a. Inform the respondent of the effects of the order entered
34 for appointment of guardian or conservator.

35 b. Advise the respondent of the respondent's rights to

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1 petition for modification or termination of the guardianship
2 or conservatorship.

3 Sec. ____ Section 633.562, subsection 5, paragraphs a and b,
4 Code 2020, are amended to read as follows:

5 a. A recommendation regarding the appropriateness of a
6 limited guardianship or conservatorship for the respondent,
7 including whether less restrictive alternatives are available.

8 b. A statement of the qualifications of the guardian or
9 conservator together with a statement of whether the respondent
10 has expressed agreement with the appointment of the proposed
11 guardian or conservator.

12 Sec. ____ Section 633.580, subsections 1 and 4, Code 2020,

13 are amended to read as follows:

14 1. The name, age, and last known post office address of the
15 proposed ~~ward~~ protected person.

16 4. A general description of the property of the proposed
17 ~~ward~~ protected person within this state and of the proposed
18 ~~ward's~~ protected person's right to receive property; also, the
19 estimated present value of the real estate, the estimated value
20 of the personal property, and the estimated gross annual income
21 of the estate. If any money is payable, or to become payable,
22 to the proposed ~~ward~~ protected person by the United States
23 through the United States department of veterans affairs, the
24 petition shall so state.

25 Sec. ____ Section 633.591A, Code 2020, is amended to read
26 as follows:

27 **633.591A Voluntary petition for appointment of conservator**
28 **for a minor — standby basis.**

29 A person having physical and legal custody of a minor
30 may execute a verified petition for the appointment of a
31 standby conservator of the proposed ~~ward's~~ protected person's
32 property, upon the express condition that the petition shall
33 be acted upon by the court only upon the occurrence of an event
34 specified or the existence of a described condition of the
35 mental or physical health of the petitioner, the occurrence

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1 of which event, or the existence of which condition, shall be
2 established in the manner directed in the petition.

3 Sec. ____ Section 633.603, Code 2020, is amended to read as
4 follows:

5 **633.603 Appointment of foreign conservators.**

6 When there is no conservatorship, nor any application
7 therefor pending, in this state, the duly qualified foreign
8 conservator or guardian of a nonresident ~~ward~~ protected
9 person may, upon application, be appointed conservator of the
10 property of such person in this state; provided that a resident
11 conservator is appointed to serve with the foreign conservator;
12 and provided further, that for good cause shown, the court
13 may appoint the foreign conservator to act alone without the
14 appointment of a resident conservator.

15 Sec. ____ Section 633.604, Code 2020, is amended to read as
16 follows:

17 **633.604 Application.**

18 The application for appointment of a foreign conservator
19 or guardian as conservator in this state shall include the
20 name and address of the nonresident ~~ward~~ protected person, and
21 of the nonresident conservator or guardian, and the name and
22 address of the resident conservator to be appointed. It shall
23 be accompanied by a certified copy of the original letters
24 or other authority conferring the power upon the foreign
25 conservator or guardian to act as such. The application
26 shall also state the cause for the appointment of the foreign

27 conservator to act as sole conservator, if such be the case.
28 Sec. _____. Section 633.605, Code 2020, is amended to read as
29 follows:
30 **633.605 Personal property.**
31 A foreign conservator or guardian of a nonresident may
32 be authorized by the court of the county wherein such ~~ward~~
33 protected person has personal property to receive the same upon
34 compliance with the provisions of sections 633.606, 633.607 and
35 633.608.

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1 Sec. _____. Section 633.607, Code 2020, is amended to read as
2 follows:
3 **633.607 Order for delivery.**
4 Upon the filing of the bond as above provided, and the court
5 being satisfied with the amount thereof, it shall order the
6 personal property of the ~~ward~~ protected person delivered to
7 such conservator or guardian.
8 Sec. _____. Section 633.633, Code 2020, is amended to read as
9 follows:
10 **633.633 Provisions applicable to all fiduciaries shall**
11 **govern.**
12 The provisions of this probate code applicable to all
13 fiduciaries shall govern the appointment, qualification, oath
14 and bond of guardians and conservators, except that a guardian
15 shall not be required to give bond unless the court, for good
16 cause, finds that the best interests of the ~~ward~~ protected
17 person require a bond. The court shall then fix the terms and
18 conditions of such bond.
19 Sec. _____. Section 633.633B, Code 2020, is amended to read
20 as follows:
21 **633.633B Tort liability of guardians and conservators.**
22 The fact that a person is a guardian or conservator shall not
23 in itself make the person personally liable for damages for the
24 acts of the ~~ward~~ protected person.
25 Sec. _____. Section 633.636, Code 2020, is amended to read as
26 follows:
27 **633.636 Effect of appointment of guardian or conservator.**
28 The appointment of a guardian or conservator shall not
29 constitute an adjudication that the ~~ward~~ protected person is of
30 unsound mind.
31 Sec. _____. Section 633.637, Code 2020, is amended to read as
32 follows:
33 **633.637 Powers of ~~ward~~ protected person.**
34 1. A ~~ward~~ protected person for whom a conservator has been
35 appointed shall not have the power to convey, encumber, or

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1 dispose of property in any manner, other than by will if the
2 ~~ward~~ protected person possesses the requisite testamentary

3 capacity, unless the court determines that the ward protected
4 person has a limited ability to handle the ward's protected
5 person's own funds. If the court makes such a finding, the
6 court shall specify to what extent the ward protected person
7 may possess and use the ward's protected person's own funds.

8 2. Any modification of the powers of the ward protected
9 person that would be more restrictive of the ward's protected
10 person's control over the ward's protected person's financial
11 affairs shall be based upon clear and convincing evidence
12 and the burden of persuasion is on the conservator. Any
13 modification that would be less restrictive of the ward's
14 protected person's control over the ward's protected person's
15 financial affairs shall be based upon proof in accordance with
16 the requirements of section 633.675.

17 Sec. ____ Section 633.637A, Code 2020, is amended to read
18 as follows:

19 **633.637A Rights of ward protected person under guardianship.**

20 An adult ward protected person under a guardianship has the
21 right of communication, visitation, or interaction with other
22 persons upon the consent of the adult ward protected person,
23 subject to section 633.635, subsection 2, paragraph "f", and
24 section 633.635, subsection 3, paragraph "c". If an adult ward
25 protected person is unable to give express consent to such
26 communication, visitation, or interaction with a person due
27 to a physical or mental condition, consent of an adult ward
28 protected person may be presumed by a guardian or a court based
29 on an adult ward's protected person's prior relationship with
30 such person.

31 Sec. ____ Section 633.638, Code 2020, is amended to read as
32 follows:

33 **633.638 Presumption of fraud.**

34 If a conservator be appointed, all contracts, transfers and
35 gifts made by the ward protected person after the filing of the

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1 petition shall be presumed to be a fraud against the rights
2 and interest of the ward protected person except as otherwise
3 directed by the court pursuant to section 633.637.

4 Sec. ____ Section 633.639, Code 2020, is amended to read as
5 follows:

6 **633.639 Title to ward's protected person's property.**

7 The title to all property of the ward protected person is
8 in the ward protected person and not the conservator subject,
9 however, to the possession of the conservator and to the
10 control of the court for the purposes of administration,
11 sale or other disposition, under the provisions of the
12 law. Any real property titled at any time in the name of a
13 conservatorship shall be deemed to be titled in the ward's
14 protected person's name subject to the conservator's right of
15 possession.

16 Sec. ____ Section 633.640, Code 2020, is amended to read as

17 follows:

18 **633.640 Conservator's right to possession.**

19 Every conservator shall have a right to, and shall take,
20 possession of all of the real and personal property of the
21 ~~ward~~ protected person. The conservator shall pay the taxes
22 and collect the income therefrom until the conservatorship is
23 terminated. The conservator may maintain an action for the
24 possession of the property, and to determine the title to the
25 same.

26 Sec. ____ Section 633.643, Code 2020, is amended to read as
27 follows:

28 **633.643 Disposal of will by conservator.**

29 When an instrument purporting to be the will of the ~~ward~~
30 protected person comes into the hands of a conservator, the
31 conservator shall immediately deliver it to the court.

32 Sec. ____ Section 633.644, Code 2020, is amended to read as
33 follows:

34 **633.644 Court order to preserve testamentary intent of ~~ward~~**
35 **protected person.**

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1 Upon receiving an instrument purporting to be the will of a
2 living ~~ward~~ protected person under the provisions of section
3 633.643, the court may open said will and read it. The court
4 with or without notice, as it may determine, may enter such
5 orders in the conservatorship as it deems advisable for the
6 proper administration of the conservatorship in light of the
7 expressed testamentary intent of the ~~ward~~ protected person.

8 Sec. ____ Section 633.645, Code 2020, is amended to read as
9 follows:

10 **633.645 Court to deliver will to clerk.**

11 An instrument purporting to be the will of a ~~ward~~ protected
12 person coming into the hands of the court under the provisions
13 of section 633.643, shall thereafter be resealed by the court
14 and be deposited with the clerk to be held by said clerk as
15 provided in sections 633.286 through 633.289.

16 Sec. ____ Section 633.653A, Code 2020, is amended to read
17 as follows:

18 **633.653A Claims for cost of medical care or services.**

19 The provision of medical care or services to a ~~ward~~ protected
20 person who is a recipient of medical assistance under chapter
21 249A creates a claim against the conservatorship for the amount
22 owed to the provider under the medical assistance program for
23 the care or services. The amount of the claim, after being
24 allowed or established as provided in this part, shall be paid
25 by the conservator from the assets of the conservatorship.

26 Sec. ____ Section 633.654, Code 2020, is amended to read as
27 follows:

28 **633.654 Form and verification of claims — general**
29 **requirements.**

30 No claim shall be allowed against the estate of a ~~ward~~

31 protected person upon application of the claimant unless
32 it shall be in writing, filed in duplicate with the clerk,
33 stating the claimant's name and address, and describing the
34 nature and the amount thereof, if ascertainable. It shall be
35 accompanied by the affidavit of the claimant, or of someone for

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1 the claimant, that the amount is justly due, or if not due,
2 when it will or may become due, that no payments have been
3 made thereon which are not credited, and that there are no
4 offsets to the same, to the knowledge of the affiant, except as
5 therein stated. The duplicate of said claim shall be mailed
6 by the clerk to the conservator or the conservator's attorney
7 of record; however, valid contract claims arising in the
8 ordinary course of the conduct of the business or affairs of
9 the ~~ward~~ protected person by the conservator may be paid by the
10 conservator without requiring affidavit or filing.
11 Sec. ____ Section 633.656, Code 2020, is amended to read as
12 follows:

13 **633.656 How claim entitled.**

14 All claims filed against the estate of the ~~ward~~ protected
15 person shall be entitled in the name of the claimant against
16 the conservator as such, naming the conservator, and in all
17 further proceedings thereon, this title shall be preserved.

18 Sec. ____ Section 633.660, Code 2020, is amended to read as
19 follows:

20 **633.660 Execution and levy prohibited.**

21 No execution shall issue upon, nor shall any levy be made
22 against, any property of the estate of a ~~ward~~ protected person
23 under any judgment against the ~~ward~~ protected person or a
24 conservator, but the provisions of this section shall not be so
25 construed as to prevent the enforcement of a mortgage, pledge,
26 or other lien upon property in an appropriate proceeding.

27 Sec. ____ Section 633.661, Code 2020, is amended to read as
28 follows:

29 **633.661 Claims of conservators.**

30 If the conservator is a creditor of the ~~ward~~ protected
31 person, the conservator shall file the claim as other
32 creditors, and the court shall appoint some competent person as
33 temporary conservator to represent the ~~ward~~ protected person
34 at the hearing on the conservator's claim. The same procedure
35 shall be followed in the case of coconservators where all

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1 such conservators are creditors of the ~~ward~~ protected person;
2 but if one of the coconservators is not a creditor of the
3 ~~ward~~ protected person, such disinterested conservator shall
4 represent the ~~ward~~ protected person at the hearing on any claim
5 against the ~~ward~~ protected person by a coconservator.
6 Sec. ____ Section 633.662, Code 2020, is amended to read as

7 follows:

8 **633.662 Claims not filed.**

9 The conservator may pay any valid claim against the estate of
10 the ~~ward~~ protected person even though such claim has not been
11 filed, but all such payments made by the conservator shall be
12 at the conservator's own peril.

13 Sec. _____. Section 633.664, Code 2020, is amended to read as
14 follows:

15 **633.664 Liens not affected by failure to file claim.**

16 Nothing in sections 633.654 and 633.658 shall affect or
17 prevent an action or proceeding to enforce any mortgage,
18 pledge, or other lien upon the property of the ~~ward~~ protected
19 person.

20 Sec. _____. Section 633.665, Code 2020, is amended to read as
21 follows:

22 **633.665 Separate actions and claims.**

23 1. Any action pending against the ~~ward~~ protected person at
24 the time the conservator is appointed shall also be considered
25 a claim filed in the conservatorship if notice of substitution
26 is served on the conservator as defendant and a duplicate of
27 the proof of service of notice of such proceeding is filed in
28 the conservatorship proceeding.

29 2. A separate action based on a debt or other liability
30 of the ~~ward~~ protected person may be commenced against the
31 conservator in lieu of filing a claim in the conservatorship.
32 Such an action shall be commenced by serving an original notice
33 on the conservator and filing a duplicate of the proof of
34 service of notice of such proceeding in the conservatorship
35 proceeding. Such an action shall also be considered a claim

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1 filed in the conservatorship. Such an action may be commenced
2 only in a county where the venue would have been proper if
3 there were no conservatorship and the action had been commenced
4 against the ~~ward~~ protected person.

5 Sec. _____. Section 633.667, Code 2020, is amended to read as
6 follows:

7 **633.667 Payment of claims in insolvent conservatorships.**

8 When it appears that the assets in a conservatorship are
9 insufficient to pay in full all the claims against such
10 conservatorship, the conservator shall report such matter to
11 the court, and the court shall, upon hearing, with notice to
12 all persons who have filed claims in the conservatorship, make
13 an order for the pro rata payment of claims giving claimants
14 the same priority, if any, as they would have if the ~~ward~~
15 protected person were not under conservatorship.

16 Sec. _____. Section 633.668, Code 2020, is amended to read as
17 follows:

18 **633.668 Conservator may make gifts.**

19 For good cause shown and under order of court, a conservator
20 may make gifts on behalf of the ~~ward~~ protected person out of

21 the assets under a conservatorship to persons or religious,
22 educational, scientific, charitable, or other nonprofit
23 organizations to whom or to which such gifts were regularly
24 made prior to the commencement of the conservatorship, or on
25 a showing to the court that such gifts would benefit the ~~ward~~
26 protected person or the ~~ward's~~ protected person's estate from
27 the standpoint of income, gift, estate or inheritance taxes.
28 The making of gifts out of the assets must not foreseeably
29 impair the ability to provide adequately for the best interests
30 of the ~~ward~~ protected person.

31 Sec. ____ Section 633.673, Code 2020, is amended to read as
32 follows:

33 **633.673 Court costs in guardianships.**

34 The ~~ward~~ protected person or the ~~ward's~~ protected person's
35 estate shall be charged with the court costs of a ~~ward's~~

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1 protected person's guardianship, including the guardian's fees
2 and the fees of the attorney for the guardian. The court
3 may, upon application, enter an order waiving payment of the
4 court costs in indigent cases. However, if the ~~ward~~ protected
5 person or ~~ward's~~ protected person's estate becomes financially
6 capable of paying any waived costs, the costs shall be paid
7 immediately.

8 Sec. ____ Section 633.676, Code 2020, is amended to read as
9 follows:

10 **633.676 Assets exhausted.**

11 At any time that the assets of the ~~ward's~~ protected person's
12 estate do not exceed the amount of the charges and claims
13 against it, the court may direct the conservator to proceed to
14 terminate the conservatorship.

15 Sec. ____ Section 633.677, Code 2020, is amended to read as
16 follows:

17 **633.677 Accounting to ~~ward~~ protected person — notice.**

18 Upon the termination of a conservatorship, the conservator
19 shall pay the costs of administration and shall render a full
20 and complete accounting to the ~~ward~~ protected person or the
21 ~~ward's~~ protected person's personal representative and to the
22 court. Notice of the final report of a conservator shall be
23 served on the ~~ward~~ protected person or the ~~ward's~~ protected
24 person's personal representative, in accordance with section
25 633.40, unless notice is waived. An order prescribing notice
26 may be made before or after the filing of the final report.

27 Sec. ____ Section 633.681, Code 2020, is amended to read as
28 follows:

29 **633.681 Assets of minor ~~ward~~ protected person exhausted.**

30 When the assets of a minor ~~ward's~~ protected person's
31 conservatorship are exhausted or consist of personal property
32 only of an aggregate value not in excess of twenty-five
33 thousand dollars, the court, upon application or upon its
34 own motion, may terminate the conservatorship. The order

35 for termination shall direct the conservator to deliver any

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1 property remaining after the payment of allowed claims and
2 expenses of administration to a custodian under any uniform
3 transfers to minors Act. Such delivery shall have the same
4 force and effect as if delivery had been made to the ~~ward~~
5 protected person after attaining majority.

6 Sec. ____ Section 633.682, Code 2020, is amended to read as
7 follows:

8 **633.682 Discharge of conservator and release of bond.**

9 Upon settlement of the final accounting of a conservator,
10 and upon determining that the property of the ~~ward~~ protected
11 person has been delivered to the person or persons lawfully
12 entitled thereto, the court shall discharge the conservator and
13 exonerate the surety on the conservator's bond.>

14 20. Title page, by striking line 1 and inserting <An Act
15 relating to the opening, administration, and termination of
16 adult and minor>

17 21. By renumbering, redesignating, and correcting internal
18 references as necessary.

DAN DAWSON

S-5083

1 Amend House File 2541, as passed by the House, as follows:

2 1. By striking page 1, line 35 through page 2, line 2 and
3 inserting <state patrol supervisors association. If the member
4 representative appointed by the Iowa sheriffs and deputies
5 association is a sheriff, a deputy sheriff from the Iowa
6 sheriffs and deputies association shall also be appointed.>

BRAD ZAUN

S-5084

1 Amend Senate File 2351 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. NEW SECTION. 715D.1 Definitions.

5 As used in this chapter, unless the context otherwise
6 requires:

7 1. "*Breach of security*" means the same as provided in
8 section 715C.1.

9 2. "*Controller*" means a person who, separately or in
10 combination with another person, determines the purpose and
11 methodology of the processing of personal data.

12 3. "*Custodian*" means a partnership, corporation, limited
13 liability company, unincorporated association, or other
14 business or nonprofit entity that possesses personal data.

- 15 “*Custodian*” does not include any of the following:
- 16 a. The state or a political subdivision of the state.
- 17 b. A partnership, corporation, limited liability company,
- 18 unincorporated association, or other business entity which is
- 19 located in the state, which is operated for profit and under
- 20 a single management, and which has either fewer than twenty
- 21 employees or an annual gross income of less than four million
- 22 dollars computed as the average of the three preceding fiscal
- 23 years.
- 24 4. “*Deidentified data*” means data that cannot reasonably be
- 25 used to infer information about, or otherwise be linked to, an
- 26 identified or identifiable individual or a device associated
- 27 with an individual, provided that the controller or processor
- 28 who possesses the data does all of the following:
- 29 a. Takes reasonable measures to ensure that the data cannot
- 30 be associated with an individual.
- 31 b. Commits to maintain and use the data only in a
- 32 deidentified fashion and does not attempt to reidentify the
- 33 data.
- 34 c. Contractually obligates recipients of the data to comply
- 35 with all provisions of this chapter.

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- 1 5. “*Geolocation data*” means information that can be used to
- 2 identify the physical location of an electronic device.
- 3 6. “*Minor*” means an individual who is less than eighteen
- 4 years of age.
- 5 7. “*Personal data*” means any information that is linked or
- 6 reasonably able to be linked to an identified or identifiable
- 7 individual. “*Personal data*” does not include deidentified
- 8 data, data that is lawfully obtained from publicly available
- 9 sources, or data that is obtained from federal, state, or local
- 10 government records lawfully made available to the general
- 11 public.
- 12 8. “*Processor*” means a person who processes personal data on
- 13 behalf of a controller.
- 14 9. “*Sensitive data*” means any of the following types of
- 15 personal data:
- 16 a. Data revealing an individual’s racial or ethnic origin,
- 17 religious beliefs, mental condition, physical condition, or
- 18 sexual orientation.
- 19 b. A minor’s personal data.
- 20 c. An individual’s geolocation data.
- 21 d. An individual’s first name or first initial and last
- 22 name in combination with any one or more of the following data
- 23 elements that relate to the individual if any of the data
- 24 elements are not encrypted, redacted, or otherwise altered by
- 25 any method or technology in such a manner that the name or
- 26 data elements are unreadable, or are encrypted, redacted, or
- 27 otherwise altered by any method or technology but the keys to
- 28 unencrypt, unredact, or otherwise read the data elements have

29 been obtained through a breach of security:
30 (1) Social security number.
31 (2) Driver's license number or other unique identification
32 number created or collected by a government body.
33 (3) Financial account number, credit card number, or debit
34 card number in combination with any required expiration date,
35 security code, access code, or password that would permit

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1 access to an individual's financial account.
2 (4) Unique electronic identifier or routing code, in
3 combination with any required security code, access code, or
4 password that would permit access to an individual's financial
5 account.
6 (5) Unique genetic or biometric data, such as a fingerprint,
7 retina or iris image, or other unique physical representation
8 or digital representation of genetic or biometric data.
9 (6) Data pertaining to the ownership or acquisition of a
10 firearm.
11 **Sec. 2. NEW SECTION. 715D.2 Personal data rights.**
12 1. An individual may request any of the following from a
13 controller or a processor:
14 a. A determination regarding whether the controller or
15 processor possesses the individual's personal data.
16 b. Copies of the individual's personal data that is in the
17 possession of the controller or processor.
18 c. Correction of the individual's personal data that is
19 in the possession of the controller or processor and that the
20 individual indicates in the request is incorrect.
21 d. Cessation of the controller or processor's sale of the
22 individual's personal data.
23 e. Cessation of the controller or processor's use of the
24 individual's personal data for purposes of targeted advertising
25 or profiling in furtherance of decisions that may result in
26 the denial of consequential services or support, such as
27 financial or lending services, housing, insurance, education
28 enrollment, criminal justice, employment opportunities, health
29 care services, and access to basic necessities, such as food
30 and water.
31 2. Within forty-five days after the receipt of a request
32 made pursuant to subsection 1, the controller or processor
33 shall provide the information or take the action requested by
34 an individual.
35 3. Notwithstanding subsection 1 or 2, a controller or

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1 processor is not required to provide the information or take
2 the action requested by an individual if the controller or
3 processor is unable to authenticate the individual's request
4 using commercially reasonable efforts. The controller or

5 processor may request additional information that is reasonably
6 necessary to authenticate such a request.

7 Sec. 3. **NEW SECTION. 715D.3 Prohibitions on certain**
8 **practices of custodians.**

9 A custodian shall not do any of the following:

10 1. Collect or use an individual's sensitive data unless the
11 custodian first obtains the individual's consent to collect or
12 use the sensitive data. An individual may withdraw the consent
13 to collect or use the individual's sensitive data at any time
14 by providing notice to the custodian.

15 2. Process personal data in violation of state or federal
16 law that prohibits discrimination against consumers.

17 Sec. 4. **NEW SECTION. 715D.4 Obligations of certain**
18 **custodians.**

19 A custodian possessing the personal data of one hundred
20 thousand or more individuals shall comply with all of the
21 following:

22 1. The custodian shall provide an accessible, clear, and
23 meaningful privacy notice that informs consumers and potential
24 consumers of all of the following:

25 a. The personal data the custodian collects.

26 b. How the custodian uses personal data in its possession.

27 c. Persons the custodian allows to access or view personal
28 data in the custodian's possession, and why the custodian
29 allows such persons to access or view the personal data.

30 d. The individual's rights under sections 715D.2 and 715D.3.

31 2. The custodian's collection and processing of personal
32 data shall be limited to the types and amounts of personal data
33 that are reasonably necessary in relation to the purpose for
34 which the personal data is collected or processed.

35 3. The custodian shall establish, implement, and maintain

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1 reasonable administrative, technical, and physical data
2 security practices to protect the confidentiality, integrity,
3 and accessibility of personal data. The custodian's data
4 security practices shall be appropriate for the volume and
5 nature of the personal data the custodian possesses.

6 4. The custodian shall conduct and document a data
7 protection assessment addressing each of the following
8 activities involving personal data:

9 a. The custodian's processing of personal data for purposes
10 of targeted advertising.

11 b. The custodian's sale of personal data.

12 c. The custodian's processing of personal data for purposes
13 of profiling where such profiling presents a reasonably
14 foreseeable risk of unfair or deceptive treatment of consumers,
15 financial injury to consumers, reputational injury to
16 consumers, an intrusion upon the private affairs of consumers
17 that would be offensive to a reasonable person, or other
18 substantial injury.

- 19 *d.* The custodian's processing of sensitive data.
20 *e.* The custodian's processing activities involving personal
21 data that present a heightened risk of harm to consumers.
22 5. The custodian shall provide to the attorney general upon
23 request the data protection assessment prepared pursuant to
24 subsection 4.
25 **Sec. 5. NEW SECTION. 715D.5 Limitations.**
26 This chapter shall not be construed to restrict or prevent
27 a controller, custodian, or processor from doing any of the
28 following:
29 1. Complying with any federal, state, or local law or
30 regulation.
31 2. Complying with a civil, criminal, or regulatory inquiry,
32 investigation, subpoena, or summons by a federal, state, or
33 local governmental authority.
34 3. Cooperating with law enforcement concerning conduct
35 or activity that the controller, custodian, or processor

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- 1 reasonably believes may violate federal, state, or local laws
2 or regulations.
3 4. Investigating, preparing for, or defining legal claims.
4 **Sec. 6. NEW SECTION. 715D.6 Enforcement.**
5 A violation of this chapter is an unlawful practice under
6 section 714.16, and all the remedies pursuant to section 714.16
7 are available for such an action.
8 **Sec. 7. NEW SECTION. 715D.7 Remedies cumulative.**
9 The rights, remedies, and prohibitions contained in this
10 chapter shall be in addition to and cumulative of any other
11 right, remedy, or prohibition accorded by common law or state
12 or federal law. This chapter shall not be construed to deny,
13 abrogate, or impair any such common law or statutory right,
14 remedy, or prohibition.
15 **Sec. 8. NEW SECTION. 715D.8 Application.**
16 This chapter shall not apply to any of the following:
17 1. A person who is subject to and complies with
18 regulations promulgated pursuant to Tit. V of the federal
19 Gramm-Leach-Bliley Act of 1999, 15 U.S.C. §6801 – 6809.
20 2. A person who is subject to and complies with regulations
21 promulgated pursuant to Tit. II, subtit. F of the federal
22 Health Insurance Portability and Accountability Act of 1996,
23 42 U.S.C. §1320d – 1320d-9, and Tit. XIII, subtit. D of the
24 federal Health Information Technology for Economic and Clinical
25 Health Act of 2009, 42 U.S.C. §17921 – 17954.>
26 2. Title page, by striking lines 1 and 2 and inserting <An
27 Act relating to personal data, including an individual's rights
28 with respect to personal data, the obligations of certain
29 persons with respect to personal data, and making penalties
30 applicable.>

S-5085

- 1 Amend the amendment, S-5079, to Senate File 2391 as follows:
- 2 1. Page 1, line 3, after <state,> by inserting <not
3 including a municipal utility,>
- 4 2. Page 1, line 11, after <29C.24.> by inserting
5 <“Critical infrastructure” includes real and personal property
6 and equipment owned or used to provide fire fighting, law
7 enforcement, medical, or other emergency services.>
- 8 3. Page 1, after line 11 by inserting:
9 <___. Page 1, line 15, after <district.> by inserting
10 <“Political subdivision” does not include a municipal utility.>>
- 11 4. Page 1, line 27, after <expend> by inserting <tax>
- 12 5. Page 1, line 35, after <expend> by inserting <tax>
- 13 6. Page 2, line 3, after <management> by inserting <
14 or when the department of homeland security and emergency
15 management determines the expenditure of tax revenue is in the
16 public interest>
- 17 7. Page 2, line 7, after <expend> by inserting <tax>
- 18 8. By renumbering, redesignating, and correcting internal
19 references as necessary.

ZACH NUNN

S-5086

- 1 Amend Senate File 2391 as follows:
- 2 1. By striking everything after the enacting clause and
3 inserting:
- 4 <Section 1. NEW SECTION. **8H.1 Requirement to report a**
5 **ransomware attack.**
- 6 If the state or a political subdivision of the state is
7 subject to a ransomware attack, the state or the political
8 subdivision shall provide notice of the ransomware attack to
9 the office of the chief information officer following discovery
10 of the ransomware attack. The notice shall be provided in
11 the most expeditious manner possible and without unreasonable
12 delay. The office of the chief information officer shall adopt
13 rules establishing notification procedures pursuant to this
14 section. For purposes of this chapter, “ransomware attack”
15 means carrying out until payment is made, or threatening to
16 carry out until payment is made, any of the following actions:
17 an act declared unlawful pursuant to section 715.4; a “breach
18 of security” as defined in section 715C.1; or the use of any
19 form of software that results in the unauthorized encryption of
20 data, the denial of access to data, the denial of access to a
21 computer, or the denial of access to a computer system.
- 22 Sec. 2. RANSOMWARE TASK FORCE.
- 23 1. The office of the chief information officer and the
24 department of homeland security and emergency management shall
25 convene a task force to meet during the 2020 legislative
26 interim to study the threat of ransomware.

- 27 2. The voting members of the task force shall consist
 28 of representatives of the office of the chief information
 29 officer, the department of homeland security and emergency
 30 management, the department of administrative services,
 31 political subdivisions, school boards, municipal utilities,
 32 county associations, city associations, the Iowa association of
 33 school boards, the university of Iowa hospitals and clinics,
 34 and Broadlawns medical center.
 35 3. Four legislative members shall be appointed as ex

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- 1 officio, nonvoting members with one member to be appointed by
 2 each of the following: the majority leader of the senate,
 3 the minority leader of the senate, the speaker of the house
 4 of representatives, and the minority leader of the house of
 5 representatives. A representative from the office of the
 6 governor shall serve as a fifth ex officio, nonvoting member.
 7 4. The task force shall study issues related to ransomware
 8 and how to best mitigate the risks associated with ransomware.
 9 The task force shall submit a report, including findings and
 10 recommendations for policy changes, to the general assembly by
 11 December 31, 2020.>
 12 2. Title page, by striking lines 1 through 3 and inserting
 13 <An Act relating to ransomware attacks in connection with the
 14 state and political subdivisions of the state.>
 15 3. By renumbering as necessary.

ERIC GIDDENS

S-5087

HOUSE AMENDMENT TO
 SENATE FILE 2097

- 1 Amend Senate File 2097, as passed by the Senate, as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 709.9, Code 2020, is amended to read as
 5 follows:
 6 **709.9 Indecent exposure — ~~masturbation~~.**
 7 1. A person who exposes the person's genitals or ~~pubes~~ pubic
 8 ~~area~~ to another not the person's spouse, or who commits a sex
 9 act in the presence of or view of a third person, commits a
 10 serious misdemeanor; if ~~all of the following apply~~:
 11 ~~1. a.~~ The person does so to arouse or satisfy the sexual
 12 desires of either party; ~~and~~
 13 ~~2. b.~~ The person knows or reasonably should know that the
 14 act is offensive to the viewer.
 15 2. ~~a.~~ A person who masturbates in public in the presence of
 16 ~~another, not a child, commits a serious misdemeanor.~~
 17 ~~b.~~ A person who masturbates in public in the presence of a

18 child commits an aggravated misdemeanor.
 19 c. For the purpose of this subsection, “masturbate” means
 20 physical stimulation of a person’s own genitals or pubic area
 21 for the purpose of sexual gratification or arousal of the
 22 person, regardless of whether the genitals or pubic area is
 23 exposed or covered.>
 24 2. Title page, line 1, after <exposure> by inserting <,
 25 providing penalties,>

S-5088

1 Amend House File 2238, as passed by the House, as follows:
 2 1. Page 1, by striking lines 13 through 17 and inserting:
 3 <Sec. ____ Section 331.301, Code 2020, is amended by adding
 4 the following new subsection:
 5 NEW SUBSECTION. 18. A county shall not adopt or enforce
 6 an ordinance, motion, resolution, or amendment imposing any
 7 requirement to obtain a permit or license, or pay a fee, for an
 8 eligible business operated on an occasional basis for no more
 9 than eighty-nine days in a calendar year by a person or persons
 10 under the age of eighteen. For purposes of this subsection,
 11 “*eligible business*” means an on-site transactional business
 12 traditionally operated exclusively by a person or persons under
 13 the age of eighteen, including a stand operated by a minor
 14 as defined in section 137F.1, that a person or persons under
 15 the age of eighteen is not otherwise prohibited by law from
 16 operating.
 17 Sec. ____ Section 364.3, Code 2020, is amended by adding the
 18 following new subsection:
 19 NEW SUBSECTION. 13. A city shall not adopt or enforce
 20 an ordinance, motion, resolution, or amendment imposing any
 21 requirement to obtain a permit or license, or pay a fee, for an
 22 eligible business operated on an occasional basis for no more
 23 than eighty-nine days in a calendar year by a person or persons
 24 under the age of eighteen. For purposes of this subsection,
 25 “*eligible business*” means an on-site transactional business
 26 traditionally operated exclusively by a person or persons under
 27 the age of eighteen, including a stand operated by a minor
 28 as defined in section 137F.1, that a person or persons under
 29 the age of eighteen is not otherwise prohibited by law from
 30 operating.
 31 Sec. ____ EFFECTIVE DATE. This Act, being deemed of
 32 immediate importance, takes effect upon enactment.>
 33 2. Title page, line 1, by striking <foods sold> and
 34 inserting <certain businesses operated>
 35 3. Title page, line 1, after <minors> by inserting <and

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- 1 including effective date provisions>
- 2 4. By renumbering as necessary.

COMMITTEE ON STATE GOVERNMENT
ROBY SMITH, Chair

S-5089

- 1 Amend Senate File 2364 as follows:

- 2 1. By striking everything after the enacting clause and
- 3 inserting:

<DIVISION I

PUBLIC CONSTRUCTION BIDDING REQUIREMENTS

- 6 Section 1. Section 26.2, subsection 3, paragraph b,
- 7 subparagraph (5), Code 2020, is amended to read as follows:

8 (5) Construction or repair or maintenance work performed
9 for a city utility under chapter 388 when such work is
10 performed by its employees or performed for a rural water
11 district under chapter 357A by its employees when such work
12 relates to existing utility infrastructure or establishing
13 connections to existing utility infrastructure. For purposes
14 of this subparagraph, "utility infrastructure" includes
15 facilities used for the storage, collection, disposal,
16 treatment, generation, transmission, or distribution of water,
17 sewage, waste, electricity, gas, or telecommunications service.

- 18 Sec. 2. Section 26.2, subsection 3, paragraph b, Code 2020,
- 19 is amended by adding the following new subparagraph:

20 **NEW SUBPARAGRAPH.** (6) Construction or repair or
21 maintenance work performed for a rural water district under
22 chapter 357A by its employees.

- 23 Sec. 3. Section 26.4, Code 2020, is amended to read as
- 24 follows:

25 **26.4 Exemptions from competitive bids and quotations**
26 **Architectural and engineering services — exemptions —**
27 **prohibitions.**

- 28 1. Architectural, landscape architectural, or engineering
- 29 design services procured for a public improvement are not
- 30 subject to sections 26.3 and 26.14.

31 2. Fee-based selection of an architect, landscape
32 architect, or engineer for a public improvement shall be
33 prohibited.

- 34 Sec. 4. Section 262.34, Code 2020, is amended by adding the
- 35 following new subsection:

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- 1 **NEW SUBSECTION.** 6. Notwithstanding any provision of this
- 2 chapter to the contrary, the state board of regents shall
- 3 not be authorized to enter into a design-build contract to
- 4 construct, repair, or improve buildings or grounds. For

5 purposes of this subsection, “*design-build contract*” means
6 a single contract providing for both design services and
7 construction services that may include maintenance, operations,
8 preconstruction, and other related services.

9 Sec. 5. **EFFECTIVE DATE.** The following, being deemed of
10 immediate importance, takes effect upon enactment:

11 The section of this division of this Act amending section
12 262.34.

13 Sec. 6. **APPLICABILITY.** The section of this division of
14 this Act amending section 262.34 does not apply to projects
15 using design-build if an architect has entered into a contract
16 to work with the state board of regents on a project using
17 design-build prior to the effective date of the section of this
18 division of this Act amending section 262.34.

19 DIVISION II

20 GUARANTEED MAXIMUM PRICE CONTRACTS

21 Sec. 7. **NEW SECTION. 26A.1 Definitions.**

22 As used in this chapter, unless the context clearly
23 indicates otherwise:

24 1. “*Construction manager-at-risk*” means a sole
25 proprietorship, partnership, corporation, or other legal entity
26 that assumes the risk for the construction, rehabilitation,
27 alteration, or repair of a project and provides consultant
28 services to the government entity in the development and design
29 phases, working collaboratively with the design professionals
30 involved.

31 2. “*General conditions*” means work which will not be
32 incorporated into the completed project. This work includes
33 but is not limited to job site cleaning and temporary
34 structures.

35 3. “*Governmental entity*” means the state, political

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1 subdivisions of the state, public school corporations, and all
2 officers, boards, or commissions empowered by law to enter
3 into contracts for the construction of public improvements,
4 including the state board of regents.

5 4. “*Guaranteed maximum price contract*” means the agreed
6 to fixed or guaranteed maximum price pursuant to a contract
7 entered into by the construction manager-at-risk and the
8 governmental entity.

9 5. “*Public improvement*” means as defined in section 26.2.

10 6. “*Repair or maintenance work*” means as defined in section
11 26.2.

12 7. “*Self-perform*” means work that is executed by
13 the construction manager-at-risk without the use of a
14 subcontractor. Electrical, mechanical, fire suppression, and
15 plumbing work may not be self-performed.

16 Sec. 8. **NEW SECTION. 26A.2 Authorization.**

17 Notwithstanding any other law to the contrary, a
18 governmental entity shall be authorized to enter into a

19 guaranteed maximum price contract for the construction of a
20 public improvement pursuant to this chapter.
21 Sec. 9. NEW SECTION. 26A.3 Guaranteed maximum price
22 contract — process.
23 1. A governmental entity shall publicly disclose the
24 governmental entity's intent to enter into a guaranteed
25 maximum price contract and the governmental entity's selection
26 criteria at least fourteen days prior to publishing a request
27 for statements of qualifications. Public disclosure shall
28 be in a relevant contractor plan room service with statewide
29 circulation, a relevant construction lead generating service
30 with statewide circulation, and on an internet site sponsored
31 by either a governmental entity or a statewide association that
32 represents the governmental entity.
33 2. The governmental entity shall select or designate an
34 engineer licensed under chapter 542B, a landscape architect
35 licensed under chapter 544B, or an architect licensed

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1 under chapter 544A by utilizing a quality-based selection
2 process. Fee-based selection of the engineer, landscape
3 architect, or architect shall be prohibited. The engineer,
4 landscape architect, or architect selected or designated by
5 the government entity under this subsection shall have the
6 responsibility of preparing construction documents for the
7 project and shall review the construction for conformance with
8 design intent.
9 3. a. (1) The governmental entity shall prepare a request
10 for statements of qualifications. The request shall include
11 general information on the project site, project scope,
12 schedule, selection criteria, and the time and place for
13 receipt of statements of qualifications. Selection criteria
14 and general information included in the request for statements
15 of qualifications may be developed in coordination with
16 the engineer, landscape architect, or architect selected or
17 designated by the governmental entity as provided under this
18 section.
19 (2) Selection criteria may include the contractor's
20 experience undertaking projects of similar size and scope
21 in either the public or private sector, past performance,
22 safety record, proposed personnel, and proposed methodology.
23 Selection criteria shall include experience in both the public
24 and the private sector. Selection criteria shall not include
25 specific delivery methods, including guaranteed maximum price
26 projects. In addition, selection criteria shall not include
27 training, testing, or other certifications that may only
28 be obtained through organized labor affiliations or other
29 limited-membership organizations.
30 (3) A request for statements of qualifications under this
31 subsection shall be subject to the requirements of section
32 73A.28. In addition, a governmental entity shall not by

33 ordinance, rule, or any other action relating to the request
34 for qualifications stipulate criteria that would directly
35 or indirectly restrict the selection of a construction

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1 manager-at-risk to any predetermined class of providers based
2 on labor organization affiliation or any other criteria other
3 than that allowed pursuant to this paragraph.
4 **b.** The request for statements of qualifications shall be
5 posted not less than thirteen and not more than forty-five days
6 before the date for response in a relevant contractor plan room
7 service with statewide circulation, in a relevant construction
8 lead generating service with statewide circulation, and on an
9 internet site sponsored by either a governmental entity or a
10 statewide association that represents the governmental entity.
11 If circumstances beyond the control of the governmental
12 entity require postponement and there are no changes to the
13 project's contract documents, a notice of the revised date
14 shall be posted not less than four and not more than forty-five
15 days before the revised date for answering the request for
16 proposals and statements of qualifications in a relevant
17 contractor plan room service with statewide circulation, in a
18 relevant construction lead generating service with statewide
19 circulation, and on an internet site sponsored by either a
20 government entity or a statewide association that represents
21 the governmental entity.
22 **c.** The governmental entity shall receive, publicly open, and
23 read aloud the names of the contractors submitting statements
24 of qualifications. Within forty-five days after the date of
25 opening the statements of qualifications submissions, the
26 governmental entity shall evaluate each proposal or statement
27 of qualifications submission in relation to the criteria set
28 forth in the request.
29 **4. a.** After considering the statements of qualifications,
30 the governmental entity shall issue a request for proposals
31 to each contractor who meets the qualifications which shall
32 include selection and evaluation criteria. Each contractor
33 issued a request for proposals shall be permitted to submit
34 a proposal and each proposal submitted shall include the
35 construction manager-at-risk's proposed fees. The request

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1 for proposals shall be subject to the requirements of section
2 73A.28 and the same limitations applied to selection criteria
3 for the request for statements of qualifications in this
4 chapter.
5 **b.** The governmental entity shall receive, publicly open, and
6 read aloud the names of the contractors submitting proposals.
7 Within forty-five days after the date of opening the proposals,
8 the governmental entity shall evaluate and rank each proposal

9 in relation to the criteria set forth in the applicable
10 request.

11 c. The governmental entity or its representative shall
12 select the construction manager-at-risk that submits the
13 proposal that offers the best value for the governmental
14 entity based on the published selection criteria and on
15 its ranking evaluation. The governmental entity shall
16 first attempt to negotiate a contract with the selected
17 construction manager-at-risk. If the governmental entity
18 is unable to negotiate a satisfactory contract with the
19 selected construction manager-at-risk, the governmental entity
20 shall, formally and in writing, end negotiations with that
21 construction manager-at-risk and proceed to negotiate with the
22 next construction manager-at-risk in the order of the selection
23 ranking until a contract is reached or negotiations with all
24 ranked construction managers-at-risk end.

25 d. The governmental entity shall make available to the
26 public the final scoring and ranking evaluation of the request
27 for proposals received.

28 5. a. If the estimated total cost of trade contract work
29 and materials packages is in excess of the adjusted competitive
30 bid threshold established in section 314.1B, the construction
31 manager-at-risk shall advertise for competitive bids, receive
32 bids, prepare bid analyses, and award contracts to qualified
33 firms on trade contract work and materials packages in
34 accordance with all of the following:

35 (1) The construction manager-at-risk shall prepare a

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1 request for statements of qualifications. The request shall
2 include general information on the project site, project
3 scope, schedule, selection criteria, and the time and place
4 for receipt of statements of qualifications. The construction
5 manager-at-risk shall provide public notice of the request for
6 statements of qualifications in a relevant contractor plan room
7 service with statewide circulation, a relevant construction
8 lead generating service with statewide circulation, and on an
9 internet site sponsored by either a governmental entity or a
10 statewide association that represents the governmental entity.
11 The request for statements of qualifications shall be posted
12 not less than thirteen and not more than forty-five days before
13 the date for response.

14 (2) (a) The construction manager-at-risk shall utilize
15 objective prequalification criteria in the request for
16 statements of qualifications. All firms who meet the
17 objective prequalification criteria as a qualified firm
18 shall be allowed to submit a bid for the relevant trade
19 contract work and materials package. Upon determining which
20 firms meet the prequalification criteria, the construction
21 manager-at-risk shall notify all firms who responded to the
22 request for qualifications whether they successfully meet the

23 prequalification criteria. The notification shall include a
24 list of all firms who were deemed to have successfully met the
25 prequalification criteria. Notification shall be given no
26 less than fifteen days prior to the subcontractor bids being
27 due. Subcontractors who failed to meet the prequalification
28 standards shall also be provided with information regarding
29 which prequalification criteria were not met. In addition,
30 a firm that is prequalified with the state department of
31 transportation pursuant to section 314.1 shall be considered
32 to meet the objective prequalification criteria as a qualified
33 firm and shall be allowed to submit a bid for purposes of work
34 related to parking lots, streets, site development, or bridge
35 structure components.

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1 (b) Prequalification criteria shall be limited to a
2 firm's experience as a contractor, capacity of key personnel,
3 technical competence, capability to perform, the past
4 performance of the firm and the firm's employees to include
5 the firm's safety record and compliance with state and federal
6 law, and availability to and familiarity with the location of
7 the project subject to bid. Prequalification criteria shall
8 be reasonably and materially related to the relevant trade
9 contract work and materials package. The prequalification
10 criteria shall not include training, testing, or other
11 certifications that may only be obtained through organized
12 labor affiliated organizations or other limited-membership
13 organizations.

14 (3) The governmental entity and the construction
15 manager-at-risk shall participate in the bid review and
16 evaluation process. The governmental entity and the
17 construction manager-at-risk shall open, announce the name
18 of the contractor submitting a bid, and file all proposals
19 received, at the time and place specified in the notice to
20 bidders. After the bids have been opened, reviewed, and
21 tabulated, the contracts shall be awarded to the lowest
22 responsive, responsible bidder. All awards and bids shall be
23 made available to the public.

24 (4) Notwithstanding any other provisions of this paragraph
25 to the contrary, the construction manager-at-risk may
26 self-perform work for a trade package that is below the
27 adjusted competitive bid threshold established in section
28 314.1B. If a trade package is in excess of the adjusted
29 competitive bid threshold established in section 314.1B, the
30 construction manager-at-risk shall notify the governmental
31 entity in writing of its intent to submit a bid proposal for
32 a trade package. In submission of a bid, the construction
33 manager-at-risk shall comply with the requirements of this
34 paragraph. The governmental entity shall receive the bids,
35 participate in, and provide oversight of all bid analyses

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1 pertinent to the award of subcontracts or rejection of bids on
2 any trade package for which the construction manager-at-risk
3 submits a bid to self-perform. Where the construction
4 manager-at-risk is not the apparent low bidder, the government
5 shall be responsible for determining whether a recommendation
6 of award to the construction manager-at-risk is in the best
7 interests of the project. A construction manager-at-risk shall
8 not be required to comply with bidding requirements for general
9 conditions as provided in the contract with the governmental
10 entity. If the construction manager-at-risk self-performs
11 the construction work, it shall adhere to any agreement it
12 may have with one or more labor organizations. However, the
13 construction manager-at-risk shall not be obligated to adhere
14 to any terms and conditions of any labor agreement with one or
15 more labor organizations for those trade contracts that are
16 not self-performed by the construction manager-at-risk for the
17 public improvement, and such terms shall be deemed void and
18 unenforceable.

19 b. If a selected trade contractor materially defaults in
20 the performance of its work or fails to execute a contract,
21 the construction manager-at-risk may, without advertising,
22 fulfill the contract requirements or select a replacement trade
23 contractor to fulfill the contract requirements.

24 Sec. 10. NEW SECTION. 26A.4 Prohibited contracts.

25 1. Notwithstanding any other provision of law to the
26 contrary, a governmental entity shall not be authorized
27 to enter into a design-build contract for the construction
28 of a public improvement. For purposes of this subsection,
29 “*design-build contract*” means a single contract providing for
30 both design services and construction services that may include
31 maintenance, operations, preconstruction, and other related
32 services.

33 2. A governmental entity shall not be authorized to
34 enter into a guaranteed maximum price contract for public
35 improvements relating to highway, bridge, or culvert

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1 construction.>

2 2. Title page, line 4, after <sector> by inserting <and
3 including effective date and applicability provisions>

ROBY SMITH

S-5090

1 Amend Senate File 2322 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 692A.101, subsection 1, paragraph a,

5 Code 2020, is amended by adding the following new subparagraph:

6 NEW SUBPARAGRAPH. (9) Continuous sexual abuse of a child
7 in violation of section 709.23.

8 Sec. 2. Section 692A.101, subsection 2, paragraph a, Code

9 2020, is amended by adding the following new subparagraph:

10 NEW SUBPARAGRAPH. (4) Continuous sexual abuse of a child
11 in violation of section 709.23.

12 Sec. 3. Section 692A.102, subsection 1, paragraph c, Code

13 2020, is amended by adding the following new subparagraph:

14 NEW SUBPARAGRAPH. (013) Continuous sexual abuse of a child
15 in violation of section 709.23.

16 Sec. 4. NEW SECTION. **709.23 Continuous sexual abuse of a**
17 **child.**

18 1. A person eighteen years of age or older commits
19 continuous sexual abuse of a child when the person engages
20 in any combination of three or more acts of sexual abuse in
21 violation of section 709.3 or 709.4, with the same child, and
22 at least thirty days have elapsed between the first and last
23 acts of sexual abuse.

24 2. A person who commits continuous sexual abuse of a
25 child is, upon conviction, guilty of a class "B" felony.
26 Notwithstanding section 902.9, subsection 1, paragraph "b", a
27 person convicted of a violation of this subsection involving
28 any combination of three or more acts of sexual abuse that
29 includes a violation of section 709.3 or 709.4 shall be
30 confined for no more than fifty years.

31 3. If a jury is the trier of fact, members of the jury must
32 unanimously agree that three or more acts of sexual abuse in
33 violation of section 709.3 or 709.4 were committed with the
34 same child and at least thirty days have elapsed between the
35 first and last acts of sexual abuse. The jury does not need

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1 to unanimously agree which specific acts were committed or the
2 exact date when those acts were committed.

3 4. Any other sexual abuse offense involving the same child
4 shall not be charged in the same proceeding as a charge under
5 this section unless the other sexual abuse offense occurred
6 outside of the time period charged under this section or the
7 other sexual abuse offense is charged in the alternative.

8 5. A person shall be charged with only one count under this
9 section unless more than one child is involved in the offense.
10 If more than one child is involved, a separate count may be
11 charged for each child.

12 6. Each act of sexual abuse committed under section 709.3
13 or 709.4 shall be considered a lesser included offense to the
14 crime of continuous sexual abuse of a child under this section.

15 Sec. 5. Section 902.14, subsection 1, Code 2020, is amended
16 by adding the following new paragraph:

17 NEW PARAGRAPH. d. Continuous sexual abuse of a child in
18 violation of section 709.23.

19 Sec. 6. Section 903B.10, subsection 3, Code 2020, is amended
20 by adding the following new paragraph:
21 NEW PARAGRAPH. j. Continuous sexual abuse of a child in
22 violation of section 709.23.>

ZACH NUNN

S-5091

1 Amend Senate File 2363 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 96.5, Code 2020, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 14. *Marijuana or controlled substance use in*
7 *the workplace — disqualified.*
8 a. For purposes of this subsection, unless the context
9 otherwise requires:
10 (1) “Controlled substance” means the same as defined in
11 section 124.101.
12 (2) “Marijuana” means the same as defined in section 124E.2.
13 b. If the department finds that the individual became
14 separated from employment due to ingesting marijuana in the
15 workplace, working while under the influence of marijuana, or
16 testing positive for any other controlled substance, for which
17 the individual did not have a current prescription or which the
18 individual was otherwise using unlawfully, under a drug testing
19 policy pursuant to section 730.5 or any other procedures
20 provided by federal statutes, federal regulations, or orders
21 issued pursuant to federal law.
22 c. A disqualification under this subsection shall continue
23 until the individual has worked in and has been paid wages for
24 insured work equal to ten times the individual’s weekly benefit
25 amount, provided the individual is otherwise eligible.
26 Sec. 2. Section 124E.2, subsection 2, paragraph i, Code
27 2020, is amended to read as follows:
28 i. ~~Untreatable~~ Chronic pain.
29 Sec. 3. Section 124E.2, subsection 2, Code 2020, is amended
30 by adding the following new paragraphs:
31 NEW PARAGRAPH. j. Severe, intractable autism with
32 self-injurious or aggressive behaviors.
33 NEW PARAGRAPH. k. Post-traumatic stress disorder.
34 Sec. 4. Section 124E.2, subsections 5 and 6, Code 2020, are
35 amended to read as follows:

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1 5. “Health care practitioner” means an individual licensed
2 under chapter 148 to practice medicine and surgery or
3 osteopathic medicine and surgery, a physician assistant
4 licensed under chapter 148C, an advanced registered nurse
5 practitioner licensed under chapter 152, or an advanced

6 practice registered nurse under chapter 152E, who is a
7 patient's primary care provider or a podiatrist licensed
8 pursuant to chapter 149. ~~"Health care practitioner" shall not~~
9 ~~include a physician assistant licensed under chapter 148C or~~
10 ~~an advanced registered nurse practitioner licensed pursuant to~~
11 ~~chapter 152 or 152E.~~

12 6. "Medical cannabidiol" means any pharmaceutical
13 grade cannabinoid found in the plant *Cannabis sativa* L. or
14 *Cannabis indica* or any other preparation thereof ~~that has~~
15 ~~a tetrahydrocannabinol level of no more than three percent~~
16 ~~and~~ that is delivered in a form recommended by the medical
17 cannabidiol board, approved by the board of medicine, and
18 adopted by the department pursuant to rule.

19 Sec. 5. Section 124E.2, Code 2020, is amended by adding the
20 following new subsections:

21 NEW SUBSECTION. 4A. "Employee" means a natural person who
22 is employed in this state for wages by an employer.

23 NEW SUBSECTION. 4B. "Employer" means a person who in this
24 state employs for wages an employee.

25 NEW SUBSECTION. 5A. "Laboratory" means the state hygienic
26 laboratory at the university of Iowa in Iowa City or any other
27 independent medical cannabidiol testing facility accredited
28 to standard ISO/IEC 17025 by an international organization
29 for standards-approved accrediting body, with a controlled
30 substance registration certificate from the United States drug
31 enforcement administration and a certificate of registration
32 from the board of pharmacy. For the purposes of this chapter,
33 an independent laboratory is a laboratory operated by an
34 entity that has no equity ownership in a medical cannabidiol
35 manufacturer.

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1 NEW SUBSECTION. 5B. "Marijuana" means any derivative of
2 marijuana including but not limited to medical cannabidiol.

3 NEW SUBSECTION. 7A. "Total tetrahydrocannabinol"
4 means eighty-seven and seven-tenths percent of the
5 amount of tetrahydrocannabinolic acid plus the amount of
6 tetrahydrocannabinol.

7 Sec. 6. Section 124E.4, subsection 1, unnumbered paragraph
8 1, Code 2020, is amended to read as follows:

9 Subject to subsection 7, the department may ~~approve the~~
10 ~~issuance of issue~~ a medical cannabidiol registration card ~~by~~
11 ~~the department of transportation~~ to a patient who:

12 Sec. 7. Section 124E.4, subsection 1, paragraph d,
13 unnumbered paragraph 1, Code 2020, is amended to read as
14 follows:

15 Submits an application to the department, on a form created
16 by the department, ~~in consultation with the department of~~
17 ~~transportation~~, that contains all of the following:

18 Sec. 8. Section 124E.4, subsection 1, paragraph f, Code
19 2020, is amended by striking the paragraph.

20 Sec. 9. Section 124E.4, subsection 2, unnumbered paragraph
21 1, Code 2020, is amended to read as follows:

22 A medical cannabidiol registration card issued to a patient
23 by the department ~~of transportation~~ pursuant to subsection 1
24 shall contain, at a minimum, all of the following:

25 Sec. 10. Section 124E.4, subsection 2, paragraph b, Code
26 2020, is amended by striking the paragraph.

27 Sec. 11. Section 124E.4, subsection 3, unnumbered paragraph
28 1, Code 2020, is amended to read as follows:

29 For a patient in a primary caregiver's care, subject to
30 subsection 7, the department may ~~approve the issuance of issue~~
31 a medical cannabidiol registration card ~~by the department of~~
32 ~~transportation~~ to the primary caregiver who:

33 Sec. 12. Section 124E.4, subsection 3, paragraph b,
34 unnumbered paragraph 1, Code 2020, is amended to read as
35 follows:

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1 Submits an application to the department, on a form created
2 by the department, ~~in consultation with the department of~~
3 ~~transportation~~, that contains all of the following:

4 Sec. 13. Section 124E.4, subsection 3, paragraph c, Code
5 2020, is amended by striking the paragraph.

6 Sec. 14. Section 124E.4, subsection 4, unnumbered paragraph
7 1, Code 2020, is amended to read as follows:

8 A medical cannabidiol registration card issued by the
9 department ~~of transportation~~ to a primary caregiver pursuant to
10 subsection 3 shall contain, at a minimum, all of the following:

11 Sec. 15. Section 124E.4, subsection 4, paragraph b, Code
12 2020, is amended by striking the paragraph.

13 Sec. 16. Section 124E.4, subsection 6, Code 2020, is amended
14 by striking the subsection.

15 Sec. 17. Section 124E.5, subsections 2 and 6, Code 2020, are
16 amended to read as follows:

17 2. The medical cannabidiol board shall convene at least
18 twice ~~but no more than four times~~ per year.

19 6. ~~The medical cannabidiol board may recommend a statutory~~
20 ~~revision to the definition of medical cannabidiol contained in~~
21 ~~this chapter that increases the tetrahydrocannabinol level to~~
22 ~~more than three percent, however, any such recommendation shall~~
23 ~~be submitted to the general assembly during the regular session~~
24 ~~of the general assembly following such submission.~~ The general
25 assembly shall have the sole authority to revise the definition
26 of medical cannabidiol for purposes of this chapter.

27 Sec. 18. Section 124E.6, subsection 4, Code 2020, is amended
28 by striking the subsection and inserting in lieu thereof the
29 following:

30 4. A medical cannabidiol manufacturer shall contract with
31 a laboratory to perform spot-check testing of the medical
32 cannabidiol produced by the medical cannabidiol manufacturer
33 as provided in section 124E.7. The department shall require

34 that the laboratory report testing results to the medical
35 cannabidiol manufacturer and the department as determined by

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1 the department by rule. If a medical cannabidiol manufacturer
2 contracts with a laboratory other than the state hygienic
3 laboratory at the university of Iowa in Iowa City, the
4 department shall approve the laboratory to perform testing
5 pursuant to this chapter.

6 Sec. 19. Section 124E.7, subsection 1, Code 2020, is amended
7 by striking the subsection and inserting in lieu thereof the
8 following:

9 1. A medical cannabidiol manufacturer shall contract with
10 a laboratory to perform spot-check testing of the medical
11 cannabidiol produced by the medical cannabidiol manufacturer as
12 to content, contamination, and consistency. The cost of all
13 laboratory testing shall be paid by the medical cannabidiol
14 manufacturer.

15 Sec. 20. Section 124E.9, Code 2020, is amended by adding the
16 following new subsections:

17 NEW SUBSECTION. 13. A medical cannabidiol dispensary
18 shall employ a pharmacist or pharmacy technician licensed or
19 registered pursuant to chapter 155A for the purpose of making
20 dosing recommendations.

21 NEW SUBSECTION. 14. A medical cannabidiol dispensary shall
22 not dispense more than a combined total of four and one-half
23 grams of total tetrahydrocannabinol to a patient and the
24 patient's primary caregiver in a ninety-day period, except as
25 provided in subsection 15.

26 NEW SUBSECTION. 15. A medical cannabidiol dispensary
27 may dispense more than a combined total of four and one-half
28 of total tetrahydrocannabinol to a patient and the patient's
29 primary caregiver in a ninety-day period if any of the
30 following apply:

31 a. The health care practitioner who certified the patient to
32 receive a medical cannabidiol registration card certifies that
33 patient's debilitating medical condition is a terminal illness
34 with a life expectancy of less than one year. A certification
35 issued pursuant to this paragraph shall include a total

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1 tetrahydrocannabinol cap deemed appropriate by the patient's
2 health care practitioner.

3 b. The health care practitioner who certified the patient to
4 receive a medical cannabidiol registration card certifies that
5 the patient has participated in the medical cannabidiol program
6 and that the health care practitioner has determined that four
7 and one-half of total tetrahydrocannabinol in a ninety-day
8 period is insufficient to treat the patient's debilitating
9 medical condition. A certification issued pursuant to this

10 paragraph shall include a total tetrahydrocannabinol cap deemed
11 appropriate by the patient's health care practitioner.

12 Sec. 21. Section 124E.11, subsection 1, paragraph b,
13 subparagraph (1), subparagraph divisions (a) and (c), Code
14 2020, are amended to read as follows:

15 (a) To authorized employees or agents of the department ~~and~~
16 ~~the department of transportation~~ as necessary to perform the
17 duties of the department ~~and the department of transportation~~
18 pursuant to this chapter.

19 (c) To authorized employees of a medical cannabidiol
20 dispensary, but only for the ~~purpose~~ purposes of verifying that
21 a person is lawfully in possession of a medical cannabidiol
22 registration card issued pursuant to this chapter ~~and that a~~
23 person has not purchased total tetrahydrocannabinol in excess
24 of the amount authorized by this chapter.

25 Sec. 22. Section 124E.11, subsection 1, paragraph b,
26 subparagraph (1), Code 2020, is amended by adding the following
27 new subparagraph division:

28 NEW SUBPARAGRAPH DIVISION. (e) To a health care
29 practitioner for the purpose of determining whether a patient
30 seeking a written certification pursuant to section 124E.3 has
31 already received a written certification from another health
32 care practitioner.

33 Sec. 23. Section 124E.12, subsection 7, Code 2020, is
34 amended to read as follows:

35 7. Notwithstanding any law to the contrary, the department,

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1 ~~the department of transportation~~, the governor, or any employee
2 of any state agency shall not be held civilly or criminally
3 liable for any injury, loss of property, personal injury, or
4 death caused by any act or omission while acting within the
5 scope of office or employment as authorized under this chapter.

6 Sec. 24. NEW SECTION. 124E.20 Observational effectiveness
7 study.

8 The department may conduct an observational effectiveness
9 study in cooperation with patients and health care
10 practitioners and pursuant to rules of the department in order
11 to study the effectiveness of medical cannabidiol in the
12 treatment of debilitating medical conditions.

13 Sec. 25. NEW SECTION. 124E.21 Employer regulation of
14 marijuana use.

15 1. Nothing in this chapter shall require an employer
16 to permit or accommodate the use, consumption, possession,
17 transfer, display, transportation, distribution, sale, or
18 growing of marijuana in the workplace.

19 2. Nothing in this chapter shall prohibit an employer from
20 implementing policies restricting the use of marijuana by
21 employees for the purpose of promoting workplace health and
22 safety.

23 3. Nothing in this chapter shall prohibit an employer

24 from including in a contract with an employee a provision
25 prohibiting the use of marijuana.
26 4. Nothing in this chapter shall prohibit an employer
27 from establishing and enforcing a zero-tolerance drug policy
28 or a drug-free workplace by use of a drug testing policy in
29 accordance with section 730.5 or any other procedures provided
30 by federal statutes, federal regulations, or orders issued
31 pursuant to federal law.
32 Sec. 26. NEW SECTION. 124E.22 Regulation of marijuana
33 use by government medical assistance programs, private health
34 insurers, and other entities.
35 Nothing in this chapter shall require a government

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1 medical assistance program, private health insurer, workers'
2 compensation carrier, or self-insured employer providing
3 workers' compensation benefits to reimburse a person for costs
4 associated with the medical use of marijuana.
5 Sec. 27. NEW SECTION. 124E.23 Regulation of marijuana use
6 on property.
7 Nothing in this chapter shall require a person that owns,
8 occupies, or controls a property to allow the use, consumption,
9 possession, transfer, display, transportation, distribution,
10 sale, or growing of marijuana on or in that property.
11 Sec. 28. NEW SECTION. 124E.24 Limitation of liability.
12 Nothing in this chapter shall create any claim, cause of
13 action, sanction, or penalty, for discrimination or under
14 any other theory of liability, under chapter 216 or any
15 other provision of law, based on an act, omission, policy, or
16 contractual provision permissible under this chapter including
17 but not limited to refusing to hire, discharging, disciplining,
18 discriminating, retaliating, or otherwise taking any adverse
19 employment action against a person with respect to hiring,
20 tenure, or any terms, conditions, or privileges of employment.
21 Sec. 29. NEW SECTION. 124E.25 Cannabis-derived products
22 — exemption.
23 This chapter shall not apply to any cannabis-derived
24 investigational product or cannabis-derived product approved as
25 a prescription drug medication by the United States food and
26 drug administration.
27 Sec. 30. NEW SECTION. 124E.26 Applicability.
28 The provisions of this chapter apply notwithstanding any
29 other provision of law to the contrary.
30 Sec. 31. PROTECTION OF FEDERAL FUNDING. The department
31 of public health shall request guarantees from the agencies
32 of the federal government providing funding to educational
33 and long-term care facilities that facilities with policies
34 allowing patients to possess medical cannabidiol on the grounds
35 of the facilities consistent with chapter 124E or allowing

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- 1 facility staff to administer medical cannabidiol to a patient
- 2 shall not lose eligibility for any federal funding due to such
- 3 policies.
- 4 Sec. 32. TRANSITION PROVISIONS. A medical cannabidiol
- 5 registration card issued prior to July 1, 2020, remains
- 6 effective and continues in effect as issued for the
- 7 twelve-month period following its issuance.>
- 8 2. Title page, by striking lines 1 and 2 and inserting <An
- 9 Act concerning the medical cannabidiol Act and marijuana.>

BRAD ZAUN

S-5092

- 1 Amend the amendment, S-5089, to Senate File 2364 as follows:
- 2 1. By striking page 1, line 34, through page 2, line 18.
- 3 2. Page 9, line 26, after <entity> by inserting <, excluding
- 4 the state board of regents,>
- 5 3. Page 10, by striking lines 2 and 3.
- 6 4. By renumbering as necessary.

ZACH WAHLS
TODD TAYLOR
KEVIN KINNEY
JOE BOLKCOM
WILLIAM A. DOTZLER, JR.
CLAIRE CELSI
ERIC GIDDENS
LIZ MATHIS

S-5093

- 1 Amend the amendment, S-5089, to Senate File 2364 as follows:
- 2 1. Page 4, by striking lines 26 through 29 and inserting
- 3 <projects.>
- 4 2. By striking page 4, line 32, through page 5, line 3, and
- 5 inserting <70A.28.>
- 6 3. Page 8, line 9, by striking <The prequalification>
- 7 4. Page 8, by striking lines 10 through 13.

TODD TAYLOR

S-5094

- 1 Amend the amendment, S-5089, to Senate File 2364 as follows:
- 2 1. By striking page 1, line 34, through page 2, line 18.
- 3 2. Page 9, by striking lines 25 through 32.
- 4 3. Page 9, line 33, by striking <2.>

- 5 4. Page 10, by striking lines 2 and 3.
6 5. By renumbering as necessary.

TODD TAYLOR

S-5095

- 1 Amend the amendment, S-5089, to Senate File 2364 as follows:
2 1. By striking page 1, line 4, through page 10, line 3, and
3 inserting:

4 <<DIVISION I

5 PUBLIC CONSTRUCTION BIDDING DEFINITIONS

6 Section 1. Section 26.2, subsection 3, paragraph b,
7 subparagraph (5), Code 2020, is amended to read as follows:

8 (5) Construction or repair or maintenance work performed
9 for a city utility under chapter 388 when such work is
10 performed by its employees or when such work relates to
11 existing utility infrastructure or to establishing connections
12 to existing utility systems.

13 (6) Construction or repair or maintenance work performed
14 for a rural water district under chapter 357A by its employees.

15 DIVISION II

16 ALTERNATIVE PROJECT DELIVERY CONTRACTS

17 Sec. 2. NEW SECTION. 26.17 Alternative project delivery
18 contracts.

19 1. As used in this section, unless the context otherwise
20 requires:

21 a. *“Alternative project delivery contract”* means either a
22 design-build or construction manager-at-risk contract.

23 b. *“Bridging criteria professional”* means a person,
24 corporation, partnership, or other legal entity that is
25 employed by or contracted by a government entity to assist
26 the government entity in the development of project design
27 criteria, requests for proposals, and any additional services
28 requested by the government entity to represent its interests
29 in relation to a project and who meets either of the following
30 requirements:

31 (1) Is duly licensed to practice architecture within the
32 state and can demonstrate specific knowledge of the project
33 type where alternative project delivery services are being
34 sought.

35 (2) Is duly licensed as a professional engineer within the

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1 state and can demonstrate specific knowledge of the project
2 type where alternative project delivery services are being
3 sought.

4 c. *“Construction manager-at-risk”* means a sole
5 proprietorship, partnership, corporation, or other legal entity
6 that acts as a consultant to the government entity in the
7 development and design phases and then assumes the risk for

8 the construction, rehabilitation, alteration, or repair of a
9 project at the contracted fixed or guaranteed maximum price,
10 similar to a general contractor during the construction phase.
11 A project using a construction manager-at-risk does not include
12 the construction, reconstruction, or improvement of a highway,
13 bridge, or culvert.
14 d. *“Design-build”* means a project delivery method subject to
15 a two or three-phase selection process for which the design and
16 construction services are furnished under one contract.
17 e. *“Design-build contract”* means a contract between
18 a government entity and a design-builder to furnish the
19 architecture of record, engineering of record, and related
20 services as required for a given public project, and to
21 furnish the labor, materials, and other construction services
22 for the same public project. A design-build contract may be
23 conditioned upon subsequent refinements in scope and price, and
24 may permit the government entity to make changes in the scope
25 of the project without invalidating the design-build contract.
26 f. *“Design-build project”* means the design, construction,
27 alteration, addition, remodeling, or improvement of any
28 buildings, infrastructure, or facilities under contract with a
29 government entity. *“Design-build project”* does not include a
30 project for the construction, reconstruction, or improvement of
31 a highway, bridge, or culvert.
32 g. *“Design-builder”* means any individual, partnership,
33 joint venture, or corporation subject to a best-value or
34 qualification-based selection that offers to provide or
35 provides design services and general contracting services

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1 through a design-build contract in which services within
2 the scope of the practice of professional architecture or
3 engineering are performed respectively by a licensed architect
4 or licensed engineer and in which services within the scope of
5 general contracting are performed by a general contractor or
6 other legal entity that furnishes architecture or engineering
7 services and construction services either directly or through
8 subcontracts or joint ventures.
9 h. *“Design bridging criteria package”* means the
10 performance-oriented program, scope, design, and performance
11 specifications for the design-build project sufficient to
12 permit a design-builder to prepare a response to a government
13 entity’s request for proposals for a design-build project.
14 i. *“Government entity”* means the same as *“governmental*
15 *entity”* defined in section 26.2 including, for the purpose of
16 this section, the state board of regents.
17 j. *“Proposal”* means an offer by a design-builder in response
18 to a request for proposals to enter into a design-build
19 contract.
20 k. *“Request for proposals”* means the document by which
21 a government entity solicits proposals for a design-build

22 contract.

23 1. "*Stipend*" means a payment to a design-builder who did not
24 score the highest number of points at the conclusion of phase
25 three of the best-value selection process to defray the cost of
26 participating in phase two of the selection process, and for
27 the use of any intellectual properties obtained.

28 2. Notwithstanding any other law to the contrary, a
29 government entity shall be authorized to enter into an
30 alternative project delivery contract.

31 3. Construction manager-at-risk contracts.

32 a. A government entity shall publicly disclose its intent to
33 use the construction manager-at-risk method and its selection
34 criteria at least one week prior to publishing the request
35 for proposals and request for statements of qualifications.

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1 The government entity shall publish its request for proposals
2 and statements of qualifications. Before or concurrently
3 with selecting a construction manager-at-risk, the government
4 entity shall select or designate an engineer or architect
5 who shall prepare the construction documents for the project
6 and who shall comply with all state laws, as applicable. If
7 the engineer or architect is not a full-time employee of the
8 government entity, the government entity shall select the
9 engineer or architect on a basis of demonstrated competence and
10 qualifications. The government entity's engineer or architect
11 for a project may not serve, alone or in combination with
12 another, as the construction manager-at-risk. This paragraph
13 does not prohibit a government entity's engineer or architect
14 from providing customary construction-phase services under
15 the engineer's or architect's original professional service
16 agreement in accordance with applicable licensing laws.

17 b. The government entity may provide or contract for,
18 independently of the construction manager-at-risk, inspection
19 services, testing of construction materials, engineering, and
20 verification of testing services necessary for acceptance of
21 the project by the government entity.

22 c. The government entity shall select the construction
23 manager-at-risk in a two-phase process.

24 (1) Phase one. The government entity shall prepare a
25 request for statements of qualifications for the first phase.
26 The request shall include general information on the project
27 site, project scope, schedule, selection criteria, the time
28 and place for receipt of statements of qualifications, and
29 other information that may assist the government entity in its
30 selection of a construction manager-at-risk. The selection
31 criteria may include the construction manager-at-risk's
32 experience, past performance, safety record, proposed personnel
33 and methodology, and other appropriate factors that demonstrate
34 the capability of the construction manager-at-risk. The
35 government entity shall not request fees or prices in phase

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1 one.

2 (2) Phase two. In phase two, the government entity
3 shall issue a request for proposals. The government entity
4 may request that no more than five nor fewer than two
5 construction managers-at-risk, selected solely on the basis
6 of qualifications, provide additional information, including
7 the construction manager-at-risk's project proposal, proposed
8 fee, its price for fulfilling the general conditions, and its
9 distribution plan for sharing any cost savings after completion
10 of said project. Qualifications shall account for a minimum
11 of forty percent of the evaluation. Cost shall account for a
12 maximum of sixty percent of the evaluation.

13 *d.* For each phase, the government entity shall receive,
14 publicly open, and read aloud the names of the construction
15 managers submitting proposals or statements of qualifications,
16 respectively. Within forty-five days after the date of opening
17 the proposals or statements of qualification submissions, the
18 government entity or its representative shall evaluate and rank
19 each proposal or statement of qualifications submission in
20 relation to the criteria set forth in the applicable request.

21 *e.* The government entity or its representative shall
22 select the construction manager-at-risk that submits the
23 proposal that offers the best value for the government entity
24 based on the published selection criteria and on its ranking
25 evaluation. The government entity or its representative
26 shall first attempt to negotiate a contract with the selected
27 construction manager-at-risk. If the government entity or its
28 representative is unable to negotiate a satisfactory contract
29 with the selected construction manager-at-risk, the government
30 entity or its representative shall, formally and in writing,
31 end negotiations with that construction manager-at-risk and
32 proceed to negotiate with the next construction manager-at-risk
33 in the order of the selection ranking until a contract
34 is reached or negotiations with all ranked construction
35 managers-at-risk end.

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1 *f.* The selected construction manager-at-risk shall publicly
2 advertise and receive bids or proposals from trade contractors
3 or subcontractors for the performance of all major elements of
4 the work other than the minor work that may be included in the
5 general conditions. A construction manager-at-risk submits
6 its sealed bid or sealed proposal in the same manner as all
7 other trade contractors or subcontractors. All sealed bids
8 or proposals shall be submitted at the time and location as
9 specified in the advertisement for bids or proposals and shall
10 be publicly opened and the identity of each bidder and their
11 bid amount shall be read aloud.

12 *g.* The construction manager-at-risk and the government

13 entity or its representative shall review all trade contractor,
14 subcontractor, or construction manager-at-risk bids or
15 proposals in a manner that does not disclose the contents of
16 the bid or proposal during the selection process to a person
17 not employed by the construction manager-at-risk, engineer,
18 architect, or government entity involved with the project. If
19 the construction manager-at-risk submitted bids or proposals,
20 the government entity shall determine if the construction
21 manager-at-risk's bid or proposal offers the best value for the
22 government entity. After all proposals have been evaluated and
23 clarified, the award of all contracts shall be made public.
24 *h.* If the construction manager-at-risk reviews, evaluates,
25 and recommends to the government entity a bid or proposal from
26 a trade contractor or subcontractor but the government entity
27 requires another bid or proposal to be accepted, the government
28 entity shall compensate the construction manager-at-risk by
29 a change in price, time, or guaranteed maximum cost for any
30 additional cost and risk that the construction manager-at-risk
31 may incur because of the government entity's requirement that
32 another bid or proposal be accepted.
33 *i.* If a selected trade contractor materially defaults in the
34 performance of its work or fails to execute a contract with a
35 construction manager-at-risk after being selected in accordance

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1 with this subsection, the construction manager-at-risk may
2 itself, without advertising, fulfill the contract requirements
3 or select a replacement trade contractor to fulfill the
4 contract requirements.
5 4. In soliciting proposals for a design-build contract,
6 a government entity shall determine the scope and level of
7 detail required to permit design-builders to submit proposals
8 in accordance with the request for proposals given the nature
9 of the project.
10 5. *a.* A bridging criteria professional may be retained by
11 the government entity as the government entity's representative
12 to advise the government entity on design-build matters. The
13 use of the bridging criteria professional shall be strictly
14 to guide and administer the government's needs through the
15 process. The bridging criteria professional shall have
16 demonstrated sufficient previous experience in rules and
17 procedures specific to the design-build process. The bridging
18 criteria professional shall, along with the government
19 entity, be authorized to make recommendations or influence
20 the acceptance of any material, process, or procedure used
21 during the design and construction processes in accordance
22 with the criteria established for the project for the purpose
23 of evaluating compliance of the work. The bridging criteria
24 professional may be employed or contracted by the government
25 entity to act on behalf of the government entity for the sole
26 purpose of administrative procedures and may not be connected

27 in any means to the design-build team. The duration of
28 bridging criteria professional services, prior to the issuance
29 of a design-build contract, may begin when establishing
30 the government entity's program requirements through design
31 development if the complexity of the project with the
32 governmental entity merits this level of bridging information.
33 b. The design bridging criteria package developed by the
34 bridging criteria professional, which may include preliminary
35 designs for the project, may extend to the design development

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1 level of detail, including design expectations, capacity,
2 durability, standards, ingress and egress requirements,
3 international building code considerations, performance
4 requirements, the government entity's operational expectations,
5 requirements for interior and exterior spaces, material and
6 building system quality standards, and design and construction
7 schedule timelines. Longevity of materials and system
8 performance requirements shall be identified in the design
9 bridging criteria package to identify materials and systems
10 that have the potential to exceed the length of time the
11 project is funded. The design bridging criteria package may
12 include site development requirements, description of the
13 site, surveys, soil and environmental information concerning
14 the site, provisions for utilities, storm water retention
15 and disposal, parking requirements, requirements related
16 to applicable local laws, local permitting requirements,
17 preliminary designs for the project or portions thereof, and
18 other criteria for the intended use of the project.
19 6. A government entity shall publicly disclose its intent to
20 solicit proposals for a design-build contract and its project
21 design bridging criteria package in the same manner that it
22 would post notice for the competitive bidding process in
23 section 26.3.
24 7. In soliciting proposals for a design-build contract, a
25 government entity shall establish in the request for proposals
26 a time, place, and other specific instructions for the receipt
27 of proposals. Proposals not submitted in strict accordance
28 with the instructions may be subject to rejection. Minor
29 irregularities may be waived by the government entity.
30 8. A request for proposals shall be prepared for each
31 design-build contract and shall contain, at minimum, the
32 following elements:
33 a. The procedures to be followed for submitting proposals,
34 the criteria for evaluating proposals and their relative
35 weight, and the procedure for making awards.

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1 b. The proposed terms and conditions for the design-build
2 contract, if available.

- 3 c. The design bridging criteria package.
- 4 d. A description of the drawings, specifications, or other
5 information to be submitted with the proposal, with guidance
6 as to the form and level of completeness of the drawings,
7 specifications, or other information that will be acceptable.
- 8 e. A schedule for planned commencement and completion of the
9 design-build contract, if available.
- 10 f. Budget limits for the design-build contract, if any.
- 11 g. Requirements including any available ratings for
12 performance bonds, payment bonds, and insurance, if any.
- 13 h. If using a three-phase, best-value selection process, the
14 amount of the stipend that will be available.
- 15 i. Any other information that the government entity in
16 its discretion chooses to request including but not limited
17 to surveys, soil reports, drawings of existing structures,
18 environmental studies, photographs, references to public
19 records, or affirmative action and minority business enterprise
20 requirements consistent with state and federal law.
- 21 9. A government entity seeking to enter a design-build
22 contract shall solicit design-build proposals either by
23 using a three-phase, best-value process or a two-phase,
24 qualifications-based process.
- 25 a. When solicitations require a three-phase, best-value
26 selection process, the process shall be conducted as follows:
- 27 (1) Phase one. Request for statements of qualifications of
28 design-builders.
- 29 (a) The government entity shall review submitted statements
30 of the qualifications and assign points to each in accordance
31 with this section and as set out in the instructions of the
32 request for qualifications.
- 33 (b) All design-builders shall submit a statement of
34 qualifications that shall include but not be limited to:
- 35 (i) Demonstrated ability to perform projects comparable in

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- 1 design, scope, and complexity.
- 2 (ii) References of owners for whom design-build projects,
3 construction projects, or design projects have been performed.
- 4 (iii) Qualifications of personnel who will manage the
5 design and construction aspects of the project.
- 6 (iv) The names and qualifications of the primary design
7 consultants and the primary trade contractors with whom the
8 design-builder proposes to subcontract or joint venture. The
9 design-builder may not replace an identified contractor,
10 subcontractor, design consultant, or subconsultant without the
11 written approval of the government entity.
- 12 (c) The government entity shall evaluate the qualifications
13 of all the design-builders who submitted statements of
14 qualifications in accordance with the instructions of the
15 request for qualifications. Qualified design-builders
16 selected by the government entity may proceed to phase two

17 of the selection process. The evaluation shall narrow the
18 number of qualified design-builders submitting statements of
19 qualifications to not fewer than two nor more than five. Under
20 no circumstances shall price or fees be a part of the request
21 for statements of qualifications criteria. Design-builders may
22 be interviewed in either phase one or phase two of the process.
23 Points assigned in phase one of the evaluation process shall
24 not carry forward to phase two or phase three of the process.
25 All qualified design-builders shall be ranked on points given
26 in phases two and three only.

27 (d) Once no fewer than two and no more than five qualified
28 design-builders have been selected, the government entity shall
29 issue its request for proposals and provide the design-builders
30 a specified amount of time in which to concurrently assemble
31 phase two and phase three proposals.

32 (2) Phase two. Solicitation of technical proposals,
33 including conceptual design for the project.

34 (a) A design-builder shall submit its design for the project
35 to the level of detail required for the proposal along with

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1 such other information the government entity requests, which
2 may include a schedule, qualifications, and experience.

3 (b) The ability of the design-builder to meet the schedule
4 for completing a project as specified by the government entity
5 may be considered as an element of evaluation in phase two.

6 (c) Under no circumstances shall the design proposal
7 contain any reference to the cost of the proposal.

8 (d) The submitted designs shall be evaluated and assigned
9 points in accordance with the requirements of the request for
10 proposals. Phase two shall account for not less than forty
11 percent and no more than sixty percent of the total point score
12 as specified in the request for proposals.

13 (3) Phase three. Proposal of construction costs.

14 (a) The government entity shall invite the selected
15 design-builders to participate in phase three. The
16 design-builders shall provide a fixed cost of design and
17 construction. The proposal shall be accompanied by bid
18 security and any other items, such as statements of minority
19 participation, as required by the request for proposals.

20 (b) Cost proposals shall be submitted in accordance with
21 the instructions in the request for proposals. The government
22 entity shall reject any proposal that is not submitted within
23 the required time frame. Phase three shall account for not
24 less than forty percent and no more than sixty percent of the
25 total point score as specified in the request for proposals.

26 (c) Proposals for phase two and phase three shall be
27 submitted concurrently at the time and place specified in the
28 request for proposals, but in separate envelopes or other means
29 of submission. The phase three cost proposals shall be opened
30 and read aloud only after phase two design proposals have been

31 evaluated and assigned points, ranked in order, and posted.
32 Cost proposals shall be opened and read aloud at the time and
33 place specified in the request for proposals. At the same time
34 and place, the evaluation team shall make public its scoring
35 of phase two. Cost proposals shall be evaluated in accordance

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1 with the requirements of the request for proposals.
2 (d) If the government entity determines that it is not in
3 the best interest of the government entity to proceed with the
4 project pursuant to the proposal offered by the design-builder
5 with the highest total number of points, the government entity
6 shall reject all proposals. In this event, all design-builders
7 with lower point totals in phases two and three shall receive
8 a stipend and the responsive design-builder with the highest
9 point total shall receive an amount equal to two times the
10 stipend. If the government entity decides to award the
11 project, the responsive design-builder with the highest point
12 total shall be awarded the contract.

13 (e) As an inducement to qualified design-builders, the
14 government entity shall pay a stipend, the amount of which
15 shall be established in the request for proposals, to each
16 design-builder who submitted a proposal but was not accepted.
17 Such stipend shall be no less than one-half of one percent
18 of the total project budget. Upon payment of the stipend to
19 such a design-builder, the government entity shall acquire
20 a nonexclusive right to use the design submitted by the
21 design-builder, and the design-builder shall have no further
22 liability for the use of the design by the government entity in
23 any manner. If the design-builder desires to retain all rights
24 and interests in the design proposed, the design-builder shall
25 forfeit the stipend.

26 b. When solicitations require a two-phase,
27 qualifications-based selection process, the process shall be
28 conducted as follows:

29 (1) Phase one. Request for statements of qualifications of
30 design-builders.

31 (a) The government entity must prepare a request for
32 statements of qualifications. The request shall include
33 general information on the project site, project scope,
34 schedule, selection criteria, the time and place for receipt
35 of statements of qualifications, and other information

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1 that may assist the government entity in its selection of a
2 design-builder.

3 (b) The government entity shall state the selection
4 criteria in the request for statements of qualifications. The
5 selection criteria may include the design-builder's experience,
6 past performance, safety record, proposed personnel and

7 methodology, and other appropriate factors that demonstrate the
8 capability of the design-builder.

9 (c) Selection criteria will be ranked and assigned points
10 for each category. Point assignments shall be included as a
11 part of the request for statements of qualifications.

12 (d) The government entity shall not request fees or prices
13 in phase one. Any submissions with disclosed fees or prices
14 will be disqualified and removed from consideration.

15 (2) Phase two. Negotiations.

16 (a) Negotiations shall be conducted, beginning with the
17 design-builder ranked first. If a contract satisfactory
18 and advantageous to the government entity can be negotiated
19 at a price considered fair and reasonable and pursuant to
20 contractual terms and conditions acceptable to the government
21 entity, the award shall be made to that design-builder.

22 (b) In the event that a contract cannot be negotiated
23 with the design-builder ranked first, negotiations with that
24 design-builder shall be formally terminated. The government
25 entity shall conduct negotiations with the next-highest-ranked
26 design-builder and continue this process until a contract can
27 be negotiated that meets the terms of subparagraph division (a)
28 of this subparagraph.

29 Sec. 3. Section 262.34, subsection 1, Code 2020, is amended
30 to read as follows:

31 1. a. When the estimated cost of construction, repairs,
32 or improvement of buildings or grounds under charge of the
33 state board of regents, including construction, renovation, or
34 repairs by a private party of a property to be lease-purchased
35 by the board, exceeds one hundred thousand dollars, the board

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1 shall advertise for bids for the contemplated improvement or
2 construction and shall let the work to the lowest responsible
3 bidder. However, if in the judgment of the board bids received
4 are not acceptable, the board may reject all bids and proceed
5 with the construction, repair, or improvement by a method as
6 the board may determine. All plans and specifications for
7 repairs or construction, together with bids on the plans or
8 specifications, shall be filed by the board and be open for
9 public inspection. All bids submitted under this section shall
10 be accompanied by a deposit of money, a certified check, or a
11 credit union certified share draft in an amount as the board
12 may prescribe.

13 b. The state board of regents may proceed with a
14 construction, repair, or improvement by using an alternative
15 project delivery contract in accordance with the provisions of
16 section 26.17.>

17 2. Title page, by striking lines 1 through 4 and inserting

18 <An Act relating to public construction bidding.>>
19 3. By renumbering as necessary.

TODD TAYLOR

S-5096

1 Amend House File 2502, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, before line 1 by inserting:
4 <Section 1. Section 80B.11, subsection 1, paragraph a, Code
5 2020, is amended to read as follows:
6 a. Minimum entrance requirements, course of study,
7 attendance requirements, and equipment and facilities required
8 at approved law enforcement training schools. Minimum age
9 requirements for entrance to approved law enforcement training
10 schools shall be eighteen years of age. Minimum course of
11 study requirements shall include a separate domestic abuse
12 curriculum, which may include but is not limited to outside
13 speakers from domestic abuse shelters and crime victim
14 assistance organizations. Minimum course of study requirements
15 shall also include a sexual assault curriculum. Minimum course
16 of study requirements shall include training on de-escalation
17 techniques, pre-escalation recognition of potential resistance
18 and response options not involving the use of force,
19 decision-making skills regarding the use of force, management
20 of stress in threatening situations, tactical disengagement,
21 and sanctity and preservation of life, with the required amount
22 of training not less than the amount of training provided
23 relating to the use of firearms.
24 Sec. _____. Section 80B.11, subsection 1, paragraph c, Code
25 2020, is amended by adding the following new subparagraph:
26 **NEW SUBPARAGRAPH.** (4) In-service training under this
27 paragraph "c" shall include training on de-escalation
28 techniques, pre-escalation recognition of potential resistance
29 and response options not involving the use of force,
30 decision-making skills regarding the use of force, management
31 of stress in threatening situations, tactical disengagement,
32 and sanctity and preservation of life. The required amount of
33 annual training shall not be less than the amount of annual
34 training a peace officer receives relating to the use of
35 firearms.>

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1 2. Title page, line 1, by striking <firearms> and inserting
2 <the use of force, firearms,>

ZACH WAHLS

S-5097

1 Amend House File 2360, as passed by the House, as follows:
2 1. Page 1, line 4, by striking <seventy-two> and inserting
3 <~~seventy-two~~ seventy-eight>
4 2. Page 1, line 10, by striking <seventy-eighth> and
5 inserting <eightieth>
6 3. Page 1, line 12, by striking <~~or age seventy-two or over~~>
7 and inserting <or age ~~seventy-two~~ seventy-eight or over>
8 4. Page 1, by striking lines 14 through 17 and inserting
9 <occurring in the year of issuance. A licensee whose license
10 is restricted>
11 5. Title page, line 2, by striking <seventy-two> and
12 inserting <seventy-eight>

CHRIS COURNOYER

S-5098HOUSE AMENDMENT TO
SENATE FILE 388

1 Amend Senate File 388, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. NEW SECTION. 314.31 Iowa medal of honor
5 **highway — signs purchased and installed by private entities.**
6 1. The segment of the highway known as United States highway
7 20 which crosses this state from Sioux City to Dubuque shall be
8 designated as the “Iowa Medal of Honor Highway”.
9 2. The department shall adopt rules pursuant to chapter 17A
10 to provide for an application, approval, and inspection process
11 for the purchase and installation of signs indicating the “Iowa
12 Medal of Honor Highway” designation by private entities. The
13 department shall approve applications for sign purchase and
14 installation that meet its rule requirements. All costs and
15 expenses of the purchase and installation of the signs shall be
16 paid by the private entity whose application is approved. The
17 department may approve more than one application to purchase
18 and install the signs. The department shall require that any
19 signs placed pursuant to this subsection include a graphic
20 depiction of the three versions of the medal of honor for the
21 army, navy, and air force.
22 Sec. 2. APPLICABILITY. This Act applies to the segment
23 of the highway known as United States highway 20 described in
24 this Act on the effective date of this Act, and shall apply to
25 the segment of that highway thereafter regardless of whether
26 the highway’s designation as United States highway 20 is
27 subsequently changed by the government of the United States.>
28 2. Title page, line 1, by striking <patriots memorial> and
29 inserting <medal of honor>

S-5099

1 Amend Senate File 2311 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 234.46, subsection 1, paragraph c, Code
5 2020, is amended to read as follows:

6 c. At the time the person became age eighteen, the person
7 received foster care services that were paid for by the state
8 under section 234.35, services at a state training school,
9 services at a juvenile shelter care home, ~~or~~ services at a
10 juvenile detention home, or court-ordered care in accordance
11 with chapter 232 by a relative or another person with a
12 significant relationship with the person, and the person is no
13 longer receiving such services or care.>

JIM CARLIN

S-5100

1 Amend House File 2485, as passed by the House, as follows:

2 1. Page 1, line 8, after <weather> by inserting <, a public
3 health emergency,>

COMMITTEE ON HUMAN RESOURCES
ANNETTE SWEENEY, Chair

S-5101

1 Amend Senate File 2380 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 124.506, Code 2020, is amended by adding
5 the following new subsection:

6 NEW SUBSECTION. 4A. According to an order for the disposal
7 of a crop that does not qualify as hemp as provided in section
8 204.10.

9 Sec. 2. Section 204.2, Code 2020, is amended by adding the
10 following new subsections:

11 NEW SUBSECTION. 01. "*Certificate of analysis*" means proof
12 that a crop produced on a licensee's crop site qualifies as
13 hemp as provided in section 204.8.

14 NEW SUBSECTION. 001. "*Consumable hemp product*" means a
15 hemp product that includes a substance that is metabolized
16 or is otherwise subject to a biotransformative process when
17 introduced into the human body.

18 a. A consumable hemp product may be introduced into the
19 human body by ingestion or absorption by any device including
20 but not limited to an electronic device.

21 b. A consumable hemp product may exist in a solid or liquid
22 state.

23 c. A hemp product is deemed to be a consumable hemp product
24 if it is any of the following:

25 (1) Designed by the processor, including the manufacturer,
26 to be introduced into the human body.

27 (2) Advertised as an item to be introduced into the human
28 body.

29 (3) Distributed, exported, or imported for sale or
30 distribution to be introduced into the human body.

31 d. “*Consumable hemp product*” includes but is not limited to
32 any of the following:

33 (1) A noncombustible form of hemp that may be digested,
34 such as food; internally absorbed, such as chew or snuff; or
35 absorbed through the skin, such as a topical application.

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1 (2) Hemp processed or otherwise manufactured, marketed,
2 sold, or distributed as food, a food additive, a dietary
3 supplement, or a drug.

4 e. “*Consumable hemp product*” does not include a hemp product
5 if the intended use of the hemp product is introduction into
6 the human body by any method of inhalation, as prohibited under
7 section 204.14A.

8 **NEW SUBSECTION.** 4A. “*Federal Food, Drug, and Cosmetic Act*”
9 means the Act so entitled as codified in 21 U.S.C. §301 et
10 seq., including regulations adopted pursuant to that Act by the
11 United States food and drug administration under the Code of
12 Federal Regulations, Title 21.

13 **NEW SUBSECTION.** 13. “*Temporary harvest and transportation*
14 *permit*” means a document allowing the harvesting of a crop
15 produced on a licensee’s crop site and the temporary movement
16 of that crop subject to limitations provided in section 204.8.

17 Sec. 3. Section 204.2, subsection 6, Code 2020, is amended
18 to read as follows:

19 6. a. “*Hemp*” means the plant cannabis sativa L. and any
20 part of that plant, including the seeds thereof, and all
21 derivatives, extracts, cannabinoids, isomers, acids, salts,
22 and salts of isomers, whether growing or not, with a maximum
23 delta-9 tetrahydrocannabinol concentration of not more than
24 three-tenths of one percent on a dry weight basis as calculated
25 pursuant to an official test as provided in section 204.8.

26 b. “*Hemp*” also means a plant of the genus cannabis
27 other than cannabis sativa L., with a maximum delta-9
28 tetrahydrocannabinol concentration of not more than
29 three-tenths of one percent on a dry weight basis as calculated
30 pursuant to an official test as provided in section 204.8, but
31 only to the extent allowed by the department in accordance with
32 applicable federal law, including the federal hemp law.

33 Sec. 4. Section 204.3, subsection 4, Code 2020, is amended
34 to read as follows:

35 4. The department may provide for the receipt, filing,

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1 processing, and return of documents described in this chapter
2 in an electronic format, including but not limited to the
3 transmission of documents by the internet. The department
4 shall provide for the authentication of official forms in an
5 electronic format that may include electronic signatures as
6 provided in chapter 554D. An official form in an electronic
7 format shall have the same validity and is discoverable and
8 admissible in evidence if given under penalty of perjury in the
9 same manner as an original printed form. The department shall
10 provide for the issuance of certificates of ~~crop inspection~~
11 analysis in an electronic format as provided in section 204.8.
12 Sec. 5. Section 204.7, subsection 4, Code 2020, is amended
13 to read as follows:

14 4. The department shall adopt rules regulating the
15 production of hemp, including but not limited to inspection
16 and testing requirements under section 204.8 or 204.9, and the
17 issuance of a temporary harvest and transportation permit or
18 certificate of ~~crop inspection~~ analysis under section 204.8.
19 The department shall adopt rules as necessary to administer the
20 negligent violation program. The department may adopt other
21 rules as necessary or desirable to administer and enforce the
22 provisions of this chapter relating to hemp or hemp products.

23 Sec. 6. Section 204.7, subsection 5, Code 2020, is amended
24 by striking the subsection and inserting in lieu thereof the
25 following:

26 5. a. A person is not subject to a criminal offense
27 involving hemp as otherwise prohibited in chapter 124 or 453B,
28 if all of the following apply:

29 (1) If the person is a licensee, the person carries the
30 person's hemp license when possessing hemp.

31 (2) The person carries a certificate of analysis, or a
32 temporary harvest and transportation permit, if the person is
33 in possession of harvested hemp. If the person is transporting
34 harvested hemp into or through this state, the person must
35 carry a certificate of analysis or an equivalent document

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1 issued to the person by the jurisdiction where the hemp was
2 produced.

3 (3) The person carries a certificate of analysis, if the
4 person is delivering hemp seed for planting.

5 (4) The person carries a bill of lading under all of the
6 following circumstances:

7 (a) The person is in possession of hemp in transit to
8 transfer ownership.

9 (b) The person is delivering hemp seed for planting and the
10 seed is not of the licensee's own production.

11 (c) A person brings hemp produced in another state into or
12 through this state.

13 b. For purposes of paragraph “a”, a criminal offense
14 involving hemp includes but is not limited to production, use,
15 harvest, transportation, delivery, distribution, or sale.
16 Sec. 7. Section 204.7, subsection 6, Code 2020, is amended
17 by striking the subsection and inserting in lieu thereof the
18 following:
19 6. A person other than a licensee is not subject to a
20 criminal offense involving hemp as described in subsection 5 if
21 the person is authorized to be on the licensee’s crop site by
22 the licensee.
23 Sec. 8. Section 204.7, subsections 7 and 8, Code 2020, are
24 amended by striking the subsections.
25 Sec. 9. Section 204.7, subsection 9, paragraph a, Code 2020,
26 is amended to read as follows:
27 a. A Except as provided in subsection 10, and section
28 204.14A, a person may engage in the retail sale of a hemp
29 product if the hemp was produced in this state or another state
30 in compliance with the federal hemp law or other applicable
31 federal law. A person may engage in the retail sale of a hemp
32 product if the hemp was produced in another jurisdiction in
33 compliance with applicable federal law and the laws of the
34 other jurisdiction, if such law is substantially the same as
35 applicable federal law.

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1 Sec. 10. Section 204.7, subsection 9, paragraph b, Code
2 2020, is amended by striking the paragraph.
3 Sec. 11. Section 204.7, Code 2020, is amended by adding the
4 following new subsection:
5 NEW SUBSECTION. 10. a. Except as provided in paragraph
6 “e”, a consumable hemp product shall not be manufactured,
7 sold, or consumed in this state unless all of the following
8 conditions are met:
9 (1) The consumable hemp product is manufactured in this
10 state in compliance with this chapter.
11 (2) The hemp contained in the consumable hemp product was
12 produced exclusively in this state in compliance with this
13 chapter.
14 (3) The consumable hemp product complies with packaging
15 and labeling requirements, which shall be established by the
16 department of inspections and appeals by rule.
17 b. A person manufacturing a consumable hemp product in this
18 state shall register with the department of inspections and
19 appeals on a form prescribed by the department of inspections
20 and appeals by rule. The department of inspections and appeals
21 may impose a fee, established by the department of inspections
22 and appeals by rule, on a registrant not to exceed the cost of
23 processing the registration. The department of inspections and
24 appeals shall adopt rules for the revocation of a registration
25 issued to a manufacturer who manufactures a consumable hemp
26 product not in compliance with this chapter.

27 c. A person selling a consumable hemp product in this state
28 shall register with the department of inspections and appeals
29 on a form prescribed by the department of inspections and
30 appeals by rule and shall keep on the premises of the person's
31 business a copy of the certificate of analysis issued pursuant
32 to section 204.8 for the hemp contained in the consumable hemp
33 products sold by the person. The department of inspections
34 and appeals may impose a fee, established by the department of
35 inspections and appeals by rule, on a registrant not to exceed

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1 the cost of processing the registration. The department of
2 inspections and appeals shall adopt rules for the revocation of
3 a registration issued to a person who sells a consumable hemp
4 product not in compliance with this section.
5 d. Except as otherwise provided in this subsection,
6 a political subdivision of the state shall not adopt any
7 ordinance, rule, or regulation regarding the manufacture, sale,
8 or consumption of a consumable hemp product.
9 e. A consumable hemp product manufactured in another
10 jurisdiction pursuant to a state or tribal plan approved by the
11 United States department of agriculture pursuant to the federal
12 hemp law may be imported for use by a consumer or sale by a
13 retailer to a consumer if the state has substantially similar
14 testing requirements as those provided in section 204.8.
15 f. A consumable hemp product manufactured, sold, or
16 consumed in compliance with this subsection is not a controlled
17 substance under chapter 124 or 453B regardless of whether the
18 consumable hemp product has been approved by the United States
19 food and drug administration.
20 Sec. 12. Section 204.8, subsection 1, paragraph d, Code
21 2020, is amended to read as follows:
22 d. A licensee shall not harvest any portion of a crop
23 produced at the licensee's crop site unless the department has
24 obtained a sample of plants to conduct a test as provided in
25 this section and has issued the licensee a temporary harvest
26 and transportation permit or certificate of crop inspection
27 analysis. The department may adopt rules that it determines
28 necessary or desirable to administer and enforce the terms and
29 conditions of a permit. The department shall have unrestricted
30 access to a crop site subject to a permit. A licensee subject
31 to a permit shall receive permission from the department prior
32 to moving the hemp, shall not commingle the hemp, and shall not
33 transfer the hemp to another person.
34 e. The department shall issue a verified copy of the
35 temporary harvest and transportation permit or certificate of

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1 analysis to any other person upon request of the licensee. The
2 permit or certificate shall be published by the department as

3 an official form.

4 f. To the extent allowed by the federal hemp law, the
5 certificate of analysis shall be proof that the harvested crop
6 described on the form qualifies as hemp pursuant to the results
7 of an official test.

8 g. A temporary harvest and transportation permit expires
9 when the department issues the licensee a certificate of
10 analysis. A permit or certificate of analysis terminates upon
11 the issuance of an order of disposal of the licensee's crop
12 as provided in section 204.10 or upon the revocation of the
13 licensee's hemp license as provided in section 204.11.

14 Sec. 13. Section 204.8, subsection 3, Code 2020, is amended
15 by striking the subsection and inserting in lieu thereof the
16 following:

17 3. The official test shall be a composite test of the
18 plants obtained by the department from a licensee's crop
19 site during the annual inspection and shall be conducted by
20 a laboratory designated by the department. The sample must
21 have an acceptable delta-9 tetrahydrocannabinol concentration,
22 resulting from a post decarboxylation analysis, that does not
23 exceed three-tenths of one percent on a dry weight basis.

24 a. The laboratory shall report delta-9 tetrahydrocannabinol
25 concentration on a dry weight basis that accounts for a
26 measurement uncertainty associated with the result of a
27 measurement. The measurement uncertainty shall characterize
28 the dispersion of the values that could be reasonably
29 attributed to the particular quantity subject to measurement.
30 The acceptable delta-9 tetrahydrocannabinol concentration
31 occurs when the application of the measurement uncertainty to
32 the reported delta-9 tetrahydrocannabinol concentration on a
33 dry weight basis produces a distribution or range that includes
34 three-tenths of one percent or less.

35 b. The post decarboxylation value is the result

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1 of an analysis determined after the process of
2 decarboxylation that determines the total potential
3 delta-9 tetrahydrocannabinol content derived from the sum of
4 the delta-9 tetrahydrocannabinol concentration and delta-9
5 tetrahydrocannabinolic acid content and reported on a dry
6 weight basis. The post decarboxylation value may be determined
7 by using a chromatographic technique using heat and gas
8 chromatography, through which the tetrahydrocannabinolic
9 acid content is converted from its acid form to its neutral
10 form. The post decarboxylation value may also be calculated
11 by using a high-performance liquid chromatograph technique,
12 which keeps the tetrahydrocannabinolic acid intact and requires
13 a conversion calculation of that tetrahydrocannabinolic acid
14 to determine the total potential delta-9 tetrahydrocannabinol
15 content in a given sample.

16 Sec. 14. Section 204.9, subsection 2, paragraph b, Code

17 2020, is amended to read as follows:

18 **b.** The department of public safety or a local law
19 enforcement agency may obtain a sample of plants that are part
20 of the crop and provide for a test of that sample as provided in
21 section 204.8. The department of public safety or a local law
22 enforcement agency shall not impose, assess, or collect a fee
23 for conducting an inspection or test under this section.

24 Sec. 15. Section 204.10, subsection 1, Code 2020, is amended
25 to read as follows:

26 1. If a crop that is produced at a licensee's crop site does
27 not qualify as hemp according to an official test conducted
28 pursuant to section 204.8, but has a maximum concentration
29 not in excess of two percent delta-9 tetrahydrocannabinol on
30 a dry weight basis, the department, in consultation with the
31 department of public safety, shall order the disposal of the
32 crop by destruction at the site or if necessary require the
33 crop to be removed to another location for destruction.

34 Sec. 16. Section 204.14, subsections 2 and 3, Code 2020, are
35 amended to read as follows:

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1 2. a. The Except as provided in paragraph "b", the person
2 is required to hold a certificate of ~~crop inspection under~~
3 ~~section 204.8 analysis~~ to possess, handle, use, manufacture,
4 market, transport, deliver, or distribute hemp that has been
5 harvested under this chapter.

6 b. The person is required to hold a temporary harvest and
7 transportation permit to possess, harvest, or move hemp.

8 3. The person knowingly or intentionally does any of the
9 following:

10 a. Falsifies the temporary harvest and transportation permit
11 or certificate of crop inspection analysis.

12 b. Acquires the temporary harvest and transportation permit
13 or certificate of crop inspection analysis that the person
14 knows has been falsified.

15 Sec. 17. NEW SECTION. 204.14A Criminal offense —
16 inhalation.

17 1. A person shall not possess, use, manufacture, market,
18 transport, deliver, or distribute harvested hemp or a hemp
19 product if the intended use of the harvested hemp or hemp
20 product is introduction into the body of a human by any method
21 of inhalation, including any of the following:

22 a. Smoke produced from combustion.

23 b. A type of article that uses a heating element, power
24 source, electronic circuit, or other electronic, chemical, or
25 mechanical process.

26 c. A device, including but not limited to a cigarette,
27 cigar, cigarillo, or pipe, regardless of whether such device
28 produces smoke or vapor.

29 2. A person who violates subsection 1 is guilty of a serious
30 misdemeanor.

31 3. This section does not apply to the extent that federal
32 law, including the federal Food, Drug, and Cosmetic Act,
33 authorizes as its intended use the introduction of harvested
34 hemp or a hemp product into the body of a human by a method of
35 inhalation.

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1 Sec. 18. Section 204.17, subsection 2, paragraph c, Code
2 2020, is amended to read as follows:
3 c. Local law relating to product development, product
4 manufacturing, consumer safety, or public health so long as the
5 local law is consistent with federal and state law, except as
6 provided in section 204.7, subsection 10.

7 Sec. 19. CONTINGENT EFFECTIVE DATE.

8 1. Except as provided in subsection 2, this Act takes effect
9 on the date that chapter 204 is implemented as provided in 2019
10 Iowa Acts, chapter 130, section 18, subsection 1.

11 2. a. If the department of agriculture and land
12 stewardship, in cooperation with the department of public
13 safety, determines that the United States department of
14 agriculture must approve any amendment to an existing provision
15 or new provision enacted in this Act as part of a state plan
16 pursuant to section 204.3, the secretary of agriculture shall
17 publish a notice of that fact in the Iowa administrative
18 bulletin. The department of agriculture and land stewardship
19 shall forward a copy of the statement to the Code editor prior
20 to publication.

21 b. If a determination is made as provided in paragraph
22 "a", the amendment or new provision enacted in this Act takes
23 effect on the publication date of the edition of the Iowa
24 administrative bulletin that includes a statement by the
25 secretary of agriculture of the department of agriculture and
26 land stewardship certifying that the United States department
27 of agriculture has approved the amendment or provision. The
28 department of agriculture and land stewardship shall forward a
29 copy of the statement to the Code editor prior to publication.

30 3. This section does not affect the implementation of
31 provisions amended or enacted in 2019 Iowa Acts, chapter 130.>

32 2. Title page, by striking lines 1 through 3 and inserting
33 <An Act relating to the regulation of hemp, including by
34 providing for testing methods and the regulation of hemp
35 products, providing penalties, making penalties applicable, and

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1 including effective date provisions.>

BRAD ZAUN

S-5102

- 1 Amend the amendment, S-5089, to Senate File 2364 as follows:
- 2 1. By striking page 1, line 34, through page 2, line 18.
- 3 2. Page 4, by striking lines 26 through 29 and inserting
- 4 <projects.>
- 5 3. By striking page 4, line 32, through page 5, line 3, and
- 6 inserting <70A.28.>
- 7 4. Page 8, line 9, by striking <The prequalification>
- 8 5. Page 8, by striking lines 10 through 13.
- 9 6. Page 9, line 12, by striking <However, the>
- 10 7. Page 9, by striking lines 13 through 18.
- 11 8. Page 9, by striking lines 25 through 32.
- 12 9. Page 9, line 33, by striking <2.>
- 13 10. Page 10, by striking lines 2 and 3.
- 14 11. By renumbering as necessary.

TODD TAYLOR

S-5103

- 1 Amend House File 2360, as passed by the House, as follows:
- 2 1. Page 1, line 4, by striking <seventy-two> and inserting
- 3 <~~seventy-two~~ seventy-eight>
- 4 2. Page 1, line 10, by striking <seventy-eighth> and
- 5 inserting <eightieth>
- 6 3. Page 1, line 12, by striking <~~or age seventy-two or over~~>
- 7 and inserting <or age ~~seventy-two~~ seventy-eight or over>
- 8 4. Page 1, by striking lines 14 through 17 and inserting
- 9 <occurring in the year of issuance. A licensee whose license
- 10 is restricted>
- 11 5. Page 1, after line 23 by inserting:
- 12 <Sec. ____ EFFECTIVE DATE. This Act takes effect September
- 13 1, 2020.>
- 14 6. Title page, line 2, by striking <seventy-two or over> and
- 15 inserting <seventy-eight or over and including effective date
- 16 provisions>

CHRIS COURNOYER

S-5104

- 1 Amend Senate File 2410 as follows:
- 2 1. Page 2, after line 9 by inserting:
- 3 <Sec. ____ Section 423F.4, subsection 2, paragraph b, Code
- 4 2020, is amended to read as follows:
- 5 b. For bonds subject to the requirements of paragraph
- 6 “a”, if at any time prior to the fifteenth day following the
- 7 hearing, the secretary of the board of directors receives a
- 8 petition containing the required number of signatures and
- 9 asking that the question of the issuance of such bonds be
- 10 submitted to the voters of the school district, the board shall

11 either rescind its adoption of the resolution or direct the
12 county commissioner of elections to submit the question to the
13 registered voters of the school district at an election held
14 on a date specified in section 39.2, subsection 4, paragraph
15 "c". The petition must be signed by eligible electors equal in
16 number to not less than one hundred or thirty percent of the
17 number of voters who cast a vote for the board of directors of
18 the school district at the last preceding election of school
19 officials under section 277.1, whichever is greater. If the
20 board submits the question at an election and a majority of
21 those voting on the question favors issuance of the bonds, the
22 board shall be authorized to issue the bonds.>
23 2. By renumbering as necessary.

JAKE CHAPMAN

S-5105

HOUSE AMENDMENT TO
SENATE FILE 2283

1 Amend Senate File 2283, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, before line 1 by inserting:
4 <DIVISION I
5 LENGTH OF SERVICE AWARD PROGRAMS
6 Section 1. NEW SECTION. 100B.41 Length of service award
7 programs — authorization.
8 The governing body of a municipality, as defined in section
9 100B.21, shall be authorized to establish a length of service
10 award program for volunteer fire fighters as defined in
11 section 85.61, volunteer emergency medical care providers
12 as defined in section 147A.1, and reserve peace officers as
13 defined in section 80D.1A. The program shall provide length
14 of service awards, as described in section 457(e)(11) of the
15 Internal Revenue Code, to volunteer fire fighters, volunteer
16 emergency medical care providers, and reserve peace officers
17 serving a municipality that elects to establish a program. The
18 program shall be designed to treat awards from the program as
19 a tax-deferred benefit under the Internal Revenue Code. The
20 governing body of the municipality shall, in consultation with
21 the chief or other person in command of the fire department
22 and police department serving the municipality, as applicable,
23 adopt guidelines providing for eligibility requirements for
24 participation by volunteer fire fighters, volunteer emergency
25 medical care providers, and reserve peace officers, minimum
26 vesting requirements, distribution requirements, and such other
27 guidelines as deemed necessary to operate the program.
28 Sec. ____ NEW SECTION. 100B.42 Length of service award
29 program grant fund — appropriation.
30 1. A length of service award program grant fund is created
31 in the state treasury under the control of the state fire

32 service and emergency response council. The fund shall consist
 33 of all moneys appropriated to the fund.
 34 2. Moneys in the length of service award program grant
 35 fund are appropriated to the state fire service and emergency

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1 response council for the purpose of providing grants to
 2 municipalities establishing a length of service award program
 3 as described in section 100B.41 to provide contributions to
 4 the program on behalf of participants in the program. The
 5 state fire service and emergency response council shall
 6 develop and submit to the state fire marshal for adoption rules
 7 establishing a grant application process. The grant process
 8 shall provide for up to a dollar-for-dollar funding match from
 9 a municipality establishing a length of service award program.
 10 3. Notwithstanding section 12C.7, subsection 2, interest or
 11 earnings on moneys deposited in the fund shall be credited to
 12 the fund. Notwithstanding section 8.33, moneys credited to the
 13 fund shall not revert at the close of a fiscal year.

14 DIVISION ____
 15 EMERGENCY MEDICAL SERVICES TRAINING PROGRAMS>
 16 2. Page 1, by striking lines 17 and 18 and inserting:
 17 <Sec. ____ EFFECTIVE DATE. This division of this Act, being
 18 deemed of immediate importance, takes effect upon enactment.

19 DIVISION ____
 20 OPTIONAL TAXES FOR EMERGENCY MEDICAL SERVICES
 21 Sec. ____ Section 422D.1, Code 2020, is amended to read as
 22 follows:
 23 **422D.1 Authorization — ~~election~~ — imposition and repeal —**
 24 **use of revenues.**

25 1. ~~a. A~~ Upon adoption of a resolution declaring emergency
 26 medical services to be an essential county service under
 27 subsection 1A, and subject to the limitations of this chapter,
 28 a county board of supervisors may offer for voter approval
 29 impose any of the following taxes or a combination of the
 30 following taxes:
 31 (1) Local option income surtax.
 32 (2) An ad valorem property tax.
 33 b. Revenues generated from these taxes shall be used for
 34 emergency medical services as provided in section 422D.6.
 35 1A. a. To be effective, the resolution declaring emergency

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1 medical services to be an essential service shall be considered
 2 and voted on for approval at two meetings of the board prior to
 3 the meeting at which the resolution is to be finally approved
 4 by a majority of the board by recorded vote, as defined in
 5 section 331.101. Notice of the first meeting of the board
 6 at which the resolution is considered and voted on shall be
 7 published not less than sixty days prior to the date of the

8 meeting in one or more newspapers that meet the requirements
9 of section 618.14. The requirements for approval of the
10 resolution or approval of the imposition of a tax under this
11 chapter shall not be suspended or waived by the board.

12 b. Each county for which a resolution has been adopted
13 under this subsection shall coordinate efforts between
14 the county emergency management coordinator and the local
15 emergency medical services agencies to establish a county
16 emergency medical services system advisory council to assist
17 in researching and assessing the service needs of the county
18 and guiding implementation of services in the county within
19 a council structure and in the manner provided in the most
20 recently updated Iowa emergency medical services system
21 standards.

22 c. The county emergency medical services system advisory
23 council established under paragraph "b" shall annually assess
24 and review the emergency medical services needs of the county
25 and shall include the results of such review and assessment
26 in an annual report filed with the board of supervisors. The
27 annual report shall be publicly available upon filing with the
28 board of supervisors. The board of supervisors shall receive
29 public comment regarding the report at one or more meetings
30 of the board of supervisors. Any meeting of the board of
31 supervisors at which public comment on the annual report is
32 heard shall be at least fourteen days following the date the
33 annual report is filed with the board of supervisors.

34 2. a. The taxes for emergency medical services shall only
35 be imposed after an election at which a majority of those

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1 voting on the question of imposing the tax or combination of
2 taxes specified in subsection 1, paragraph "a", subparagraph
3 (1) or (2), vote in favor of the question. However, the A tax
4 or combination of taxes specified in subsection 1 shall not
5 be imposed on property within or on residents of a benefited
6 emergency medical services district under chapter 357F. The
7 question of imposing the tax or combination of the taxes may
8 be submitted at the regular city election, a special election,
9 or the general election. Notice of the question shall be
10 provided by publication at least sixty days before the time of
11 the election and shall identify the tax or combination of taxes
12 and the rate or rates, as applicable. If a majority of those
13 voting on the question approve the imposition of the tax or
14 combination of taxes, the The tax or combination of taxes shall
15 may be imposed as follows:

16 (1) A local option income surtax shall may be imposed for
17 tax years beginning on or after January 1 of the fiscal year in
18 which the favorable election was held ordinance imposing the
19 surtax is filed with the director under section 422D.3.

20 (2) An ad valorem property tax shall may be imposed for the
21 fiscal year in which the election was held resolution under

22 subsection 1A is adopted.

23 b. Before a county imposes an income surtax as specified
24 in subsection 1, paragraph "a", subparagraph (1), a benefited
25 emergency medical services district in the county shall be
26 dissolved, and the county shall be liable for the outstanding
27 obligations of the benefited district. If the benefited
28 district extends into more than one county, the county imposing
29 the income surtax shall be liable for only that portion of the
30 obligations relating to the portion of the benefited district
31 in the county.

32 3. Revenues received by the county from the taxes imposed
33 under this chapter shall be deposited into the emergency
34 medical services trust fund created pursuant to section 422D.6
35 and shall be used as provided in that section.

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1 4. ~~a. Any tax or combination of taxes imposed shall be~~
2 ~~for a maximum period of five years. Discontinuance of the~~
3 ~~authority to impose a tax under this chapter shall be by~~
4 ~~election under paragraph "b" or by petition and election under~~
5 ~~paragraph "c".~~

6 b. At the next general election or regular city election
7 following adoption of the resolution under subsection 1A,
8 whichever occurs first, the board of supervisors shall, subject
9 to the election deadlines for ballot printing and publication,
10 direct the county commissioner of elections to submit to the
11 voters of the county the question of whether to discontinue
12 the authority to impose one or more of the taxes under this
13 chapter.

14 c. Upon receipt of a valid petition as provided in section
15 331.306, the board of supervisors shall direct the county
16 commissioner of elections to submit to the voters of the county
17 the question of whether to discontinue the authority to impose
18 one or more of the taxes under this chapter.

19 d. If a majority of those voting on the question of
20 discontinuance of the board's authority to impose the tax
21 favours discontinuance, the board shall not impose the property
22 tax for any fiscal year beginning after the election approving
23 the discontinuance and shall not impose the income surtax
24 for any tax year beginning after the election approving
25 the discontinuance unless imposition is subsequently again
26 authorized. Following discontinuance of the authority to
27 impose the taxes under this chapter, authority to reimpose
28 the taxes requires approval in accordance with this section.
29 However, following an election approving the discontinuance of
30 the authority to impose one or more of the taxes under this
31 chapter, the board of supervisors is prohibited from adopting
32 a resolution declaring emergency medical services to be an
33 essential county service under subsection 1A for a period of
34 two years beginning on the date of the election approving the
35 discontinuance.

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1 Sec. ____ Section 422D.3, subsection 1, Code 2020, is
2 amended to read as follows:

3 1. A local income surtax shall be imposed January 1 of
4 the fiscal year in which the ~~favorable election was held~~
5 ordinance imposing the surtax is filed with the director under
6 subsection 3 for tax years beginning on or after January 1, and
7 is repealed as provided in section 422D.1, subsection 4, ~~as of~~
8 ~~December 31 for tax years beginning after December 31.~~

9 Sec. ____ Section 422D.5, Code 2020, is amended to read as
10 follows:

11 **422D.5 Property tax levy.**

12 A county may levy an emergency medical services tax at
13 the rate set by the board of supervisors ~~and approved at the~~
14 ~~election as provided in section 422D.1,~~ on all taxable property
15 in the county for fiscal years beginning with the fiscal year
16 in which the ~~favorable election was held~~ resolution under
17 subsection 1A is adopted. ~~The reason for imposing the tax~~
18 ~~and the amount needed shall be set out on the ballot.~~ The
19 rate shall be set so as to raise only the amount needed. The
20 ~~authority to impose the levy is repealed for subsequent fiscal~~
21 ~~years may be discontinued~~ as provided in section 422D.1,
22 subsection 4.

23 Sec. ____ Section 422D.6, Code 2020, is amended to read as
24 follows:

25 **422D.6 Emergency medical services trust fund.**

26 1. A county authorized to impose a tax under this chapter
27 shall establish an emergency medical services trust fund
28 into which revenues received from the taxes imposed shall be
29 deposited. Moneys in the trust fund shall be used for any
30 operational cost of providing emergency medical services. In
31 addition, moneys in the fund may be used for the purpose of
32 matching federal or state funds for education and training
33 related to emergency medical services. Moneys remaining in the
34 fund following discontinuance of the authority to impose the
35 taxes as provided in section 422D.1, subsection 4, shall remain

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1 in the fund and may be expended for the purposes specified in
2 this section.

3 2. A county may enter into chapter 28E agreements ~~with other~~
4 ~~counties~~ in order to ensure adequate coverage of the county's
5 service area.

6 3. ~~Costs which are eligible for emergency medical services~~
7 ~~trust fund expenditures include, but are not limited to:~~

8 ~~a. Defibrillators.~~

9 ~~b. Nondisposable essential ambulance equipment, as defined~~
10 ~~by rule by the Iowa department of public health.~~

11 ~~c. Communications pagers, radios, and base repeaters.~~

12 ~~d. Training in the use of emergency medical services~~

- 13 ~~equipment.~~
 14 ~~e. Vehicles including, but not limited to, ambulances,~~
 15 ~~fire apparatus, boats, rescue/first response vehicles, and~~
 16 ~~snowmobiles.~~
 17 ~~f. Automotive parts.~~
 18 ~~g. Buildings.~~
 19 ~~h. Land.~~
 20 Sec. ____ IMPLEMENTATION. This division of this Act
 21 shall not affect the imposition and collection of taxes under
 22 chapter 422D in effect on the effective date of this division
 23 of this Act, and such taxes shall continue to be imposed and
 24 administered until the period of authority to impose such taxes
 25 in effect immediately prior to the effective date of this
 26 division of this Act expires.>
 27 3. Title page, by striking lines 1 and 2 and inserting
 28 <An Act relating to emergency services by authorizing length
 29 of service award programs, modifying provisions relating to
 30 authorized training programs, modifying provisions relating to
 31 optional taxes for emergency medical services, and including
 32 effective>
 33 4. By renumbering as necessary.

S-5106

HOUSE AMENDMENT TO
 SENATE FILE 2400

- 1 Amend Senate File 2400, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 3, line 18, after <including for> by inserting
 4 <broadband mapping and>
 5 2. Page 3, line 22, after <use> by inserting <not more than
 6 one percent of the>
 7 3. Page 3, line 22, after <fund> by inserting <at the
 8 beginning of the fiscal year>
 9 4. Page 5, by striking lines 15 through 32 and inserting:
 10 <5. The office shall not award a grant pursuant to this
 11 section that exceeds ~~fifteen~~ thirty-five percent of the
 12 communications service provider's project cost. The total
 13 amount of the grants the office awards from the empower rural
 14 Iowa broadband grant fund pursuant to this section shall be as
 15 follows:
 16 a. For projects that will result in the installation of
 17 broadband infrastructure that will facilitate broadband service
 18 providing a minimum download speed less than one hundred
 19 megabits per second but greater than or equal to the download
 20 speed specified in the definition of targeted service area
 21 in section 8B.1, and a minimum upload speed less than twenty
 22 megabits per second but greater than or equal to the upload
 23 speed specified in the definition of targeted service area in
 24 section 8B.1, the total amount of the grants the office awards
 25 shall not exceed fifty percent of the moneys in the fund at the

26 beginning of the fiscal year. However, if the amount requested
27 for projects that facilitate broadband service at the speeds
28 described in paragraph “b” for the fiscal year is less than the
29 amount reserved for projects under paragraph “b”, the office may
30 award the difference to projects under this paragraph for the
31 same fiscal year.
32 b. For projects that will result in the installation of
33 broadband infrastructure that will facilitate broadband service
34 providing a minimum download speed of one hundred megabits
35 per second and a minimum upload speed of twenty megabits per

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1 second, the total amount of the grants the office awards shall
2 not exceed fifty percent of the moneys in the fund at the
3 beginning of the fiscal year. However, if the amount requested
4 for projects that facilitate broadband service at the speeds
5 described in paragraph “a” for the fiscal year is less than the
6 amount reserved for projects under paragraph “a”, the office may
7 award the difference to projects under this paragraph for the
8 same fiscal year.>
9 5. Page 7, after line 7 by inserting:
10 <Sec. ____ PUBLIC HEALTH DISASTER EMERGENCY
11 GRANTS. Notwithstanding section 8B.11 and any rules adopted
12 by the office of the chief information officer pursuant to
13 chapter 8B, the office of the chief information officer may
14 provide grants of federal moneys obtained as a result of the
15 public health disaster emergency proclaimed by the governor on
16 March 17, 2020, to communications service providers to install
17 broadband infrastructure in this state or facilitate broadband
18 service in this state so long as the office of the chief
19 information officer complies with the federal requirements for
20 the use of the federal moneys.>
21 6. By renumbering as necessary.>

S-5107

HOUSE AMENDMENT TO
SENATE FILE 2321

1 Amend Senate File 2321, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. By striking everything after the enacting clause and
4 inserting:
5 <DIVISION I
6 MINOR GUARDIANSHIPS
7 Section 1. Section 232.3, subsection 1, Code 2020, is
8 amended to read as follows:
9 1. During the pendency of an action under this chapter, a
10 party to the action is estopped from litigating concurrently
11 the custody, guardianship, or placement of a child who is the
12 subject of the action, in a court other than the juvenile court

13 with jurisdiction of the pending action under this chapter. A
14 district judge, district associate judge, juvenile court judge,
15 magistrate, or judicial hospitalization referee, upon notice
16 of the pendency of an action under this chapter, shall not
17 issue an order, finding, or decision relating to the custody,
18 guardianship, or placement of the child who is the subject of
19 the action, under any law, including but not limited to chapter
20 232D, 598, ~~or 598B, or 633.~~

21 Sec. 2. Section 232.3, Code 2020, is amended by adding the
22 following new subsection:

23 **NEW SUBSECTION.** 3. An action which is pending under chapter
24 232D prior to an action being brought under this chapter shall
25 be stayed by the court in the chapter 232D action unless the
26 court follows the procedures in subsection 2 and authorizes a
27 party to the action to litigate a specific issue under this
28 chapter.

29 Sec. 3. Section 232D.103, Code 2020, is amended to read as
30 follows:

31 **232D.103 Jurisdiction.**

32 The juvenile court has exclusive jurisdiction in a
33 guardianship proceeding concerning a minor who is alleged to be
34 in need of a guardianship, and guardianships of minors.

35 Sec. 4. Section 232D.105, subsection 1, Code 2020, is

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1 amended to read as follows:

2 1. A petition alleging that a minor is in need of a
3 conservatorship is not subject to this chapter. Such
4 proceedings shall be governed by chapter 633 and may be
5 initiated pursuant to section ~~633.627~~ 633.557.

6 Sec. 5. **NEW SECTION. 232D.107 Confidentiality.**

7 Official juvenile court records in guardianship proceedings
8 shall be confidential and are not public records. Confidential
9 records may be inspected and their contents shall be disclosed
10 to the following without court order, provided that a person
11 or entity who inspects or receives a confidential record under
12 this section shall not disclose the confidential record or its
13 contents unless required by law:

14 1. The judge and professional court staff.

15 2. The minor and the minor's counsel.

16 3. The minor's parent, guardian or custodian, court
17 visitor, and any counsel representing such person.

18 Sec. 6. Section 232D.301, subsection 2, paragraph d,
19 subparagraph (3), Code 2020, is amended to read as follows:

20 (3) Any adult who has had the primary care of the minor or
21 with whom the minor has lived for ~~at least any time during the~~
22 six months prior to immediately preceding the filing of the
23 petition.

24 Sec. 7. Section 232D.301, subsection 4, Code 2020, is
25 amended to read as follows:

26 4. The petition shall state whether a limited guardianship

27 is appropriate, and whether a conservatorship for the minor is
28 needed or already in existence.

29 Sec. 8. Section 232D.302, subsection 2, Code 2020, is
30 amended to read as follows:

31 2. Notice shall be served upon the minor's known parents
32 listed in the petition in accordance with the rules of civil
33 procedure. If the parent has not filed a consent to the
34 appointment of a guardian, the notice shall inform any parent
35 named in the petition that the parent may be entitled to

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1 representation under the conditions described in section
2 232D.304.

3 Sec. 9. Section 232D.305, subsection 1, Code 2020, is
4 amended to read as follows:

5 1. The court may appoint a court visitor for the minor. A
6 person is qualified to serve as a court visitor if the court
7 determines the person has demonstrated sufficient knowledge of
8 guardianships to adequately perform the duties in subsection 3.

9 Sec. 10. Section 232D.306, Code 2020, is amended by adding
10 the following new subsection:

11 NEW SUBSECTION. 4. A hearing on the petition may be
12 recorded if a court reporter is not used.

13 Sec. 11. Section 232D.307, subsections 1 and 2, Code 2020,
14 are amended to read as follows:

15 1. The court shall request criminal record checks and checks
16 of the child abuse, dependent adult abuse, and sex offender
17 registries in this state for all proposed guardians other than
18 financial institutions with Iowa trust powers unless a proposed
19 guardian has undergone the required background checks in this
20 section within the ~~twelve~~ six months prior to the filing of
21 a petition and the background check has been provided to the
22 court.

23 2. The court shall review the results of background
24 checks in determining the suitability of a proposed guardian
25 for appointment, and may, for good cause, share with the
26 respondent, the respondent's attorney, and the protected
27 person's attorney, the results of background checks.

28 Sec. 12. Section 232D.401, subsection 1, Code 2020, is
29 amended to read as follows:

30 1. The order by the court appointing a guardian for a minor
31 shall state the basis for the order and the date on which the
32 first reporting period for the guardianship will end.

33 Sec. 13. Section 232D.401, subsection 3, unnumbered
34 paragraph 1, Code 2020, is amended to read as follows:

35 An order by the court appointing a guardian for a minor shall

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1 state the powers granted to the guardian. Except as otherwise

2 limited by court order, the court may grant the guardian the
3 following powers, which may be exercised without ~~prior~~ further
4 court approval:

5 Sec. 14. Section 232D.401, subsection 3, paragraph e, Code
6 2020, is amended to read as follows:

7 e. Applying for and receiving funds and benefits payable
8 for the support of the minor if the minor does not have a
9 conservator. If the minor has a conservator, the guardian
10 shall notify the conservator at least ten days before applying
11 for funds or benefits for the support of the minor.

12 Sec. 15. Section 232D.501, subsection 1, paragraph a,
13 unnumbered paragraph 1, Code 2020, is amended to read as
14 follows:

15 A verified initial care plan filed within sixty days of
16 appointment. The information, to the extent known, in the
17 initial care plan shall include but not be limited to the
18 following information:

19 Sec. 16. Section 232D.501, subsection 1, paragraph a, Code
20 2020, is amended by adding the following new subparagraph:
21 NEW SUBPARAGRAPH. (2A) The guardian's plan, if any, for
22 applying for and receiving funds and benefits payable for the
23 support of the minor.

24 Sec. 17. Section 232D.501, subsection 1, paragraph b,
25 unnumbered paragraph 1, Code 2020, is amended to read as
26 follows:

27 A verified annual report filed within thirty days of the
28 close of the reporting period. The information, to the extent
29 known, in the annual report shall include but not be limited
30 to the following information:

31 Sec. 18. Section 232D.501, subsection 1, paragraph b, Code
32 2020, is amended by adding the following new subparagraphs:
33 NEW SUBPARAGRAPH. (11) The results of the guardian's
34 efforts to apply for funds or benefits for the minor, and
35 an accounting for the use of such funds or benefits by the

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1 guardian.

2 NEW SUBPARAGRAPH. (12) Any other information the guardian
3 deems necessary for the court to consider.

4 Sec. 19. Section 232D.501, Code 2020, is amended by adding
5 the following new subsections:

6 NEW SUBSECTION. 5. A copy of the verified initial care plan
7 and verified annual report shall be served, annually, on the
8 protected person, the protected person's attorney, if any, and
9 court visitor, if any.

10 NEW SUBSECTION. 6. The court, for good cause, may extend
11 the deadline for filing required reports. Required reports of
12 a guardian which are not timely filed and which are delinquent,
13 and for which no extension for filing has been granted by the
14 court, shall be administered in the same manner as provided in
15 section 633.32.

DIVISION II

16
17 ADULT GUARDIANSHIPS AND MINOR AND ADULT CONSERVATORSHIPS

18 Sec. 20. Section 235B.6, subsection 2, paragraph d, Code
19 2020, is amended by adding the following new subparagraph:
20 NEW SUBPARAGRAPH. (7) To a district court conducting
21 checks of the dependent adult abuse registry for all proposed
22 guardians and conservators pursuant to section 633.564.

23 Sec. 21. Section 633.556, subsections 4, 5, and 8, Code
24 2020, are amended to read as follows:

25 4. The petition shall list the name and address of the
26 ~~petitioner and the petitioner's relationship to the respondent.~~
27 following:

28 a. The respondent.

29 b. The petitioner and the petitioner's relationship to the
30 respondent.

31 c. The proposed guardian or conservator and the reason the
32 proposed guardian or conservator should be selected.

33 5. The petition shall list the name and address, to the
34 extent known, of the following:

35 ~~a. The name and address of the proposed guardian and the~~

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1 ~~reason the proposed guardian should be selected.~~

2 ~~b.~~ a. Any spouse of the respondent.

3 ~~c.~~ b. Any adult children of the respondent.

4 ~~d.~~ c. Any parents of the respondent.

5 ~~e.~~ d. Any adult, who has had the primary care of the
6 respondent or with whom the respondent has lived for at least
7 any time during the six months prior to immediately preceding
8 the filing of the petition, or any institution or facility
9 where the respondent has resided for at least six months prior
10 to any time during the six months immediately preceding the
11 filing of the petition.

12 ~~f.~~ e. Any legal representative or representative payee of
13 the respondent.

14 ~~g.~~ f. Any person designated as an attorney in fact in a
15 durable power of attorney for health care which is valid under
16 chapter 144B, or any person designated as an agent in a durable
17 power of attorney which is valid under chapter 633B.

18 8. ~~The A~~ A petition for conservator shall provide a brief
19 description of the respondent's alleged functional limitations
20 that make the respondent unable to communicate or carry out
21 important decisions concerning the respondent's financial
22 affairs. A petition for guardianship shall provide a brief
23 description of the respondent's alleged functional limitations
24 that make the respondent unable to provide for the respondent's
25 safety, care, or necessities.

26 Sec. 22. Section 633.561, subsection 1, paragraph a, Code
27 2020, is amended to read as follows:

28 ~~a. If the respondent is an adult and is not the petitioner~~

29 Except as provided in paragraph "b", the respondent is entitled

30 to representation by an attorney. Upon the filing of the
31 petition, the court shall appoint an attorney to represent the
32 respondent, set a hearing on the petition, and provide for
33 notice of the appointment of counsel and the date for hearing.
34 Sec. 23. Section 633.561, subsection 6, Code 2020, is
35 amended to read as follows:

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1 6. If the court determines that it would be in the
2 respondent's best interest to have legal representation
3 with respect to any further proceedings in a guardianship
4 or conservatorship, the court may appoint an attorney to
5 represent the respondent at the expense of the respondent or
6 the respondent's estate, or if the respondent is indigent the
7 cost of the court appointed attorney shall be assessed against
8 the county in which the proceedings are pending.

9 Sec. 24. Section 633.562, subsection 1, Code 2020, is
10 amended to read as follows:

11 1. If the court determines that the appointment of a court
12 visitor would be in the best interest of the respondent, the
13 court shall appoint a court visitor at the expense of the
14 respondent or the respondent's estate, or, if the respondent
15 is indigent, the cost of the court visitor shall be assessed
16 against the county in which the proceedings are pending. The
17 court may appoint any qualified person as a court visitor in
18 a guardianship or conservatorship proceeding. A person is
19 qualified to serve in this capacity if the court determines the
20 person has demonstrated sufficient knowledge of guardianships
21 or conservatorships to adequately perform the duties in
22 subsection 3.

23 Sec. 25. Section 633.562, Code 2020, is amended by adding
24 the following new subsection:

25 NEW SUBSECTION. 7. A court visitor shall be discharged
26 from all further duties upon appointment of a guardian or
27 conservator, unless otherwise ordered by the court. The court
28 may order a court visitor to continue to serve if the court
29 determines continued service would be in the best interest of
30 the protected person. If the court continues the service of
31 the court visitor, the court may limit the direct duties of the
32 court visitor as the court deems necessary. The court visitor
33 shall thereafter continue to serve until discharged by the
34 court.

35 Sec. 26. Section 633.563, subsection 7, unnumbered

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1 paragraph 1, Code 2020, is amended to read as follows:

2 The results of the evaluation ordered by the court shall be
3 made available to filed with the court and made available to
4 the following:

5 Sec. 27. Section 633.564, subsections 1 and 2, Code 2020,

6 are amended to read as follows:

7 1. The court shall request criminal record checks and
8 checks of the child abuse, dependent adult abuse, and sexual
9 offender registries in this state for all proposed guardians
10 and conservators, other than financial institutions with Iowa
11 trust powers, unless a proposed guardian or conservator has
12 undergone the required background checks required by this
13 section within the six months prior to the filing of a petition
14 and the background check has been provided to the court.

15 2. The court shall review the results of background checks
16 in determining the suitability of a proposed guardian or
17 conservator for appointment, and may, for good cause, share
18 with the respondent, the respondent's attorney, and the
19 protected person's attorney, the results of the background
20 checks.

21 Sec. 28. Section 633.569, Code 2020, is amended to read as
22 follows:

23 **633.569 Emergency appointment of temporary guardian or**
24 **conservator.**

25 1. A person authorized to file a petition under section
26 ~~633.552, 633.553, or 633.554~~ 633.556 or 633.557 may file an
27 application for the emergency appointment of a temporary
28 guardian or conservator.

29 2. Such application shall state all of the following:

30 a. The name and address of the respondent.

31 Ob. The name and address of the petitioner and the
32 petitioner's relationship to the respondent.

33 b. The name and address of the proposed guardian or
34 conservator and the reason the proposed guardian or conservator
35 should be selected.

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1 Oc. The names and addresses, to the extent known, of any
2 other persons who must be named in the petition for appointment
3 of a guardian or conservator under section 633.556 or 633.557.

4 c. The reason the emergency appointment of a temporary
5 guardian or conservator is sought.

6 3. The court may enter an ex parte order appointing a
7 temporary guardian or conservator on an emergency basis
8 under this section if the court finds by clear and convincing
9 evidence that all of the following conditions are met:

10 a. There is not sufficient time to file a petition and hold
11 a hearing pursuant to section ~~633.552, 633.553, or 633.554~~
12 633.556, 633.557, or 633.560.

13 b. The appointment of a temporary guardian or conservator
14 is necessary to avoid immediate or irreparable harm to the
15 respondent before a hearing with notice to the respondent can
16 be held.

17 c. There is reason to believe that the basis for appointment
18 of guardian or conservator exists under section ~~633.552,~~
19 ~~633.553, or 633.554~~ 633.556 or 633.557.

20 04. Immediately on filing of an application for the
21 emergency appointment of a temporary guardian or conservator,
22 the court shall appoint an attorney to represent the respondent
23 in the proceeding.

24 4. Notice of a petition for the appointment of a temporary
25 guardian or conservator and the issuance of an ex parte
26 order appointing a temporary guardian or conservator shall be
27 provided not later than forty-eight hours after the issuance of
28 the order of appointment to the respondent, the respondent's
29 attorney, and any other person the court determines should
30 receive notice. Notice shall be provided by personal service
31 unless otherwise directed by the court.

32 5. Upon the issuance of an ex parte order, if the respondent
33 is an adult, the respondent may file a request for a hearing.
34 If the respondent is a minor, the respondent, a parent having
35 legal custody of the respondent, or any other person having

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1 legal custody of the respondent may file a written request for
2 a hearing. Such hearing shall be held no later than seven days
3 after the filing of a written request. A hearing shall be held
4 not more than seven days after the issuance of an ex parte
5 order appointing a temporary guardian or conservator.

6 6. The powers of the temporary guardian or conservator
7 set forth in the order of the court shall be limited to those
8 necessary to address the emergency situation requiring the
9 appointment of a temporary guardian or conservator.

10 7. The temporary guardianship or conservatorship shall
11 terminate within ~~thirty~~ sixty days after the order is issued.

12 8. The court may extend the duration of the temporary
13 guardianship or conservatorship for good cause beyond the sixty
14 days if the court determines after a hearing that the temporary
15 guardianship or conservatorship should continue. An extension
16 shall not be for more than sixty days at a time.

17 9. The temporary guardian or conservator shall submit any
18 report the court requires.

19 Sec. 29. Section 633.635, subsection 1, Code 2020, is
20 amended to read as follows:

21 1. The order by the court appointing a guardian shall state
22 the basis for the guardianship pursuant to section 633.552
23 and the date on which the first reporting period for the
24 guardianship shall end.

25 Sec. 30. Section 633.641, subsection 3, Code 2020, is
26 amended to read as follows:

27 3. If a protected person has executed a valid power of
28 attorney under chapter 633B, the conservator shall act in
29 accordance with the applicable provisions of chapter 633B

30 If the court appoints a conservator for a protected person
31 who has previously executed a valid power of attorney under
32 chapter 633B, the power of attorney is suspended unless the

33 power of attorney provides otherwise or the court appointing
34 the conservator orders that the power of attorney should
35 continue. If the power of attorney continues, the agent is

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1 accountable to the conservator as well as the principal. The
2 power of attorney shall be reinstated upon termination of the
3 conservatorship for reasons other than the protected person's
4 death.

5 Sec. 31. Section 633.642, unnumbered paragraph 1, Code
6 2020, is amended to read as follows:

7 Except as otherwise ordered by the court, and except
8 for those powers relating to all fiduciaries as set out in
9 sections 633.63 through 633.162 which may be exercised without
10 approval of the court unless expressly modified by the court,
11 a conservator must give notice to persons entitled to notice
12 and receive specific prior authorization by the court before
13 the conservator may take any other action on behalf of the
14 protected person. ~~These other powers~~ Powers requiring court
15 approval include, but are not limited to the authority of the
16 conservator to:

17 Sec. 32. Section 633.669, Code 2020, is amended to read as
18 follows:

19 **633.669 Reporting requirements — assistance by clerk Reports**
20 **by guardians.**

21 1. A guardian appointed by the court under this chapter
22 shall file with the court the following ~~written~~ verified
23 reports which shall not be waived by the court:

24 a. An initial care plan filed within sixty days of
25 appointment. The information, to the extent known, in the
26 initial care plan shall include but not be limited to the
27 following information:

28 (1) The current residence of the protected person and the
29 guardian's plan for the protected person's living arrangements.

30 (2) The current sources of payment for the protected
31 person's living expenses and other expenses, and the guardian's
32 plan for payment of the protected person's living expenses and
33 other expenses.

34 (3) The protected person's health status and health care
35 needs, and the guardian's plan for meeting the protected

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1 person's ~~needs for medical, dental, and other~~ health care
2 needs.

3 (3A) Whether the protected person has a living will or
4 health care power of attorney.

5 (4) If applicable, the protected person's need for other
6 professional services for mental, behavioral, or emotional
7 health, and the guardian's plan for other professional services
8 needed by the protected person.

9 (5) If applicable, the protected person's employment
10 status, the protected person's need for educational, training,
11 or vocational services, and the guardian's plan for meeting the
12 educational, training, and vocational needs of the protected
13 person.

14 (6) If applicable, the guardian's plan for facilitating the
15 participation of the protected person in social activities.

16 (7) The guardian's plan for facilitating contacts between
17 the protected person and the protected person's family members
18 and other ~~significant~~ persons significant in the life of the
19 protected person.

20 (8) The guardian's plan for contact with, and activities on
21 behalf of, the protected person.

22 (9) The powers that the guardian requests to carry out the
23 initial care plan.

24 (10) The guardian shall file an amended plan when there
25 has been a significant change in the circumstances or the
26 guardian seeks to deviate significantly from the plan. The
27 guardian must obtain court approval of the amended plan before
28 implementing any of its provisions.

29 b. An annual report, filed within sixty days of the close
30 of the reporting period, ~~unless the court otherwise orders~~
31 ~~on good cause shown.~~ The information in the annual report
32 shall include but not be limited to, to the extent known, the
33 following information:

34 (1) The current living arrangements of the protected
35 person.

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1 (2) The sources of payment for the protected person's living
2 expenses and other expenses.

3 (3) A description, if applicable, of the following:

4 (a) The protected person's ~~physical and mental health~~
5 status and the ~~medical, dental, and other professional health~~
6 services provided to the protected person.

7 (b) If applicable, the protected person's employment status
8 and the educational, training, and vocational services provided
9 to the protected person.

10 (0c) The guardian's facilitation of the participation of
11 the protected person in social activities.

12 (c) The contact of the protected person with family members
13 and other significant persons.

14 (d) The nature and extent of the guardian's visits with, and
15 activities on behalf of, the protected person.

16 (04) The guardian's changes to the care plan for the
17 protected person for the next annual reporting period.

18 (004) The powers that the guardian requests to carry out
19 the care plan for the protected person for the next annual
20 reporting period.

21 (4) The guardian's recommendation as to the need for
22 continuation of the guardianship.

- 23 (5) The ability of the guardian to continue as guardian.
- 24 (6) The need of the guardian for assistance in providing or
- 25 arranging for the provision of the care and protection of the
- 26 protected person.
- 27 (7) Any other information the guardian deems necessary for
- 28 the court to consider.
- 29 c. A final report within thirty days of the termination
- 30 of the guardianship under section 633.675 unless that time is
- 31 extended by the court.
- 32 2. The court shall develop a simplified uniform reporting
- 33 form for use in filing the required reports.
- 34 3. The clerk of the court shall notify the guardian in
- 35 writing of the reporting requirements and shall provide

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- 1 information and assistance to the guardian in filing the
- 2 reports.
- 3 4. Reports of guardians shall be reviewed and approved by a
- 4 district court judge or referee.
- 5 5. The court, for good cause, may extend the deadline for
- 6 filing required reports. Required reports of a guardian which
- 7 are not timely filed and which are delinquent, and for which no
- 8 extension for filing has been granted by the court, shall be
- 9 administered as provided in section 633.32.
- 10 Sec. 33. Section 633.669, Code 2020, is amended by adding
- 11 the following new subsection:
- 12 NEW SUBSECTION. 5. A copy of the verified initial care plan
- 13 and verified annual report shall be served, annually, on the
- 14 protected person, the protected person's attorney, if any, and
- 15 court visitor, if any.
- 16 Sec. 34. Section 633.670, Code 2020, is amended to read as
- 17 follows:
- 18 **633.670 Reports by conservators.**
- 19 1. A conservator shall file ~~an~~ a verified initial financial
- 20 management plan for protecting, managing, investing, expending,
- 21 and distributing the assets of the conservatorship estate
- 22 within ninety days after appointment which shall not be waived
- 23 by the court. The plan must be based on the needs of the
- 24 protected person and take into account the best interest of the
- 25 protected person as well as the protected person's preference,
- 26 values, and prior directions to the extent known to, or
- 27 reasonably ascertainable by, the conservator.
- 28 a. The initial plan shall include all of the following: The
- 29 initial financial management plan shall state the protected
- 30 person's age, residence, living arrangements, and sources of
- 31 payment for living expenses.
- 32 (1) A budget containing projected expenses and resources,
- 33 including an estimate of the total amount of fees the
- 34 conservator anticipates charging per year and a statement or
- 35 list of the amount the conservator proposes to charge for each

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1 ~~service the conservator anticipates providing to the protected~~
2 ~~person.~~

3 (2) ~~A statement as to how the conservator will involve~~
4 ~~the protected person in decisions about management of the~~
5 ~~conservatorship estate.~~

6 (3) ~~If ordered by the court, any step the conservator plans~~
7 ~~to take to develop or restore the ability of the protected~~
8 ~~person to manage the conservatorship estate.~~

9 (4) ~~An estimate of the duration of the conservatorship.~~

10 b. ~~If applicable, the protected person's will shall be filed~~
11 ~~with the court clerk and the protected person's prepaid burial~~
12 ~~trust and powers of attorney shall be described.~~

13 c. ~~The conservator shall include a proposed budget for the~~
14 ~~protected person and budget-related information for the next~~
15 ~~annual reporting period including all of the following:~~

16 (1) ~~The protected person's receipts and income and the~~
17 ~~projected source of income, if applicable, and the total~~
18 ~~estimated receipts and income.~~

19 (2) ~~The protected person's liabilities and debts and the~~
20 ~~total estimated liabilities and debts; a list and explanation~~
21 ~~of any liability or debt owed by the protected person to the~~
22 ~~conservator; a list and explanation of the liability of any~~
23 ~~other person for a liability of the protected person.~~

24 (3) ~~The protected person's estimated expenses on a~~
25 ~~monthly and annual basis including conservator fees and other~~
26 ~~administrative expenses.~~

27 d. ~~The conservator shall include a list of the protected~~
28 ~~person's assets and the conservator's plan for management of~~
29 ~~these assets.~~

30 e. ~~The conservator shall include a statement as to how the~~
31 ~~conservator will involve the protected person in decisions~~
32 ~~about management of the conservatorship estate.~~

33 f. ~~If ordered by the court, the conservator shall include~~
34 ~~any action the conservator plans to take to develop or~~
35 ~~restore the ability of the protected person to manage the~~

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1 ~~conservatorship estate.~~

2 g. ~~The conservator shall include the authority that the~~
3 ~~conservator requests to carry out the initial financial plan~~
4 ~~including expenditures in accordance with the proposed budget~~
5 ~~for the protected person and the plan for the management of the~~
6 ~~assets of the protected person for the next annual reporting~~
7 ~~period.~~

8 b. ~~h. Within two days after filing the initial plan, the~~
9 ~~The conservator shall give provide notice of the filing of~~
10 ~~the initial plan with and a copy of the initial plan to the~~
11 ~~protected person, the protected person's attorney, if any, and~~
12 ~~court advisor visitor, if any, and others as directed by the~~

13 court. The notice must state that any person entitled to a
14 copy of the plan must file any objections to the plan not later
15 than ~~fifteen days after it is filed~~ twenty days from the date
16 of mailing notice of filing the initial plan.
17 ~~e. i. At least~~ If no objections have been filed within
18 twenty days after the plan has been filed, the court shall
19 review and determine whether the plan should be approved or
20 revised, after considering objections filed and whether the
21 plan is consistent with the conservator's powers and duties
22 mailing notice of filing the initial plan, the conservator
23 shall submit a proposed order to the court approving the
24 initial plan. Upon the court's approval of the plan under
25 this subsection, the conservator shall provide a copy of the
26 approved plan and order approving the plan to the protected
27 person, the protected person's attorney, if any, and court
28 visitor, if any, and others as directed by the court.
29 ~~d. i. After approval by the court, the conservator shall~~
30 provide a copy of the approved plan and order approving the
31 plan to the protected person, the protected person's attorney
32 and court advisor, if any, and others as directed by the court
33 If any objections to the proposed plan are filed within twenty
34 days after the conservator has mailed notice of filing the
35 plan, the court shall set the matter for hearing and provide

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1 notice of the hearing date, time, and place to the same parties
2 who were sent copies of the initial plan. Following the
3 hearing on the conservator's proposed plan, the conservator
4 shall provide a copy of the approved plan and order approving
5 the plan to the protected person, the protected person's
6 attorney, if any, and court visitor, if any, and others as
7 directed by the court.
8 ~~e. k.~~ The conservator shall file an amended plan when
9 there has been a significant change in circumstances or the
10 conservator seeks to deviate significantly from the plan.
11 Before the amended plan is implemented, the provisions for
12 court approval of the plan shall be followed as provided in
13 paragraphs "b", "c", and "d" the initial financial management
14 plan.
15 2. A conservator shall ~~file~~ attach an inventory of the
16 protected person's assets ~~within ninety days after appointment~~
17 and debts to the initial financial management plan, which
18 includes an oath or affirmation that the inventory is believed
19 to be complete and accurate as far as information permits.
20 Copies of the inventory shall be provided to the protected
21 person, the protected person's attorney, ~~if any,~~ and court
22 advisor ~~visitor,~~ if any, and others as directed by the
23 court. When the conservator receives additional property
24 of the protected person, or becomes aware of its existence,
25 a description of the property shall be included in the
26 conservator's next annual report.

27 3. A conservator shall file a ~~written and~~ verified report on
28 an annual basis for the period since the end of the preceding
29 report period. ~~The court which~~ shall not ~~waive these reports~~
30 be waived by the court.
31 ~~a. These reports shall include all of the following: The~~
32 annual report shall state the age, the residence and the living
33 arrangements of the protected person, and sources of payment
34 for the protected person's living expenses during the reporting
35 period.

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1 ~~(1) Balance of funds on hand at the beginning and end of the~~
2 ~~period.~~
3 ~~(2) Disbursements made.~~
4 ~~(3) Changes in the conservator's plan.~~
5 ~~(4) List of assets as of the end of the period.~~
6 ~~(5) Bond amount and surety's name.~~
7 ~~(6) Residence and physical location of the protected~~
8 ~~person.~~
9 ~~(7) General physical and mental condition of the protected~~
10 ~~person.~~
11 ~~(8) Other information reflecting the condition of the~~
12 ~~conservatorship estate.~~
13 ~~b. These reports shall be filed: The conservator shall~~
14 submit with the annual report an inventory of the assets of the
15 protected person as of the last day of the reporting period the
16 total value of assets at the beginning and end of the reporting
17 period.
18 ~~(1) On an annual basis within sixty days of the end of the~~
19 ~~reporting period unless the court orders an extension for good~~
20 ~~cause shown in accordance with the rules of probate procedure.~~
21 ~~c. The annual report shall include an itemization of all~~
22 income or funds received and all expenditures made by the
23 conservator on behalf of the protected person. If any of
24 the expenditures were made to provide support for or pay the
25 debts of another person, the annual report shall include an
26 explanation of these expenditures. If any of the expenditures
27 were made to pay any liability or debt owed by the protected
28 person to the conservator, the annual report shall include an
29 explanation of these expenditures. If any of the expenditures
30 were made to pay any liability or debt that is also owed by
31 another person or entity, the annual report shall include an
32 explanation of these expenditures.
33 ~~d. The annual report shall include the following budget and~~
34 information related to the budget for the protected person:
35 (1) A description of changes, if any, made in the budget

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1 approved by the court for the preceding reporting period.

2 (2) A proposed budget and budget-related information for
3 the next reporting period containing the information set forth
4 in subsection 1, paragraph “c”.
5 (3) A request for approval of the proposed budget and
6 authority to make expenditures in accordance with the proposed
7 budget.
8 e. The annual report shall include the following information
9 related to the management of the assets of the protected
10 person:
11 (1) A description of changes, if any, in the plan for
12 management of the assets of the protected person approved by
13 the court for the preceding reporting period.
14 (2) A proposed plan for management of the assets of the
15 protected person for the next reporting period.
16 (3) A request for approval of the proposed plan for
17 management of the assets of the protected person and the
18 authority to carry out the plan.
19 f. The conservator shall include a statement as to how the
20 conservator will involve the protected person in decisions
21 about management of the conservatorship estate.
22 g. The annual report shall describe, if ordered by the
23 court, the actions that have been taken and that will be taken
24 by the conservator to develop or restore the ability of the
25 protected person to manage the conservatorship’s assets.
26 h. The conservator may request court approval of fees
27 provided by an attorney on behalf of the conservatorship or the
28 protected person during the preceding reporting period.
29 i. The conservator may request court approval of fees
30 provided the conservator on behalf of the conservatorship or
31 the protected person during the preceding reporting period.
32 4. The conservator shall file a verified final report with
33 the court as follows:
34 ~~(2)~~ a. Within thirty days following removal of the
35 conservator.

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1 ~~(3)~~ b. Upon the conservator’s filing of a resignation and
2 before the resignation is accepted by the court.
3 ~~(4)~~ c. Within sixty days following the termination of the
4 conservatorship.
5 ~~(5)~~ d. At other times as ordered by the court.
6 ~~e. 5. Reports required by this section~~ The initial
7 financial management plan, the inventory of the protected
8 person’s assets, and the annual report shall be served,
9 annually, on the protected person, the protected person’s
10 attorney, if any, and court advisor visitor, if any, and the
11 veterans administration if the protected person is receiving
12 veterans’ benefits.
13 6. The court, for good cause, may extend the deadline for
14 filing required reports. Required reports of a conservator
15 which are not timely filed and which are delinquent, and for

16 which no extension for filing has been granted by the court,
17 shall be administered as provided in section 633.32.

18 Sec. 35. Section 633.675, subsections 2, 3, and 4, Code
19 2020, are amended to read as follows:

20 2. The court shall terminate a guardianship for an adult if
21 ~~it the court finds by clear and convincing evidence~~ that the
22 basis for appointing a guardian pursuant to section 633.552 is
23 not satisfied.

24 3. The court shall terminate a conservatorship for an adult
25 if the court finds ~~by clear and convincing evidence~~ that the
26 basis for appointing a conservator pursuant to section 633.553
27 or 633.554 is not satisfied.

28 4. The standard of proof and the burden of proof to be
29 applied in a termination proceeding to terminate a guardianship
30 or conservatorship for an adult shall be the same as set forth
31 in section 633.551, subsection 2.

32 Sec. 36. REPEAL. Section 633.671, Code 2020, is repealed.

33 Sec. 37. EFFECTIVE DATE. The following, being deemed of
34 immediate importance, take effect upon enactment:

35 1. The section of this division of this Act amending section

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1 633.669, subsection 1.

2 2. The section of this division of this Act amending section
3 633.670.

4 Sec. 38. RETROACTIVE APPLICABILITY. The following apply
5 retroactively to January 1, 2020:

6 1. The section of this division of this Act amending section
7 633.669, subsection 1.

8 2. The section of this division of this Act amending section
9 633.670.

10 DIVISION III
11 CONFORMING CHANGES

12 Sec. 39. Section 633.3, subsections 9, 17, 22, and 23, Code
13 2020, are amended to read as follows:

14 9. *Conservator* — a person appointed by the court to have
15 the custody and control of the property of a ward protected
16 person under the provisions of this probate code.

17 17. *Estate* — the real and personal property of either a
18 decedent or a ward protected person, and may also refer to the
19 real and personal property of a trust described in section
20 633.10.

21 22. *Guardian* — the person appointed by the court to have
22 the custody of the person of the ward protected person under
23 the provisions of this probate code.

24 23. *Guardian of the property* — at the election of the
25 person appointed by the court to have the custody and care of
26 the property of a ward protected person, the term “*guardian of*
27 *the property*” may be used, which term shall be synonymous with
28 the term “*conservator*”.

29 Sec. 40. Section 633.78, subsection 1, unnumbered paragraph

30 1, Code 2020, is amended to read as follows:

31 A fiduciary under this chapter may present a written request
32 to any person for the purpose of obtaining property owned by
33 a decedent or by a ~~ward~~ protected person of a conservatorship
34 for which the fiduciary has been appointed, or property to
35 which a decedent or ~~ward~~ protected person is entitled, or

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1 for information about such property needed to perform the
2 fiduciary's duties. The request must contain statements
3 confirming all of the following:

4 Sec. 41. Section 633.78, subsection 1, paragraph b, Code
5 2020, is amended to read as follows:

6 b. The request has been signed by all fiduciaries acting on
7 behalf of the decedent or ~~ward~~ protected person.

8 Sec. 42. Section 633.78, subsection 4, paragraph a, Code
9 2020, is amended to read as follows:

10 a. Damages sustained by the decedent's or ~~ward's~~ protected
11 person's estate.

12 Sec. 43. Section 633.80, Code 2020, is amended to read as
13 follows:

14 **633.80 Fiduciary of a fiduciary.**

15 A fiduciary has no authority to act in a matter wherein the
16 fiduciary's decedent or ~~ward~~ protected person was merely a
17 fiduciary, except that the fiduciary shall file a report and
18 accounting on behalf of the decedent or ~~ward~~ protected person
19 in said matter.

20 Sec. 44. Section 633.93, Code 2020, is amended to read as
21 follows:

22 **633.93 Limitation on actions affecting deeds.**

23 No action for recovery of any real estate sold by any
24 fiduciary can be maintained by any person claiming under the
25 deceased, the ~~ward~~ protected person, or a beneficiary, unless
26 brought within five years after the date of the recording of
27 the conveyance.

28 Sec. 45. Section 633.112, Code 2020, is amended to read as
29 follows:

30 **633.112 Discovery of property.**

31 The court may require any person suspected of having
32 possession of any property, including records and documents,
33 of the decedent, ~~ward~~ protected person, or the estate, or of
34 having had such property under the person's control, to appear
35 and submit to an examination under oath touching such matters,

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1 and if on such examination it appears that the person has the
2 wrongful possession of any such property, the court may order
3 the delivery thereof to the fiduciary. Such a person shall be
4 liable to the estate for all damages caused by the person's
5 acts.

6 Sec. 46. Section 633.123, subsection 1, paragraph b,
7 subparagraph (3), Code 2020, is amended to read as follows:

8 (3) The needs and rights of the beneficiaries or the ~~ward~~
9 protected person.

10 Sec. 47. Section 633.558, subsection 3, Code 2020, is
11 amended to read as follows:

12 3. Notice of the filing of a petition given to persons under
13 ~~subsections subsection 2 and 3~~ shall include a statement that
14 such persons may register to receive notice of the hearing
15 on the petition and other proceedings and the manner of such
16 registration.

17 Sec. 48. Section 633.560, subsection 3, Code 2020, is
18 amended to read as follows:

19 3. The court shall require the proposed guardian or
20 conservator to attend the hearing on the petition but the court
21 may excuse the proposed guardian's or conservator's attendance
22 for good cause shown.

23 Sec. 49. Section 633.561, subsection 4, paragraphs c and f,
24 Code 2020, are amended to read as follows:

25 c. Ensure that the respondent has been properly advised of
26 the respondent's rights in a guardianship or conservatorship
27 proceeding.

28 f. Ensure that the guardianship or conservatorship
29 procedures conform to the statutory and due process
30 requirements of Iowa law.

31 Sec. 50. Section 633.561, subsection 5, paragraphs a and b,
32 Code 2020, are amended to read as follows:

33 a. Inform the respondent of the effects of the order entered
34 for appointment of guardian or conservator.

35 b. Advise the respondent of the respondent's rights to

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1 petition for modification or termination of the guardianship
2 or conservatorship.

3 Sec. 51. Section 633.562, subsection 5, paragraphs a and b,
4 Code 2020, are amended to read as follows:

5 a. A recommendation regarding the appropriateness of a
6 limited guardianship or conservatorship for the respondent,
7 including whether less restrictive alternatives are available.

8 b. A statement of the qualifications of the guardian or
9 conservator together with a statement of whether the respondent
10 has expressed agreement with the appointment of the proposed
11 guardian or conservator.

12 Sec. 52. Section 633.580, subsections 1 and 4, Code 2020,
13 are amended to read as follows:

14 1. The name, age, and last known post office address of the
15 proposed ~~ward~~ protected person.

16 4. A general description of the property of the proposed
17 ~~ward~~ protected person within this state and of the proposed
18 ~~ward's protected person's~~ right to receive property; also, the
19 estimated present value of the real estate, the estimated value

20 of the personal property, and the estimated gross annual income
21 of the estate. If any money is payable, or to become payable,
22 to the proposed ~~ward protected person~~ by the United States
23 through the United States department of veterans affairs, the
24 petition shall so state.

25 Sec. 53. Section 633.591A, Code 2020, is amended to read as
26 follows:

27 **633.591A Voluntary petition for appointment of conservator**
28 **for a minor — standby basis.**

29 A person having physical and legal custody of a minor
30 may execute a verified petition for the appointment of a
31 standby conservator of the proposed ~~ward's protected person's~~
32 property, upon the express condition that the petition shall
33 be acted upon by the court only upon the occurrence of an event
34 specified or the existence of a described condition of the
35 mental or physical health of the petitioner, the occurrence

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1 of which event, or the existence of which condition, shall be
2 established in the manner directed in the petition.

3 Sec. 54. Section 633.603, Code 2020, is amended to read as
4 follows:

5 **633.603 Appointment of foreign conservators.**

6 When there is no conservatorship, nor any application
7 therefor pending, in this state, the duly qualified foreign
8 conservator or guardian of a nonresident ~~ward protected~~
9 person may, upon application, be appointed conservator of the
10 property of such person in this state; provided that a resident
11 conservator is appointed to serve with the foreign conservator;
12 and provided further, that for good cause shown, the court
13 may appoint the foreign conservator to act alone without the
14 appointment of a resident conservator.

15 Sec. 55. Section 633.604, Code 2020, is amended to read as
16 follows:

17 **633.604 Application.**

18 The application for appointment of a foreign conservator
19 or guardian as conservator in this state shall include the
20 name and address of the nonresident ~~ward protected person~~, and
21 of the nonresident conservator or guardian, and the name and
22 address of the resident conservator to be appointed. It shall
23 be accompanied by a certified copy of the original letters
24 or other authority conferring the power upon the foreign
25 conservator or guardian to act as such. The application
26 shall also state the cause for the appointment of the foreign
27 conservator to act as sole conservator, if such be the case.

28 Sec. 56. Section 633.605, Code 2020, is amended to read as
29 follows:

30 **633.605 Personal property.**

31 A foreign conservator or guardian of a nonresident may
32 be authorized by the court of the county wherein such ~~ward~~
33 protected person has personal property to receive the same upon

34 compliance with the provisions of sections 633.606, 633.607 and
35 633.608.

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1 Sec. 57. Section 633.607, Code 2020, is amended to read as
2 follows:

3 **633.607 Order for delivery.**

4 Upon the filing of the bond as above provided, and the court
5 being satisfied with the amount thereof, it shall order the
6 personal property of the ward protected person delivered to
7 such conservator or guardian.

8 Sec. 58. Section 633.633, Code 2020, is amended to read as
9 follows:

10 **633.633 Provisions applicable to all fiduciaries shall**
11 **govern.**

12 The provisions of this probate code applicable to all
13 fiduciaries shall govern the appointment, qualification, oath
14 and bond of guardians and conservators, except that a guardian
15 shall not be required to give bond unless the court, for good
16 cause, finds that the best interests of the ward protected
17 person require a bond. The court shall then fix the terms and
18 conditions of such bond.

19 Sec. 59. Section 633.633B, Code 2020, is amended to read as
20 follows:

21 **633.633B Tort liability of guardians and conservators.**

22 The fact that a person is a guardian or conservator shall not
23 in itself make the person personally liable for damages for the
24 acts of the ward protected person.

25 Sec. 60. Section 633.636, Code 2020, is amended to read as
26 follows:

27 **633.636 Effect of appointment of guardian or conservator.**

28 The appointment of a guardian or conservator shall not
29 constitute an adjudication that the ward protected person is of
30 unsound mind.

31 Sec. 61. Section 633.637, Code 2020, is amended to read as
32 follows:

33 **633.637 Powers of ward protected person.**

34 1. A ward protected person for whom a conservator has been
35 appointed shall not have the power to convey, encumber, or

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1 dispose of property in any manner, other than by will if the
2 ward protected person possesses the requisite testamentary
3 capacity, unless the court determines that the ward protected
4 person has a limited ability to handle the ward's protected
5 person's own funds. If the court makes such a finding, the
6 court shall specify to what extent the ward protected person
7 may possess and use the ward's protected person's own funds.
8 2. Any modification of the powers of the ward protected
9 person that would be more restrictive of the ward's protected

10 person's control over the ~~ward's~~ protected person's financial
11 affairs shall be based upon clear and convincing evidence
12 and the burden of persuasion is on the conservator. Any
13 modification that would be less restrictive of the ~~ward's~~
14 protected person's control over the ~~ward's~~ protected person's
15 financial affairs shall be based upon proof in accordance with
16 the requirements of section 633.675.

17 Sec. 62. Section 633.637A, Code 2020, is amended to read as
18 follows:

19 **633.637A Rights of ~~ward~~ protected person under guardianship.**

20 An adult ~~ward~~ protected person under a guardianship has the
21 right of communication, visitation, or interaction with other
22 persons upon the consent of the adult ~~ward~~ protected person,
23 subject to section 633.635, subsection 2, paragraph "i", and
24 section 633.635, subsection 3, paragraph "c". If an adult ~~ward~~
25 protected person is unable to give express consent to such
26 communication, visitation, or interaction with a person due
27 to a physical or mental condition, consent of an adult ~~ward~~
28 protected person may be presumed by a guardian or a court based
29 on an adult ~~ward's~~ protected person's prior relationship with
30 such person.

31 Sec. 63. Section 633.638, Code 2020, is amended to read as
32 follows:

33 **633.638 Presumption of fraud.**

34 If a conservator be appointed, all contracts, transfers and
35 gifts made by the ~~ward~~ protected person after the filing of the

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1 petition shall be presumed to be a fraud against the rights
2 and interest of the ~~ward~~ protected person except as otherwise
3 directed by the court pursuant to section 633.637.

4 Sec. 64. Section 633.639, Code 2020, is amended to read as
5 follows:

6 **633.639 Title to ~~ward's~~ protected person's property.**

7 The title to all property of the ~~ward~~ protected person is
8 in the ~~ward~~ protected person and not the conservator subject,
9 however, to the possession of the conservator and to the
10 control of the court for the purposes of administration,
11 sale or other disposition, under the provisions of the
12 law. Any real property titled at any time in the name of a
13 conservatorship shall be deemed to be titled in the ~~ward's~~
14 protected person's name subject to the conservator's right of
15 possession.

16 Sec. 65. Section 633.640, Code 2020, is amended to read as
17 follows:

18 **633.640 Conservator's right to possession.**

19 Every conservator shall have a right to, and shall take,
20 possession of all of the real and personal property of the
21 ~~ward~~ protected person. The conservator shall pay the taxes
22 and collect the income therefrom until the conservatorship is
23 terminated. The conservator may maintain an action for the

24 possession of the property, and to determine the title to the
25 same.

26 Sec. 66. Section 633.643, Code 2020, is amended to read as
27 follows:

28 **633.643 Disposal of will by conservator.**

29 When an instrument purporting to be the will of the ~~ward~~
30 protected person comes into the hands of a conservator, the
31 conservator shall immediately deliver it to the court.

32 Sec. 67. Section 633.644, Code 2020, is amended to read as
33 follows:

34 **633.644 Court order to preserve testamentary intent of ~~ward~~**
35 **protected person.**

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1 Upon receiving an instrument purporting to be the will of a
2 living ~~ward~~ protected person under the provisions of section
3 633.643, the court may open said will and read it. The court
4 with or without notice, as it may determine, may enter such
5 orders in the conservatorship as it deems advisable for the
6 proper administration of the conservatorship in light of the
7 expressed testamentary intent of the ~~ward~~ protected person.

8 Sec. 68. Section 633.645, Code 2020, is amended to read as
9 follows:

10 **633.645 Court to deliver will to clerk.**

11 An instrument purporting to be the will of a ~~ward~~ protected
12 person coming into the hands of the court under the provisions
13 of section 633.643, shall thereafter be resealed by the court
14 and be deposited with the clerk to be held by said clerk as
15 provided in sections 633.286 through 633.289.

16 Sec. 69. Section 633.653A, Code 2020, is amended to read as
17 follows:

18 **633.653A Claims for cost of medical care or services.**

19 The provision of medical care or services to a ~~ward~~ protected
20 person who is a recipient of medical assistance under chapter
21 249A creates a claim against the conservatorship for the amount
22 owed to the provider under the medical assistance program for
23 the care or services. The amount of the claim, after being
24 allowed or established as provided in this part, shall be paid
25 by the conservator from the assets of the conservatorship.

26 Sec. 70. Section 633.654, Code 2020, is amended to read as
27 follows:

28 **633.654 Form and verification of claims — general**
29 **requirements.**

30 No claim shall be allowed against the estate of a ~~ward~~
31 protected person upon application of the claimant unless
32 it shall be in writing, filed in duplicate with the clerk,
33 stating the claimant's name and address, and describing the
34 nature and the amount thereof, if ascertainable. It shall be
35 accompanied by the affidavit of the claimant, or of someone for

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1 the claimant, that the amount is justly due, or if not due,
2 when it will or may become due, that no payments have been
3 made thereon which are not credited, and that there are no
4 offsets to the same, to the knowledge of the affiant, except as
5 therein stated. The duplicate of said claim shall be mailed
6 by the clerk to the conservator or the conservator's attorney
7 of record; however, valid contract claims arising in the
8 ordinary course of the conduct of the business or affairs of
9 the ward protected person by the conservator may be paid by the
10 conservator without requiring affidavit or filing.

11 Sec. 71. Section 633.656, Code 2020, is amended to read as
12 follows:

13 **633.656 How claim entitled.**

14 All claims filed against the estate of the ward protected
15 person shall be entitled in the name of the claimant against
16 the conservator as such, naming the conservator, and in all
17 further proceedings thereon, this title shall be preserved.

18 Sec. 72. Section 633.660, Code 2020, is amended to read as
19 follows:

20 **633.660 Execution and levy prohibited.**

21 No execution shall issue upon, nor shall any levy be made
22 against, any property of the estate of a ward protected person
23 under any judgment against the ward protected person or a
24 conservator, but the provisions of this section shall not be so
25 construed as to prevent the enforcement of a mortgage, pledge,
26 or other lien upon property in an appropriate proceeding.

27 Sec. 73. Section 633.661, Code 2020, is amended to read as
28 follows:

29 **633.661 Claims of conservators.**

30 If the conservator is a creditor of the ward protected
31 person, the conservator shall file the claim as other
32 creditors, and the court shall appoint some competent person as
33 temporary conservator to represent the ward protected person
34 at the hearing on the conservator's claim. The same procedure
35 shall be followed in the case of coconservators where all

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1 such conservators are creditors of the ward protected person;
2 but if one of the coconservators is not a creditor of the
3 ward protected person, such disinterested conservator shall
4 represent the ward protected person at the hearing on any claim
5 against the ward protected person by a coconservator.

6 Sec. 74. Section 633.662, Code 2020, is amended to read as
7 follows:

8 **633.662 Claims not filed.**

9 The conservator may pay any valid claim against the estate of
10 the ward protected person even though such claim has not been
11 filed, but all such payments made by the conservator shall be
12 at the conservator's own peril.

13 Sec. 75. Section 633.664, Code 2020, is amended to read as
14 follows:

15 **633.664 Liens not affected by failure to file claim.**

16 Nothing in sections 633.654 and 633.658 shall affect or
17 prevent an action or proceeding to enforce any mortgage,
18 pledge, or other lien upon the property of the ~~ward~~ protected
19 person.

20 Sec. 76. Section 633.665, Code 2020, is amended to read as
21 follows:

22 **633.665 Separate actions and claims.**

23 1. Any action pending against the ~~ward~~ protected person at
24 the time the conservator is appointed shall also be considered
25 a claim filed in the conservatorship if notice of substitution
26 is served on the conservator as defendant and a duplicate of
27 the proof of service of notice of such proceeding is filed in
28 the conservatorship proceeding.

29 2. A separate action based on a debt or other liability
30 of the ~~ward~~ protected person may be commenced against the
31 conservator in lieu of filing a claim in the conservatorship.
32 Such an action shall be commenced by serving an original notice
33 on the conservator and filing a duplicate of the proof of
34 service of notice of such proceeding in the conservatorship
35 proceeding. Such an action shall also be considered a claim

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1 filed in the conservatorship. Such an action may be commenced
2 only in a county where the venue would have been proper if
3 there were no conservatorship and the action had been commenced
4 against the ~~ward~~ protected person.

5 Sec. 77. Section 633.667, Code 2020, is amended to read as
6 follows:

7 **633.667 Payment of claims in insolvent conservatorships.**

8 When it appears that the assets in a conservatorship are
9 insufficient to pay in full all the claims against such
10 conservatorship, the conservator shall report such matter to
11 the court, and the court shall, upon hearing, with notice to
12 all persons who have filed claims in the conservatorship, make
13 an order for the pro rata payment of claims giving claimants
14 the same priority, if any, as they would have if the ~~ward~~
15 protected person were not under conservatorship.

16 Sec. 78. Section 633.668, Code 2020, is amended to read as
17 follows:

18 **633.668 Conservator may make gifts.**

19 For good cause shown and under order of court, a conservator
20 may make gifts on behalf of the ~~ward~~ protected person out of
21 the assets under a conservatorship to persons or religious,
22 educational, scientific, charitable, or other nonprofit
23 organizations to whom or to which such gifts were regularly
24 made prior to the commencement of the conservatorship, or on
25 a showing to the court that such gifts would benefit the ~~ward~~
26 protected person or the ~~ward's~~ protected person's estate from

27 the standpoint of income, gift, estate or inheritance taxes.
28 The making of gifts out of the assets must not foreseeably
29 impair the ability to provide adequately for the best interests
30 of the ~~ward~~ protected person.

31 Sec. 79. Section 633.673, Code 2020, is amended to read as
32 follows:

33 **633.673 Court costs in guardianships.**

34 The ~~ward~~ protected person or the ~~ward's~~ protected person's
35 estate shall be charged with the court costs of a ~~ward's~~

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1 protected person's guardianship, including the guardian's fees
2 and the fees of the attorney for the guardian. The court
3 may, upon application, enter an order waiving payment of the
4 court costs in indigent cases. However, if the ~~ward~~ protected
5 person or ~~ward's~~ protected person's estate becomes financially
6 capable of paying any waived costs, the costs shall be paid
7 immediately.

8 Sec. 80. Section 633.676, Code 2020, is amended to read as
9 follows:

10 **633.676 Assets exhausted.**

11 At any time that the assets of the ~~ward's~~ protected person's
12 estate do not exceed the amount of the charges and claims
13 against it, the court may direct the conservator to proceed to
14 terminate the conservatorship.

15 Sec. 81. Section 633.677, Code 2020, is amended to read as
16 follows:

17 **633.677 Accounting to ~~ward~~ protected person — notice.**

18 Upon the termination of a conservatorship, the conservator
19 shall pay the costs of administration and shall render a full
20 and complete accounting to the ~~ward~~ protected person or the
21 ~~ward's~~ protected person's personal representative and to the
22 court. Notice of the final report of a conservator shall be
23 served on the ~~ward~~ protected person or the ~~ward's~~ protected
24 person's personal representative, in accordance with section
25 633.40, unless notice is waived. An order prescribing notice
26 may be made before or after the filing of the final report.

27 Sec. 82. Section 633.681, Code 2020, is amended to read as
28 follows:

29 **633.681 Assets of minor ~~ward~~ protected person exhausted.**

30 When the assets of a minor ~~ward's~~ protected person's
31 conservatorship are exhausted or consist of personal property
32 only of an aggregate value not in excess of twenty-five
33 thousand dollars, the court, upon application or upon its
34 own motion, may terminate the conservatorship. The order
35 for termination shall direct the conservator to deliver any

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1 property remaining after the payment of allowed claims and
 2 expenses of administration to a custodian under any uniform
 3 transfers to minors Act. Such delivery shall have the same
 4 force and effect as if delivery had been made to the ~~ward~~
 5 protected person after attaining majority.

6 Sec. 83. Section 633.682, Code 2020, is amended to read as
 7 follows:

8 **633.682 Discharge of conservator and release of bond.**

9 Upon settlement of the final accounting of a conservator,
 10 and upon determining that the property of the ~~ward~~ protected
 11 person has been delivered to the person or persons lawfully
 12 entitled thereto, the court shall discharge the conservator and
 13 exonerate the surety on the conservator's bond.>

14 2. Title page, by striking lines 1 through 4 and
 15 inserting <An Act relating to the opening, administration,
 16 and termination of adult and minor guardianships and
 17 conservatorships, including conforming changes, and including
 18 effective date and retroactive applicability provisions.>

S-5108

HOUSE AMENDMENT TO
 SENATE FILE 2261

1 Amend Senate File 2261, as amended, passed, and reprinted by
 2 the Senate, as follows:

3 1. Page 2, by striking lines 33 through 35 and inserting <or
 4 guardian for the student to participate in such screening.>

5 2. Page 3, by striking lines 13 through 17 and inserting:
 6 <b. The mental health professional may notify the student's
 7 primary care provider following provision of written consent
 8 by the student's parent or guardian. If a student does not
 9 have a primary care provider, the mental health professional
 10 may provide a listing of local primary care providers to the
 11 student's parent or guardian.>

12 3. By striking page 5, line 25, through page 6, line 3.

13 4. Page 6, line 26, after <faith> by inserting <and in
 14 accordance with the provisions of this chapter>

15 5. By renumbering, redesignating, and correcting internal
 16 references as necessary.

S-5109

1 Amend Senate File 2413 as follows:

2 1. Page 1, by striking lines 1 through 21 and inserting:

3 <DIVISION I
 4 ANIMAL HEALTH>

5 2. Page 11, line 12, by striking <this part of>

6 3. Page 11, after line 13 by inserting:

7 <Sec. ____ EFFECTIVE DATE. This division of this Act, being

- 8 deemed of immediate importance, takes effect upon enactment.>
9 4. Page 11, by striking lines 14 and 15 and inserting:
10 <DIVISION ____
11 FOOD OPERATION TRESPASS>
12 5. Page 12, line 34, after <trespass> by inserting <as
13 provided in section 716.7A>
14 6. Page 13, line 2, after <trespass> by inserting <as
15 provided in section 716.7A>
16 7. Page 13, by striking lines 3 and 4.
17 8. By striking page 13, line 7, through page 18, line 29.
18 9. Title page, by striking lines 1 through 5 and inserting
19 <An Act relating to agriculture and food, including the
20 powers and duties of the department of agriculture and land
21 stewardship, providing penalties, making penalties applicable,
22 and including effective date provisions.>
23 10. By renumbering as necessary.

KEN ROZENBOOM

S-5110

- 1 Amend the amendment, S-5109, to Senate File 2413, as
2 follows:
3 1. Page 1, before line 3 by inserting:
4 <<DIVISION ____
5 ANIMAL HEALTH AND CARE
6 Sec. ____ Section 162.2, Code 2020, is amended by adding the
7 following new subsection:
8 NEW SUBSECTION. 12A. “*Dog day care*” means a commercial
9 kennel or a boarding kennel, designed and operated as a
10 facility that allows a dog to mingle and interact with other
11 compatible dogs, including in one or more playgroups.
12 Sec. ____ NEW SECTION. **162.10E Special requirements for**
13 **dog day cares.**
14 The department may adopt rules pursuant to chapter 17A that
15 require a dog day care to provide adequate space for dogs in
16 a manner that allows the dogs to become socialized through
17 interaction with other compatible dogs as part of a safe
18 playgroup. The rules shall require the play area for dogs to
19 allow adequate space to prevent crowding and to allow freedom
20 of movement that is reasonable under the circumstances, taking
21 into account factors including but not limited to the maximum
22 number of dogs in a play area, the breed and size of dogs in a
23 play area, and the condition of the facility.>
24 3. By renumbering as necessary.

ROBERT M. HOGG

S-5111

HOUSE AMENDMENT TO
SENATE FILE 2338

1 Amend Senate File 2338, as passed by the Senate, as follows:

2 1. Page 1, by striking lines 1 through 14 and inserting:

3 <DIVISION I

4 EVIDENCE OF MEDICAL EXPENSES AND RECOVERABLE DAMAGES FOR
5 MEDICAL EXPENSES>

6 2. Page 2, after line 5 by inserting:

7 <DIVISION ____

8 COVID-19-RELATED LIABILITY

9 Sec. ____ NEW SECTION. **686D.1 Short title.**

10 This chapter shall be known and may be cited as the “COVID-19
11 *Response and Back-to-Business Limited Liability Act*”.

12 Sec. ____ NEW SECTION. **686D.2 Definitions.**

13 When used in this chapter, unless the context otherwise
14 requires:

15 1. “COVID-19” means the novel coronavirus identified
16 as SARS-CoV-2, the disease caused by the novel coronavirus
17 SARS-CoV-2 or a virus mutating therefrom, and conditions
18 associated with the disease caused by the novel coronavirus
19 SARS-CoV-2 or a virus mutating therefrom.

20 2. “Disinfecting or cleaning supplies” means and includes
21 hand sanitizers, disinfectants, sprays, and wipes.

22 3. “Health care facility” means and includes all of the
23 following:

24 a. A facility as defined in section 514J.102.

25 b. A facility licensed pursuant to chapter 135B.

26 c. A facility licensed pursuant to chapter 135C.

27 d. Residential care facilities, nursing facilities,
28 intermediate care facilities for persons with mental illness,
29 intermediate care facilities for persons with intellectual
30 disabilities, hospice programs, elder group homes, and assisted
31 living programs.

32 4. “Health care professional” means physicians and other
33 health care practitioners who are licensed, certified, or
34 otherwise authorized or permitted by the laws of this state
35 to administer health care services in the ordinary course

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1 of business or in the practice of a profession, whether
2 paid or unpaid, including persons engaged in telemedicine or
3 telehealth. “Health care professional” includes the employer or
4 agent of a health care professional who provides or arranges
5 health care.

6 5. “Health care provider” means and includes a health care
7 professional, health care facility, home health care facility,
8 and any other person or facility otherwise authorized or
9 permitted by any federal or state statute, regulation, order,

10 or public health guidance to administer health care services
11 or treatment.

12 6. *“Health care services”* means services for the diagnosis,
13 prevention, treatment, care, cure, or relief of a health
14 condition, illness, injury, or disease.

15 7. *“Minimum medical condition”* means a diagnosis of COVID-19
16 that requires inpatient hospitalization or results in death.

17 8. *“Person”* means the same as defined in section 4.1.

18 *“Person”* includes an agent of a person.

19 9. *“Personal protective equipment”* means and includes
20 protective clothing, gloves, face shields, goggles, facemasks,
21 respirators, gowns, aprons, coveralls, and other equipment
22 designed to protect the wearer from injury or the spread of
23 infection or illness.

24 10. *“Premises”* means and includes any real property and
25 any appurtenant building or structure serving a commercial,
26 residential, educational, religious, governmental, cultural,
27 charitable, or health care purpose.

28 11. *“Public health guidance”* means and includes written
29 guidance related to COVID-19 issued by any of the following:

30 a. The centers for disease control and prevention of the
31 federal department of health and human services.

32 b. The centers for Medicare and Medicaid services of the
33 federal department of health and human services.

34 c. The federal occupational safety and health
35 administration.

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1 d. The office of the governor.

2 e. Any state agency, including the department of public
3 health.

4 12. *“Qualified product”* means and includes all of the
5 following:

6 a. Personal protective equipment used to protect the wearer
7 from COVID-19 or to prevent the spread of COVID-19.

8 b. Medical devices, equipment, and supplies used to treat
9 COVID-19, including medical devices, equipment, or supplies
10 that are used or modified for an unapproved use to treat
11 COVID-19 or to prevent the spread of COVID-19.

12 c. Medical devices, equipment, and supplies used outside of
13 their normal use to treat COVID-19 or to prevent the spread of
14 COVID-19.

15 d. Medications used to treat COVID-19, including medications
16 prescribed or dispensed for off-label use to attempt to treat
17 COVID-19.

18 e. Tests to diagnose or determine immunity to COVID-19.

19 f. Any component of an item described in paragraphs “a”
20 through “e”.

21 Sec. __. **NEW SECTION. 686D.3 Actual injury requirement in**
22 **civil actions alleging COVID-19 exposure.**

23 A person shall not bring or maintain a civil action alleging

24 exposure or potential exposure to COVID-19 unless one of the
25 following applies:

26 1. The civil action relates to a minimum medical condition.

27 2. The civil action involves an act that was intended to
28 cause harm.

29 3. The civil action involves an act that constitutes actual
30 malice.

31 Sec. ____ NEW SECTION. **686D.4 Premises owner's duty of care**
32 **— limited liability.**

33 A person who possesses or is in control of a premises,
34 including a tenant, lessee, or occupant of a premises, who
35 directly or indirectly invites or permits an individual onto

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1 a premises, shall not be liable for civil damages for any
2 injuries sustained from the individual's exposure to COVID-19,
3 whether the exposure occurs on the premises or during any
4 activity managed by the person who possesses or is in control
5 of a premises, unless any of the following apply to the person
6 who possesses or is in control of the premises:

7 1. The person who possesses or is in control of the premises
8 recklessly disregards a substantial and unnecessary risk that
9 the individual would be exposed to COVID-19.

10 2. The person who possesses or is in control of the
11 premises exposes the individual to COVID-19 through an act that
12 constitutes actual malice.

13 3. The person who possesses or is in control of the premises
14 intentionally exposes the individual to COVID-19.

15 Sec. ____ NEW SECTION. **686D.5 Safe harbor for compliance**
16 **with regulations, executive orders, or public health guidance.**

17 A person in this state shall not be held liable for civil
18 damages for any injuries sustained from exposure or potential
19 exposure to COVID-19 if the act or omission alleged to violate
20 a duty of care was in substantial compliance or was consistent
21 with any federal or state statute, regulation, order, or public
22 health guidance related to COVID-19 that was applicable to the
23 person or activity at issue at the time of the alleged exposure
24 or potential exposure.

25 Sec. ____ NEW SECTION. **686D.6 Liability of health care**
26 **providers.**

27 1. A health care provider shall not be liable for civil
28 damages for causing or contributing, directly or indirectly, to
29 the death or injury of an individual as a result of the health
30 care provider's acts or omissions while providing or arranging
31 health care in support of the state's response to COVID-19.

32 This subsection shall apply to all of the following:

33 a. Injury or death resulting from screening, assessing,
34 diagnosing, caring for, or treating individuals with a
35 suspected or confirmed case of COVID-19.

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1 *b.* Prescribing, administering, or dispensing a
2 pharmaceutical for off-label use to treat a patient with a
3 suspected or confirmed case of COVID-19.
4 *c.* Acts or omissions while providing health care to
5 individuals unrelated to COVID-19 when those acts or omissions
6 support the state's response to COVID-19, including any of the
7 following:

8 (1) Delaying or canceling nonurgent or elective dental,
9 medical, or surgical procedures, or altering the diagnosis or
10 treatment of an individual in response to any federal or state
11 statute, regulation, order, or public health guidance.

12 (2) Diagnosing or treating patients outside the normal
13 scope of the health care provider's license or practice.

14 (3) Using medical devices, equipment, or supplies outside
15 of their normal use for the provision of health care, including
16 using or modifying medical devices, equipment, or supplies for
17 an unapproved use.

18 (4) Conducting tests or providing treatment to any
19 individual outside the premises of a health care facility.

20 (5) Acts or omissions undertaken by a health care provider
21 because of a lack of staffing, facilities, medical devices,
22 equipment, supplies, or other resources attributable to
23 COVID-19 that renders the health care provider unable to
24 provide the level or manner of care to any person that
25 otherwise would have been required in the absence of COVID-19.

26 (6) Acts or omissions undertaken by a health care provider
27 relating to use or nonuse of personal protective equipment.

28 2. This section shall not relieve any person of liability
29 for civil damages for any act or omission which constitutes
30 recklessness or willful misconduct.

31 Sec. ____ NEW SECTION. **686D.7 Supplies, equipment, and**
32 **products designed, manufactured, labeled, sold, distributed, and**
33 **donated in response to COVID-19.**

34 1. Any person that designs, manufactures, labels, sells,
35 distributes, or donates household disinfecting or cleaning

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1 supplies, personal protective equipment, or a qualified product
2 in response to COVID-19 shall not be liable in a civil action
3 alleging personal injury, death, or property damage caused by
4 or resulting from the design, manufacturing, labeling, selling,
5 distributing, or donating of the household disinfecting
6 or cleaning supplies, personal protective equipment, or a
7 qualified product.

8 2. Any person that designs, manufactures, labels, sells,
9 distributes, or donates household disinfecting or cleaning
10 supplies, personal protective equipment, or a qualified product
11 in response to COVID-19 shall not be liable in a civil action
12 alleging personal injury, death, or property damage caused by

13 or resulting from a failure to provide proper instructions or
14 sufficient warnings.

15 3. This section shall not apply in the event of any of the
16 following:

17 a. The person that designs, manufactures, labels, sells,
18 distributes, or donates household disinfecting or cleaning
19 supplies, personal protective equipment, or a qualified
20 product had actual knowledge of a defect in the household
21 disinfecting or cleaning supplies, personal protective
22 equipment, or a qualified product when put to the use for which
23 the household disinfecting or cleaning supplies, personal
24 protective equipment, or a qualified product was designed,
25 manufactured, sold, distributed, or donated, and the person
26 recklessly disregarded a substantial and unnecessary risk that
27 the household disinfecting or cleaning supplies, personal
28 protective equipment, or a qualified product would cause
29 serious personal injury, death, or serious property damage.

30 b. The person that designs, manufactures, labels, sells,
31 distributes, or donates household disinfecting or cleaning
32 supplies, personal protective equipment, or a qualified product
33 acted with actual malice.

34 Sec. ____ NEW SECTION. **686D.8 Construction.**
35 This chapter shall not be construed to do any of the

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1 following:

2 1. Create, recognize, or ratify a claim or cause of action
3 of any kind.

4 2. Eliminate or satisfy a required element of a claim or
5 cause of action of any kind.

6 3. Affect the rights or limits under workers' compensation
7 as provided in chapter 85, 85A, or 85B, or the rights or limits
8 related to police officers or fire fighters under chapter 410
9 or 411.

10 4. Abrogate, amend, repeal, alter, or affect any statutory
11 or common law immunity or limitation of liability.

12 Sec. ____ RETROACTIVE APPLICABILITY. This division of this
13 Act applies retroactively to January 1, 2020.>

14 3. Title page, by striking lines 1 through 4 and inserting
15 <An Act relating to civil actions, including recoverable
16 damages for medical expenses, evidence offered to prove
17 past medical expenses, and civil actions related to the
18 novel coronavirus, and including retroactive applicability
19 provisions.>

20 4. By renumbering as necessary.

S-5112

1 Amend House File 2192, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, by striking lines 27 through 33 and inserting:

4 **<b.** A health carrier shall reimburse a health care
5 professional for health care services, other than health care
6 services for mental health conditions, illnesses, injuries, or
7 diseases, provided by telehealth to a covered person who is not
8 located at a facility on the same basis that the health carrier
9 would apply to the same health care services provided to a
10 covered person by the health care professional in person, and
11 at a rate negotiated between the health carrier and the health
12 care professional. The negotiated rate shall not be less than
13 sixty-five percent of the rate that the health carrier would
14 reimburse the health care professional for the same health
15 care services provided to a covered person by the health care
16 professional in person.

17 **c.** A health carrier shall reimburse a health care
18 professional for health care services for a mental health
19 condition, illness, injury, or disease provided by telehealth
20 to a covered person who is not located at a facility on the same
21 basis that the health carrier would apply to the same health
22 care services for a mental health condition, illness, injury,
23 or disease provided to a covered person by the health care
24 professional in person, and at a rate negotiated between the
25 health carrier and the health care provider. The negotiated
26 rate shall not be less than ninety-five percent of the rate
27 that the health carrier would reimburse the health care
28 professional for the same health care services provided to a
29 covered person by the health care professional in person.

30 **d.** As a condition of reimbursement pursuant to paragraph “a”
31 or “c”, a health carrier shall not require that an additional
32 health care professional be located in the same room as the
33 covered person while health care services for a mental health
34 condition, illness, injury, or disease are delivered via
35 telehealth by another health care professional to the covered

Page 2

1 person.

2 **e.** If the governor issues a proclamation of disaster
3 emergency pursuant to section 29C.6 that suspends the provision
4 of in-person nonessential health care services by health care
5 professionals, a health carrier shall reimburse a health care
6 professional and a facility for health care services provided
7 by telehealth to a covered person on the same basis and at the
8 same rate as the health carrier would apply to the same health
9 care services provided to a covered person by the health care
10 professional and a facility in person. For purposes of this
11 paragraph, “*nonessential health care services*” are health care
12 services that can be delayed without undue risk to the current
13 or future health of an individual, considering all appropriate
14 factors, including but not limited to the following:

15 (1) The threat to an individual’s life if a surgery or other
16 procedure is delayed.

17 (2) The threat of permanent dysfunction to an individual’s

18 organ systems or an individual's extremities.

19 (3) The risk of an individual experiencing metastasis or a
20 progression in staging of a cancer-related condition.

21 (4) The risk of an individual developing rapidly worsening
22 or severe symptoms.

23 (5) The risk of severe pain, infection, or impact on an
24 individual's normal oral functioning.>

COMMITTEE ON HUMAN RESOURCES
ANNETTE SWEENEY, Chair

S-5113

1 Amend House File 2540, as amended, passed, and reprinted by
2 the House, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

<DIVISION I

6 CHARITY BEER, SPIRITS, AND WINE EVENT PERMIT

7 Section 1. Section 123.32, subsection 1, paragraph b, Code
8 2020, is amended by adding the following new subparagraph:
9 NEW SUBPARAGRAPH. (7A) A charity beer, spirits, and wine
10 event permit as provided in section 123.173B.

11 Sec. 2. NEW SECTION. **123.173B Charity beer, spirits, and**
12 **wine event permit.**

13 1. For purposes of this section, "*authorized nonprofit*
14 *entity*" includes a nonprofit entity which has a principal office
15 in the state, a nonprofit corporation organized under chapter
16 504, or a foreign corporation as defined in section 504.141,
17 whose income is exempt from federal taxation under section
18 501(c) of the Internal Revenue Code.

19 2. Upon application to the division and receipt of a charity
20 beer, spirits, and wine event permit, an authorized nonprofit
21 entity may conduct an event at which the entity is authorized
22 to serve the event's attendees beer, spirits, and wine for
23 consumption on the premises of the event, regardless of whether
24 the entity charges an admission fee to the event or otherwise
25 collects the cost of the beer, spirits, and wine served from
26 the event's attendees and subject to the requirements of this
27 section.

28 3. An application for a charity beer, spirits, and wine
29 event permit shall include all of the following information:

30 a. The date and time when the charity beer, spirits, and
31 wine event is to be conducted and the location of the premises
32 in this state where the charity beer, spirits, and wine event
33 is to be physically conducted.

34 b. The liquor control license or wine or beer permit number
35 issued by the division for the premises where the charity beer,

1 spirits, and wine event is to be conducted.

2 c. A certification that the objective of the charity beer,
3 spirits, and wine event is to raise funds solely to be used for
4 educational, religious, or charitable purposes and that the
5 entire proceeds from the charity beer, spirits, and wine event
6 are to be expended for any of the purposes described in section
7 423.3, subsection 78.

8 4. A charity beer, spirits, and wine event shall comply with
9 all of the following requirements:

10 a. The event is to be conducted on a premises covered by a
11 valid liquor control license or wine or beer permit issued by
12 the division.

13 b. The authorized nonprofit entity shall have a written
14 agreement with the liquor control licensee or wine or beer
15 permittee covering the premises where the event is to be
16 conducted specifying that that licensee or permittee shall act
17 as the agent of the authorized nonprofit entity for the purpose
18 of providing and serving alcoholic beverages to the attendees
19 of the event.

20 c. The liquor control licensee or wine or beer permittee
21 covering the premises where the event is to be conducted shall
22 supply all alcoholic beverages served to the attendees of the
23 event.

24 d. Only those types of alcoholic beverages as are authorized
25 to be sold by the liquor control license or wine or beer permit
26 covering the premises where the event is to be conducted are to
27 be served to the attendees of the event.

28 5. An authorized nonprofit entity shall be eligible to
29 receive no more than two charity beer, spirits, and wine event
30 permits during a calendar year and each charity beer, spirits,
31 and wine event permit shall be valid for a period not to exceed
32 thirty-six consecutive hours.

33 6. Any violation of the requirements of this chapter or
34 the rules adopted pursuant to this chapter shall subject the
35 charity beer, spirits, and wine event permit holder to the

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1 general penalties provided in this chapter and shall constitute
2 grounds for imposition of a civil penalty, suspension of
3 the permit, or revocation of the permit after notice and
4 opportunity for a hearing pursuant to section 123.39 and
5 chapter 17A.

6 Sec. 3. Section 123.179, Code 2020, is amended by adding the
7 following new subsection:

8 NEW SUBSECTION. 7. The fee for a charity beer, spirits, and
9 wine event permit is one hundred dollars.

10 DIVISION II
11 WINE SALES

12 Sec. 4. Section 123.178, subsection 1, Code 2020, is amended
13 to read as follows:

14 1. A person holding a class "B" wine permit may sell wine at
15 retail for consumption off the premises. Wine shall be sold

16 for consumption off the premises in original containers ~~only~~
17 except as provided in subsection 4.

18 Sec. 5. Section 123.178, Code 2020, is amended by adding the
19 following new subsections:

20 NEW SUBSECTION. 4. Subject to the rules of the division,
21 sales made pursuant to this section may be made in a container
22 other than the original container only if all of the following
23 requirements are met:

24 a. The wine is transferred from the original container to
25 the container to be sold on the licensed premises at the time
26 of sale or when sold by telephonic or other electronic means.

27 b. The person transferring the wine from the original
28 container to the container to be sold shall be eighteen years
29 of age or more.

30 c. The container to be sold shall be no larger than
31 seventy-two ounces.

32 d. The container to be sold shall be securely sealed by a
33 method authorized by the division that is designed so that if
34 the sealed container is reopened or the seal tampered with, it
35 is visibly apparent that the seal on the container of wine has

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1 been tampered with or the sealed container has otherwise been
2 reopened.

3 NEW SUBSECTION. 5. A container of wine other than the
4 original container that is sold and sealed in compliance
5 with the requirements of subsection 4 and the rules of the
6 division shall not be deemed an open container subject to the
7 requirements of sections 321.284 and 321.284A if the sealed
8 container is unopened and the seal has not been tampered with,
9 and the contents of the container have not been partially
10 removed.

11 Sec. 6. Section 123.178A, subsection 1, Code 2020, is
12 amended to read as follows:

13 1. A person holding a class "B" native wine permit may sell
14 native wine only at retail for consumption off the premises.
15 Native wine shall be sold for consumption off the premises in
16 original containers ~~only~~ except as provided in subsection 4.

17 Sec. 7. Section 123.178A, Code 2020, is amended by adding
18 the following new subsections:

19 NEW SUBSECTION. 4. Subject to the rules of the division,
20 sales made pursuant to this section may be made in a container
21 other than the original container only if all of the following
22 requirements are met:

23 a. The wine is transferred from the original container to
24 the container to be sold on the licensed premises at the time
25 of sale or when sold by telephonic or other electronic means.

26 b. The person transferring the wine from the original
27 container to the container to be sold shall be eighteen years
28 of age or more.

29 c. The container to be sold shall be no larger than

30 seventy-two ounces.

31 *d.* The container to be sold shall be securely sealed by a
32 method authorized by the division that is designed so that if
33 the sealed container is reopened or the seal tampered with, it
34 is visibly apparent that the seal on the container of wine has
35 been tampered with or the sealed container has otherwise been

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1 reopened.

2 NEW SUBSECTION. 5. A container of wine other than the
3 original container that is sold and sealed in compliance
4 with the requirements of subsection 4 and the rules of the
5 division shall not be deemed an open container subject to the
6 requirements of sections 321.284 and 321.284A if the sealed
7 container is unopened and the seal has not been tampered with,
8 and the contents of the container have not been partially
9 removed.

10 Sec. 8. Section 123.178B, subsection 1, Code 2020, is
11 amended to read as follows:

12 1. A person holding a class "C" native wine permit may
13 sell native wine only at retail for consumption on or off the
14 premises. Sales of wine for consumption off the premises made
15 pursuant to this section shall be made in original containers
16 except as provided in subsection 5.

17 Sec. 9. Section 123.178B, Code 2020, is amended by adding
18 the following new subsections:

19 NEW SUBSECTION. 5. Subject to the rules of the division,
20 sales made pursuant to this section may be made in a container
21 other than the original container only if all of the following
22 requirements are met:

23 *a.* The wine is transferred from the original container to
24 the container to be sold on the licensed premises at the time
25 of sale or when sold by telephonic or other electronic means.

26 *b.* The person transferring the wine from the original
27 container to the container to be sold shall be eighteen years
28 of age or more.

29 *c.* The container to be sold shall be no larger than
30 seventy-two ounces.

31 *d.* The container to be sold shall be securely sealed by a
32 method authorized by the division that is designed so that if
33 the sealed container is reopened or the seal tampered with, it
34 is visibly apparent that the seal on the container of wine has
35 been tampered with or the sealed container has otherwise been

Page 6

1 reopened.

2 NEW SUBSECTION. 6. A container of wine other than the
3 original container that is sold and sealed in compliance
4 with the requirements of subsection 5 and the rules of the
5 division shall not be deemed an open container subject to the

6 requirements of sections 321.284 and 321.284A if the sealed
7 container is unopened and the seal has not been tampered with,
8 and the contents of the container have not been partially
9 removed.

10 DIVISION III

11 ALCOHOLIC BEVERAGES SALES

12 Sec. 10. Section 123.30, subsection 3, paragraph c,
13 subparagraph (1), Code 2020, is amended to read as follows:

14 (1) A class "C" liquor control license may be issued to
15 a commercial establishment but must be issued in the name
16 of the individuals who actually own the entire business and
17 shall authorize the holder to purchase alcoholic liquors in
18 original unopened containers from class "E" liquor control
19 licenses only, wine from class "A" wine permittees or class
20 "B" wine permittees who also hold class "E" liquor control
21 licenses only as provided in sections 123.173 and 123.177,
22 and to sell alcoholic beverages to patrons by the individual
23 drink for consumption on the premises only. However, alcoholic
24 liquor, wine, and beer may also be sold for consumption off
25 the premises. In addition, mixed drinks or cocktails may
26 also be sold for consumption off the premises subject to the
27 requirements of section 123.49, subsection 2, paragraph "d".
28 The holder of a class "C" liquor control license may also hold
29 a special class "A" beer permit for the premises licensed under
30 a class "C" liquor control license for the purpose of operating
31 a brewpub pursuant to this chapter.

32 Sec. 11. Section 123.30, subsection 3, paragraph c,
33 subparagraph (3), Code 2020, is amended to read as follows:

34 (3) A class "C" native distilled spirits liquor control
35 license may be issued to a native distillery but shall be

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1 issued in the name of the individuals who actually own the
2 business and shall only be issued to a native distillery which,
3 combining all production facilities of the business, produces
4 and manufactures not more than one hundred thousand proof
5 gallons of distilled spirits on an annual basis. The license
6 shall authorize the holder to sell native distilled spirits
7 manufactured on the premises of the native distillery to
8 patrons by the individual drink for consumption on the premises
9 and mixed drinks or cocktails for consumption off the premises
10 subject to the requirements of section 123.49, subsection 2,
11 paragraph "d". All native distilled spirits sold by a native
12 distillery for on-premises consumption and mixed drinks or
13 cocktails sold for consumption off the premises shall be
14 purchased from a class "E" liquor control licensee in original
15 unopened containers.

16 Sec. 12. Section 123.43A, subsection 6, Code 2020, is
17 amended to read as follows:

18 6. Notwithstanding any provision of this chapter to the
19 contrary or the fact that a person is the holder of a class

20 “A” native distilled spirits license, a native distillery
21 which, combining all production facilities of the business,
22 produces and manufactures not more than one hundred thousand
23 proof gallons of native distilled spirits on an annual basis
24 may sell those native distilled spirits manufactured on the
25 premises of the native distillery for consumption on the
26 premises by applying for a class “C” native distilled spirits
27 liquor control license as provided in section 123.30. A
28 native distillery may be granted not more than one class “C”
29 native distilled spirits liquor control license. All native
30 distilled spirits sold by a native distillery for on-premises
31 consumption and mixed drinks or cocktails sold for consumption
32 off the premises shall be purchased from a class “E” liquor
33 control licensee. A manufacturer of native distilled spirits
34 may be issued a class “C” native distilled spirits liquor
35 control license regardless of whether the manufacturer is also

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1 a manufacturer of beer pursuant to a class “A” beer permit or
2 a manufacturer of native wine pursuant to a class “A” wine
3 permit.
4 Sec. 13. Section 123.49, subsection 2, paragraph d, Code
5 2020, is amended by adding the following new subparagraph:
6 NEW SUBPARAGRAPH. (3) Mixed drinks or cocktails mixed on
7 premises covered by a class “C” liquor control license or a
8 class “C” native distilled spirits liquor control license for
9 consumption off the licensed premises may be sold if the mixed
10 drink or cocktail is immediately sealed with a lid or other
11 method of securing the product and is promptly taken from the
12 licensed premises prior to consumption of the mixed drink or
13 cocktail. A mixed drink or cocktail that is sold and sealed
14 in compliance with the requirements of this subparagraph shall
15 not be deemed an open container subject to the requirements
16 of sections 321.284 and 321.284A if the sealed container is
17 unopened and the seal has not been tampered with, and the
18 contents of the container have not been partially removed.
19 Sec. 14. Section 123.131, subsection 2, paragraph a, Code
20 2020, is amended to read as follows:
21 a. The beer is transferred from the original container to
22 the container to be sold on the licensed premises at the time
23 of sale or when sold by telephonic or other electronic means.
24 Sec. 15. EFFECTIVE DATE. This division of this Act, being
25 deemed of immediate importance, takes effect upon enactment.>
26 2. Title page, by striking lines 1 and 2 and inserting
27 <An Act concerning alcoholic beverage control, establishing
28 a charity beer, spirits, and wine event permit, providing
29 for alcoholic beverages sales, and including effective date
30 provisions.>

COMMITTEE ON STATE GOVERNMENT
ROBY SMITH, Chair

S-5114

- 1 Amend House File 684, as passed by the House, as follows:
- 2 1. Page 1, line 1, by striking <2019> and inserting <2020>
- 3 2. Page 1, line 6, by striking <2019> and inserting <2020>
- 4 3. Page 1, line 12, by striking <2019> and inserting <2020>
- 5 4. Page 1, line 20, by striking <2019> and inserting <2020>
- 6 5. Page 1, line 31, by striking <2019> and inserting <2020>

COMMITTEE ON JUDICIARY
BRAD ZAUN, Chair

S-5115

- 1 Amend House File 2259, as passed by the House, as follows:
- 2 1. Page 3, after line 34 by inserting:
- 3 <7. *Whistleblower protections.* All law enforcement
- 4 officials and lodging providers shall be prohibited from
- 5 taking any adverse action against a lodging provider's
- 6 employee based on the employee's residency status because that
- 7 employee reports suspected human trafficking activities to
- 8 a law enforcement official. When reporting suspected human
- 9 trafficking activities to any law enforcement official, a
- 10 lodging provider's employee's identity shall remain anonymous
- 11 unless disclosed by the employee.>
- 12 2. Page 3, line 35, by striking <7.> and inserting <8.>
- 13 3. By renumbering, redesignating, and correcting internal
- 14 references as necessary.

COMMITTEE ON STATE GOVERNMENT
ROBY SMITH, Chair

S-5116

- 1 Amend House File 2556, as passed by the House, as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <DIVISION I
- 5 PUBLIC REAL PROPERTY AND LEASE CONTRACTS
- 6 Section 1. NEW SECTION. 7E.5B Real property lease or
- 7 purchase — notice.
- 8 In addition to any other provision of law, any purchase or
- 9 lease of real property, other than on a temporary basis, when
- 10 necessary in order to implement the programs of an authority or
- 11 protect the investments of an authority, shall require prior
- 12 written notice from the authority to the legislative services
- 13 agency. The legislative services agency shall submit the
- 14 notification to the government oversight standing committees
- 15 of the general assembly. The notification shall include the
- 16 information as described in section 8A.321, subsection 16.
- 17 Sec. 2. Section 8A.321, Code 2020, is amended by adding the
- 18 following new subsection:

19 NEW SUBSECTION. 16. At least thirty days prior to entering
20 into a contract for a lease or renewal of a lease pursuant
21 to subsection 6 or a contract for the acquisition of real
22 property pursuant to subsection 9 in which any part or the
23 total amount of the contract is at least fifty thousand
24 dollars, notify the legislative services agency concerning the
25 contract. The legislative services agency shall submit the
26 notification to the general assembly's standing committees on
27 government oversight. The notification is required regardless
28 of the source of payment for the lease, renewal of lease, or
29 acquisition of real property. The notification shall include
30 all of the following information:
31 a. A description of the buildings and office space subject
32 to the lease or renewal of lease or a description of the real
33 property to be acquired.
34 b. The proposed terms of the contract.
35 c. The cost of the contract, including principal and

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1 interest costs. If the actual cost of a contract is not known
2 at least thirty days prior to entering into the contract, the
3 director shall estimate the principal and interest costs for
4 the contract.
5 d. An identification of the means and source of payment of
6 the contract.
7 e. An analysis of consequences of delaying or abandoning the
8 commencement of the contract.

9 DIVISION II

10 SALE OF PUBLIC REAL PROPERTY

11 Sec. 3. Section 8A.321, subsection 8, Code 2020, is amended
12 to read as follows:

13 8. With the authorization of a constitutional majority
14 of each house of the general assembly and approval by the
15 governor, dispose of real property belonging to the state and
16 its state agencies upon terms, conditions, and consideration
17 as the director may recommend. Disposition of real property
18 under this subsection shall be made under a procedure whereby
19 the real property shall be sold to the highest responsive,
20 responsible bidder, unless the executive council, by at least
21 a two-thirds vote, agrees to accept a different bidder for
22 good cause, or agrees to proceed in a different manner. If
23 real property subject to sale under this subsection has been
24 purchased or acquired from appropriated funds, the proceeds
25 of the sale shall be deposited with the treasurer of state
26 and credited to the general fund of the state or other fund
27 from which appropriated. There is appropriated from that same
28 fund, with the prior approval of the executive council and in
29 cooperation with the director, a sum equal to the proceeds
30 so deposited and credited to the state agency to which the
31 disposed real property belonged or by which it was used, for
32 purposes of the state agency.

33 Sec. 4. Section 297.22, subsection 1, paragraph a, Code
34 2020, is amended to read as follows:
35 a. The board of directors of a school district may sell,

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1 lease, or dispose of, in whole or in part, a schoolhouse,
2 school site, or other property belonging to the district. The
3 board shall sell real property to the highest responsive,
4 responsible bidder unless the board, by at least a two-thirds
5 vote, agrees to accept a different bidder for good cause,
6 or agrees to proceed in a different manner. If the real
7 property contains less than two acres, is located outside of a
8 city, is not adjacent to a city, and was previously used as a
9 schoolhouse site, the procedure contained in sections 297.15
10 through 297.20 shall be followed in lieu of this section.

11 Sec. 5. Section 331.361, subsection 2, Code 2020, is amended
12 by adding the following new paragraph:

13 NEW PARAGRAPH. 0a. The board shall dispose of real property
14 under a procedure whereby real property shall be sold to the
15 highest responsive, responsible bidder unless the board, by at
16 least a two-thirds vote, agrees to accept a different bidder
17 for good cause, or agrees to proceed in a different manner.

18 Sec. 6. Section 359.52, subsection 1, Code 2020, is amended
19 by adding the following new paragraph:

20 NEW PARAGRAPH. 0a. The board of trustees shall dispose of
21 real property under a procedure whereby real property shall
22 be sold to the highest responsive, responsible bidder unless
23 the board, by at least a two-thirds vote, agrees to accept a
24 different bidder for good cause, or agrees to proceed in a
25 different manner.

26 Sec. 7. Section 364.7, Code 2020, is amended by adding the
27 following new subsection:

28 NEW SUBSECTION. 01. The council shall dispose of real
29 property under a procedure whereby real property shall be
30 sold to the highest responsive, responsible bidder unless the
31 council, by at least a two-thirds vote, agrees to accept a
32 different bidder for good cause, or agrees to proceed in a
33 different manner.

34 DIVISION III
35 OFFICIAL PUBLICATIONS

Page 4

1 Sec. 8. Section 349.2, Code 2020, is amended to read as
2 follows:

3 **349.2 Source of selection.**

4 ~~Such selection~~ Selection of newspapers in which official
5 proceedings shall be published shall be from newspapers
6 published, and having the largest number of bona fide yearly
7 subscribers, within the county. When counties are divided into
8 two divisions for district court purposes, each division shall

9 be regarded as a county. In the event there is no newspaper
10 published within the county, selection shall be as provided in
11 section 349.6.

12 Sec. 9. Section 349.6, Code 2020, is amended by adding the
13 following new subsection:

14 **NEW SUBSECTION.** 3. However, if there is no newspaper
15 published within the county, the newspaper to be selected shall
16 be determined as provided in this subsection. If one newspaper
17 is to be selected, the board shall select a newspaper located
18 within twenty-five miles of the border of the county that meets
19 the requirements of section 618.5. If two newspapers are to be
20 selected and the two newspapers with the largest number of bona
21 fide yearly subscribers within the county are both located more
22 than twenty-five miles from the border of the county, then the
23 board may substitute one of the two newspapers with a newspaper
24 that is located within twenty-five miles from the border of the
25 county that meets the requirements of section 618.5. The board
26 shall, in the presence of the contestants, determine the other
27 official newspaper by lot between the previously determined two
28 newspapers.

29 Sec. 10. Section 618.14, Code 2020, is amended to read as
30 follows:

31 **618.14 Publication of matters of public importance.**

32 1. The governing body of any municipality or other political
33 subdivision of the state may publish, as straight matter or
34 display, any matter of general public importance, in one or
35 more newspapers, as defined in section 618.3 published in and

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1 having general circulation in such municipality or political
2 subdivision, at the legal or appropriate commercial rate,
3 according to the character of the matter published.

4 2. In the event there is no such newspaper published in
5 such municipality or political subdivision or in the event
6 publication in more than one such newspaper is desired,
7 publication may be made in any such newspaper having general
8 circulation in such municipality or political subdivision.
9 However, if no newspaper having general circulation within
10 a municipality or political subdivision is located within
11 twenty-five miles from the border of the municipality or
12 political subdivision, the applicable governing body may waive
13 the requirements in section 618.3 and designate a newspaper
14 that is located in the applicable municipality or political
15 subdivision or is located within twenty-five miles from the
16 border of the applicable municipality or political subdivision
17 that meets the requirements of section 618.5.>

18 2. Title page, by striking lines 1 through 3 and inserting
19 <An Act concerning governmental real property and official
20 publications.>

COMMITTEE ON STATE GOVERNMENT
ROBY SMITH, Chair

S-5117

1 Amend House File 2486, as passed by the House, as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

<DIVISION I

SECRETARY OF STATE EMERGENCY POWERS

6 Section 1. Section 47.1, subsection 2, Code 2020, is amended
7 to read as follows:

8 2. The state commissioner of elections may exercise
9 emergency powers over any election being held in a district in
10 which either a natural or other disaster or extremely inclement
11 weather has occurred within twenty-one days of the election.
12 The state commissioner of elections may also exercise emergency
13 powers during an armed conflict involving United States armed
14 forces, or mobilization of those forces, or if an election
15 contest court finds that there were errors in the conduct of
16 an election making it impossible to determine the result. The
17 state commissioner of elections shall exercise emergency powers
18 as provided in section 47.12.

19 Sec. 2. Section 47.1, Code 2020, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 2A. The general assembly may, by concurrent
22 resolution, rescind an emergency declaratory order. If the
23 general assembly is not in session, the legislative council
24 may, by a majority vote, rescind the emergency declaration
25 order. Rescission shall be effective upon filing of the
26 concurrent resolution or vote of the legislative council with
27 the secretary of state.

28 Sec. 3. Section 47.1, subsection 4, Code 2020, is amended by
29 striking the subsection.

30 Sec. 4. NEW SECTION. **47.12 Emergency election procedures.**

31 1. For purposes of this section:

32 a. *"Election contest court"* means any of the courts
33 specified in sections 57.1, 58.4, 61.1, 62.1A, and 376.10.

34 b. *"Extremely inclement weather"* means a natural occurrence,
35 such as a rainstorm, windstorm, ice storm, blizzard, tornado,

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1 or other weather conditions, that makes travel extremely
2 dangerous, that threatens the public health and safety, or that
3 damages and destroys public and private property.

4 c. *"Natural disaster"* means a natural occurrence, such
5 as a fire, flood, blizzard, earthquake, tornado, windstorm,

6 ice storm, or other events, that threatens the public health
7 and safety or that damages and destroys public and private
8 property.

9 *d. "Other disaster"* means an occurrence caused by machines
10 or people, such as fire, hazardous substance, or nuclear power
11 plant accident or incident, that threatens the public health
12 and safety or that damages and destroys public and private
13 property.

14 2. The county commissioner of elections, or the county
15 commissioner's designee, may notify the state commissioner
16 that due to a natural or other disaster or extremely inclement
17 weather an election cannot safely be conducted in the time
18 or place for which the election is scheduled to be held. If
19 the county commissioner or the county commissioner's designee
20 is unable to transmit notice of the hazardous conditions,
21 the notice may be given by any elected county official.
22 Verification of the county commissioner's agreement with the
23 severity of the conditions and the danger to the election
24 process shall be transmitted to the state commissioner as soon
25 as possible. Notice may be given by telephone, electronic
26 mail, or by facsimile machine, but a signed notice shall also
27 be delivered to the state commissioner.

28 3. After receiving notice of hazardous conditions, the
29 state commissioner, or the state commissioner's designee, may
30 declare that an emergency exists in the affected precinct or
31 precincts. A copy of the declaration of the emergency shall
32 be provided to the county commissioner and posted on the
33 internet site for both the state commissioner and the county
34 commissioner.

35 4. *a.* When the state commissioner has declared that an

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1 emergency exists due to a natural or other disaster or to
2 extremely inclement weather, the county commissioner, or the
3 county commissioner's designee, shall consult with the state
4 commissioner to develop a plan to conduct the election under
5 the emergency conditions.

6 *b.* Modifications may be made to the method for conducting
7 the election including relocation of polling places,
8 postponement of the hour of opening the polls, postponement of
9 the date of the election if no candidates for federal offices
10 are on the ballot, reduction in the number of precinct election
11 officials in nonpartisan elections, or other reasonable and
12 prudent modifications that will permit the election to be
13 conducted, but no modifications shall be made to requirements
14 for voter identification and absentee ballot request
15 and delivery. All modifications to the usual method for
16 conducting elections shall be approved in advance by the state
17 commissioner unless prior approval is impossible to obtain.

18 *c.* If an emergency exists in all precincts of a county,
19 the number of polling places shall not be reduced by more than

20 thirty-five percent. The polling places allowed to open shall
21 be equitably distributed in the county based on the ratio of
22 regular polling places located in unincorporated areas in the
23 county to regular polling places in incorporated areas in the
24 county.

25 5. a. A substitute polling place shall be as close as
26 possible to the originally designated polling place and shall
27 be within the same precinct if possible. Preference shall
28 be given to buildings that are accessible to the elderly and
29 disabled. Public buildings shall be made available without
30 charge by the authorities responsible for their administration.
31 If necessary, more than one precinct may be located in the same
32 room.

33 b. A notice of the location of the substitute polling place
34 shall be posted on the door of the former polling place not
35 later than one hour before the scheduled time for opening the

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1 polls or as soon as possible. If it is unsafe or impossible
2 to post the sign on the door of the former polling place, the
3 notice shall be posted in some other visible place at or near
4 the site of the former polling place. If time permits, notice
5 of the relocation of the polling place shall be published in
6 the same newspaper in which notice of election was published,
7 otherwise notice of relocation may be published in any
8 newspaper of general circulation in the political subdivision
9 that will appear on or before election day. The county
10 commissioner shall inform all broadcast media and print news
11 organizations serving the jurisdiction of the modifications and
12 publish a notice on the county commissioner's internet site.

13 6. An election, other than an election at which a federal
14 office appears on the ballot, may be postponed until the
15 following Tuesday. If the election involves more than one
16 precinct, the postponement must include all precincts within
17 the political subdivision. If the election is postponed,
18 ballots shall not be reprinted to reflect the modification in
19 the election date. The date of the close of voter registration
20 by mail for the election shall not be extended. Precinct
21 election registers prepared for the original election date may
22 be used or reprinted at the commissioner's discretion. Except
23 as provided in this section, a postponed election shall be
24 conducted in the same manner as an election taking place on the
25 regularly scheduled election day.

26 7. a. Absentee ballots shall be delivered to voters
27 pursuant to section 53.22 until the date the election is
28 actually held. Absentee ballots shall be accepted at the
29 commissioner's office until the hour the polls close on
30 the date the election is held. Absentee ballots that are
31 postmarked no later than the day before the election is
32 actually held or that bear a barcode traceable to a date of
33 entry into the federal mail system no later than the day before

34 the election is actually held shall be accepted if received no
35 later than the length of time prescribed for the usual conduct

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1 of the election. The time shall be calculated from the date on
2 which the election is held, not the date for which the election
3 was originally scheduled.

4 **b.** If absentee ballots have been tabulated before the
5 election is postponed, the absentee ballots shall be sealed in
6 an envelope by the absentee and special voters precinct board
7 and stored securely until the date the election is actually
8 held. The sealed envelopes shall be opened by the absentee
9 and special voters precinct board on the date the election is
10 actually held, counters on the tabulating equipment, if any,
11 shall be reset to zero, and all absentee ballots tabulated on
12 the original election date shall be retabulated.

13 **8.** The absentee and special voters precinct board shall
14 meet to consider provisional ballots at the times specified in
15 sections 50.22 and 52.23, calculated from the date the election
16 is held. No absentee ballots shall be counted until the date
17 the election is held.

18 **9.** The canvass of votes shall be rescheduled for one week
19 after the originally scheduled canvass date.

20 **10. a.** If the emergency is declared while the polls are
21 open and the decision is made to postpone the election, each
22 precinct polling place in the political subdivision shall be
23 notified to close its doors and to halt all voting immediately.
24 People present in the polling place who are waiting to vote
25 shall not be given ballots. People who have received and
26 marked their ballots shall deposit them in the ballot box.
27 Unmarked ballots shall be returned to the precinct election
28 officials.

29 **b.** The precinct election officials shall seal all ballots
30 that were cast before the declaration of the emergency in
31 secure containers. The containers shall be clearly marked as
32 ballots from the postponed election. If it is safe to do so,
33 the ballot containers, election register, and other election
34 supplies shall be transported to the county commissioner's
35 office. The ballots shall be stored in a secure place. If

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1 it is unsafe to travel to the county commissioner's office,
2 the chairperson of the precinct election board shall securely
3 store the ballots and the election register until it is safe
4 to return the ballots and election register to the county
5 commissioner. If no contest is pending six months after the
6 canvass for the election is completed, the unopened, sealed
7 ballot containers shall be destroyed.

8 **c.** If automatic tabulating equipment is used, the automatic
9 tabulating equipment shall be closed and sealed without

10 printing the results. Before the date the election is held,
11 the automatic tabulating equipment shall be reset to zero.
12 Documents showing the progress of the count, if any, shall be
13 sealed in an envelope and stored. No person shall reveal the
14 progress of the count. After six months, the sealed envelope
15 containing the vote totals shall be destroyed if no contest is
16 pending.
17 11. The state commissioner shall maintain records of each
18 emergency declaration. The records of emergency declarations
19 for federal elections shall be kept for twenty-two months
20 and records for all other elections shall be kept for six
21 months following the election. The records shall include the
22 following information:
23 *a.* The county in which the emergency occurred.
24 *b.* The date and time the emergency declaration was
25 requested.
26 *c.* The name and title of the person making the request.
27 *d.* The name and date of the election affected.
28 *e.* The jurisdiction for which the election is to be
29 conducted.
30 *f.* The number of precincts in the jurisdiction.
31 *g.* The number of precincts affected by the emergency.
32 *h.* The nature of the emergency.
33 *i.* The date or dates of the occurrence of the natural or
34 other disaster or extremely inclement weather.
35 *j.* The conditions affecting the conduct of the election.

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1 *k.* Whether the polling places may safely be opened on time.
2 *l.* Any action taken such as but not limited to moving the
3 polling place, changing the voting system, or postponing the
4 election until the following Tuesday.
5 *m.* The method to be used to inform the public of changes
6 made in the election procedure.
7 *n.* The signature of the state commissioner or the state
8 commissioner's designee who was responsible for declaring the
9 emergency.
10 12. *a.* (1) If an emergency occurs that will adversely
11 affect the conduct of an election at which candidates for
12 federal office will appear on the ballot, the election shall
13 not be postponed or delayed. Emergency measures shall be
14 limited to relocation of polling places, modification of
15 the method of voting not including requirements for voter
16 identification and absentee ballot request and delivery,
17 reduction of the number of precinct election officials at
18 a precinct, and other modifications of prescribed election
19 procedures that will enable the election to be conducted on the
20 date and during the hours required by law.
21 (2) The primary election held in June of even-numbered years
22 and the general election held in November of even-numbered
23 years shall not be postponed. Special elections called by

24 the governor pursuant to section 69.14 shall not be postponed
25 unless no federal office appears on the ballot.
26 *b.* If a federal or state court order extends the time
27 established for closing the polls pursuant to section 49.73,
28 any person who votes after the statutory hour for closing the
29 polls shall vote only by casting a provisional ballot pursuant
30 to section 49.81. Provisional ballots cast after the statutory
31 hour for closing the polls shall be sealed in a separate
32 envelope from provisional ballots cast during the statutory
33 polling hours. The absentee and special voters precinct board
34 shall tabulate and report the results of the two sets of
35 provisional ballots separately.

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1 13. A voter who is entitled to vote by absentee ballot under
2 the federal Uniformed and Overseas Citizens Absentee Voting
3 Act, 42 U.S.C. §1973ff et seq., and the provisions set forth
4 in chapter 53, subchapter II, may return an absentee ballot
5 via electronic transmission only if the voter is located in an
6 area designated by the federal department of defense to be an
7 imminent danger pay area or if the voter is an active member of
8 the army, navy, marine corps, merchant marine, coast guard, air
9 force, or Iowa national guard and is located outside the United
10 States or any of its territories. Procedures for the return of
11 absentee ballots by electronic transmission shall be determined
12 by the state commissioner by rule.

13 14. *a.* If an election contest court finds that there were
14 errors in the conduct of an election that make it impossible
15 to determine the result of the election, the contest court
16 shall notify the state commissioner of its finding. The state
17 commissioner shall order a repeat election to be held. The
18 repeat election date shall be set by the state commissioner.
19 The repeat election shall be conducted under the state
20 commissioner's supervision.

21 *b.* The repeat election shall be held at the earliest
22 possible time, but it shall not be held earlier than fourteen
23 days after the date the election was set aside. Voter
24 registration, publication, equipment testing, and other
25 applicable deadlines shall be calculated from the date of the
26 repeat election.

27 *c.* The repeat election shall be conducted under the same
28 procedures required for the election that was set aside,
29 except that all known errors in preparation and procedure
30 shall be corrected. The nominations from the initial election
31 shall be used in the repeat election unless the contest court
32 specifically rejects the initial nomination process in its
33 findings. Precinct election officials for the repeat election
34 may be replaced at the discretion of the auditor.

35 *d.* The following materials prepared for the original

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1 election shall be used or reconstructed for the repeat
2 election:

3 (1) Ballots showing the date of repeat election, which may
4 be stamped on ballots printed for the original election.

5 (2) Notice of election showing the date of repeat election.

6 DIVISION II
7 COUNTY SEALS

8 Sec. 5. Section 331.552, subsection 4, Code 2020, is amended
9 to read as follows:

10 4. a. Keep the official county seal provided by the county.
11 The official seal shall be an impression seal on the face of
12 which shall appear the name of the county, the word "county"
13 which may be abbreviated, ~~the word "treasurer" which may be~~
14 ~~abbreviated~~, and the word "Iowa". A county shall have only one
15 official county seal.

16 b. Notwithstanding paragraph "a", the county commissioner
17 of elections may use a facsimile of the official county seal
18 or a modified facsimile of the official county seal for the
19 purposes of election duties set forth in sections 43.36 and
20 49.51, and section 49.57, subsection 6. If modified, the
21 county seal shall contain the name of the county, the word
22 "county", which may be abbreviated, the word "auditor", which
23 may be abbreviated, and the word "Iowa".

24 DIVISION III
25 VOTER IDENTIFICATION

26 Sec. 6. Section 53.2, subsection 4, paragraph a, unnumbered
27 paragraph 1, Code 2020, is amended to read as follows:

28 ~~Each application shall contain the following information. To~~
29 ~~request an absentee ballot, a registered voter shall provide:~~

30 Sec. 7. Section 53.2, subsection 4, paragraph b, Code 2020,
31 is amended to read as follows:

32 b. If insufficient information has been provided, including
33 the absence of a voter verification number, either on the
34 prescribed form or on an application created by the applicant,
35 the commissioner shall, ~~by the best means available, obtain~~

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1 ~~the additional necessary information within twenty-four hours~~
2 ~~after the receipt of the absentee ballot request, contact the~~
3 ~~applicant by telephone and electronic mail, if such information~~
4 ~~has been provided by the applicant. If the commissioner is~~
5 ~~unable to contact the applicant by telephone or electronic~~
6 ~~mail, the commissioner shall send a notice to the applicant~~
7 ~~at the address where the applicant is registered to vote, or~~
8 ~~to the applicant's mailing address if it is different from~~
9 ~~the residential address. If the applicant has requested the~~
10 ~~ballot to be sent to an address that is not the applicant's~~
11 ~~residential or mailing address, the commissioner shall send an~~
12 ~~additional notice to the address where the applicant requested~~

13 the ballot to be sent. A commissioner shall not use the voter
14 registration system to obtain additional necessary information.

15 A voter requesting or casting a ballot pursuant to section
16 53.22 shall not be required to provide a voter verification
17 number.

18 Sec. 8. Section 53.2, subsection 4, Code 2020, is amended by
19 adding the following new paragraph:

20 NEW PARAGRAPH. *d.* If an applicant does not have current
21 access to the applicant's voter verification number, the
22 commissioner shall verify the applicant's identity prior to
23 supplying the voter verification number by asking the applicant
24 to provide at least two of the following facts about the
25 applicant:

26 (1) Date of birth.

27 (2) The last four digits of the applicant's social security
28 number, if applicable.

29 (3) Residential address.

30 (4) Mailing address.

31 (5) Middle name.

32 (6) Voter verification number as defined in paragraph "c".

33 Sec. 9. Section 53.10, subsection 2, paragraph a, Code 2020,
34 is amended to read as follows:

35 *a.* Each person who wishes to vote by absentee ballot at

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1 the commissioner's office shall first sign an application
2 for a ballot including the following information: name,
3 current address, voter verification number, and the election
4 for which the ballot is requested. The person may report a
5 change of address or other information on the person's voter
6 registration record at that time. Prior to furnishing a
7 ballot, the commissioner shall verify the person's identity
8 as provided in section 49.78. The registered voter shall
9 immediately mark the ballot; enclose the ballot in a secrecy
10 envelope, if necessary, and seal it in the envelope marked
11 with the affidavit; subscribe to the affidavit on the reverse
12 side of the envelope; and return the absentee ballot to the
13 commissioner. The commissioner shall record the numbers
14 appearing on the application and affidavit envelope along with
15 the name of the registered voter.

16 Sec. 10. Section 53.10, subsection 2, Code 2020, is amended
17 by adding the following new paragraph:

18 NEW PARAGRAPH. *0b.* If an unregistered person offering
19 to vote an absentee ballot pursuant to this section prior to
20 the deadline in section 48A.9 does not have an Iowa driver's
21 license, an Iowa nonoperator's identification card, or a voter
22 identification number assigned to the voter by the state
23 commissioner pursuant to section 47.7, subsection 2, the person
24 may satisfy identity and residence requirements as provided in
25 section 49.78. This section shall also apply to a registered
26 voter casting a ballot pursuant to this section who has not yet

27 received a voter verification number.

28 Sec. 11. Section 53.18, subsections 2 and 3, Code 2020, are
29 amended to read as follows:

30 2. a. If the commissioner receives the return envelope
31 containing the completed absentee ballot by 5:00 p.m. on the
32 Saturday before the election for general elections and by 5:00
33 p.m. on the Friday before the election for all other elections,
34 the commissioner shall review the affidavit marked on the
35 return envelope, if applicable, for completeness or shall open

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1 the return envelope to review the affidavit for completeness.
2 ~~If the affidavit is incomplete, the commissioner shall, within~~
3 ~~twenty-four hours of the time the envelope was received, notify~~
4 ~~the voter of that fact and that the voter may complete the~~
5 ~~affidavit in person at the office of the commissioner by 5:00~~
6 ~~p.m. on the day before the election, vote a replacement ballot~~
7 ~~in the manner and within the time period provided in subsection~~
8 ~~3, or appear at the voter's precinct polling place on election~~
9 ~~day and cast a ballot in accordance with section 53.19,~~
10 ~~subsection 2. If the affidavit lacks the signature of the~~
11 ~~registered voter, the commissioner shall, within twenty-four~~
12 ~~hours of the receipt of the envelope, notify the voter of the~~
13 ~~deficiency and inform the voter that the voter may vote a~~
14 ~~replacement ballot as provided in subsection 3, cast a ballot~~
15 ~~as provided in section 53.19, subsection 3, or complete the~~
16 ~~affidavit in person at the office of the commissioner not later~~
17 ~~than noon on the Monday following the election, or if the law~~
18 ~~authorizing the election specifies that the votes be canvassed~~
19 ~~earlier than the Monday following the election, before the~~
20 ~~canvass of the election.~~

21 b. ~~If the commissioner receives the return envelope~~
22 ~~containing the completed absentee ballot after the deadline~~
23 ~~in paragraph "a", the commissioner shall submit the affidavit~~
24 ~~to the absentee and special voters precinct board for review.~~
25 ~~If the absentee and special voters precinct determines that~~
26 ~~the affidavit is incomplete, the commissioner shall, within~~
27 ~~twenty-four hours of the determination, notify the voter. If~~
28 ~~the affidavit lacks the signature of the registered voter, the~~
29 ~~commissioner shall notify the voter that the voter may complete~~
30 ~~the affidavit in person at the office of the commissioner~~
31 ~~not later than noon on the Monday following the election, or~~
32 ~~if the law authorizing the election specifies that the votes~~
33 ~~be canvassed earlier than the Monday following the election,~~
34 ~~before the canvass of the election.~~

35 3. If the affidavit envelope or the return envelope marked

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1 with the affidavit contains a defect that would cause the
2 absentee ballot to be rejected by the absentee and special

3 voters precinct board, the commissioner shall immediately
4 notify the voter of that fact and that the voter's absentee
5 ballot shall not be counted unless the voter requests and
6 returns a replacement ballot in the time permitted under
7 section 53.17, subsection 2. ~~For the purposes of this section,~~
8 ~~a return envelope marked with the affidavit shall be considered~~
9 ~~to contain a defect if it appears to the commissioner that~~
10 ~~the signature on the envelope has been signed by someone~~
11 ~~other than the registered voter, in comparing the signature~~
12 ~~on the envelope to the signature on record of the registered~~
13 ~~voter named on the envelope. A signature or marking made~~
14 ~~in accordance with section 39.3, subsection 17, shall not~~
15 ~~be considered a defect for purposes of this section.~~ The
16 voter may request a replacement ballot in person, in writing,
17 or over the telephone. The same serial number that was
18 assigned to the records of the original absentee ballot
19 application shall be used on the envelope and records of the
20 replacement ballot. The envelope marked with the affidavit and
21 containing the completed replacement ballot shall be marked
22 "Replacement ballot". The envelope marked with the affidavit
23 and containing the original ballot shall be marked "Defective"
24 and the replacement ballot shall be attached to such envelope
25 containing the original ballot and shall be stored in a secure
26 place until they are delivered to the absentee and special
27 voters precinct board, notwithstanding sections 53.26 and
28 53.27.

29 Sec. 12. Section 53.18, Code 2020, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 04. For the purposes of this section, a
32 return envelope marked with the affidavit shall be considered
33 incomplete if the affidavit lacks the registered voter's
34 signature. A signature or marking made in accordance with
35 section 39.3, subsection 17, shall not cause an affidavit to be

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1 considered incomplete.
2 Sec. 13. Section 53.22, subsection 3, Code 2020, is amended
3 to read as follows:
4 3. Any registered voter who becomes a patient, tenant, or
5 resident of a hospital, assisted living program, or health care
6 facility in the county where the voter is registered to vote
7 ~~within three days prior to the date of any election~~ after the
8 deadline to make a written application for an absentee ballot
9 as provided in section 53.2 or on election day may request an
10 absentee ballot during that period or on election day. As an
11 alternative to the application procedure prescribed by section
12 53.2, the registered voter may make the request directly to
13 the officers who are delivering and returning absentee ballots
14 under this section. Alternatively, the request may be made by
15 telephone to the office of the commissioner not later than four
16 hours before the close of the polls. If the requester is found

17 to be a registered voter of that county, these officers shall
18 deliver the appropriate absentee ballot to the registered voter
19 in the manner prescribed by this section.

20 Sec. 14. Section 53.22, subsection 6, paragraph a, Code
21 2020, is amended to read as follows:

22 a. If the registered voter becomes a patient, tenant, or
23 resident of a hospital, assisted living program, or health
24 care facility outside the county where the voter is registered
25 to vote ~~within three days before the date of any election~~
26 after the deadline to make a written application for an
27 absentee ballot as provided in section 53.2 or on election
28 day, the voter may designate a person to deliver and return
29 the absentee ballot. The designee may be any person the voter
30 chooses except that no candidate for any office to be voted
31 upon for the election for which the ballot is requested may
32 deliver a ballot under this subsection. The request for an
33 absentee ballot may be made by telephone to the office of the
34 commissioner not later than four hours before the close of the
35 polls. If the requester is found to be a registered voter of

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1 that county, the ballot shall be delivered by mail or by the
2 person designated by the voter. An application form shall be
3 included with the absentee ballot and shall be signed by the
4 voter and returned with the ballot.

5 DIVISION IV

6 CONDUCT OF ELECTIONS

7 Sec. 15. Section 43.14, subsection 1, paragraph g, Code
8 2020, is amended by striking the paragraph.

9 Sec. 16. Section 43.24, subsection 1, paragraph a, Code
10 2020, is amended to read as follows:

11 a. Objections to the legal sufficiency of a nomination
12 petition or certificate of nomination filed or issued under
13 this chapter or to the eligibility of a candidate may be filed
14 in writing by any person who would have the right to vote for
15 the candidate for the office in question. Objections relating
16 to incorrect or incomplete information for information that is
17 required under section 43.14 or 43.18 shall be sustained.

18 Sec. 17. Section 44.6, Code 2020, is amended to read as
19 follows:

20 **44.6 Hearing before state commissioner.**

21 Objections filed with the state commissioner shall be
22 considered by the secretary of state and auditor of state and
23 attorney general, and a majority decision shall be final; but
24 if the objection is to the certificate of nomination of one
25 or more of the above named officers, said officer or officers
26 so objected to shall not pass upon the same, but their places
27 shall be filled, respectively, by the treasurer of state,
28 the governor, and the secretary of agriculture. Objections
29 relating to incorrect or incomplete information for information
30 that is required under section 44.3 shall be sustained.

31 Sec. 18. Section 44.7, Code 2020, is amended to read as
32 follows:
33 **44.7 Hearing before commissioner.**
34 Except as otherwise provided in section 44.8, objections
35 filed with the commissioner shall be considered by the county

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1 auditor, county treasurer, and county attorney, and a majority
2 decision shall be final. However, if the objection is to the
3 certificate of nomination of one or more of the above named
4 county officers, the officer or officers objected to shall not
5 pass upon the objection, but their places shall be filled,
6 respectively, by the chairperson of the board of supervisors,
7 the sheriff, and the county recorder. Objections relating to
8 incorrect or incomplete information for information that is
9 required under section 44.3 shall be sustained.

10 Sec. 19. Section 44.8, Code 2020, is amended by adding the
11 following new subsection:

12 NEW SUBSECTION. 3. Objections relating to incorrect or
13 incomplete information for information that is required under
14 section 44.3 shall be sustained.

15 Sec. 20. Section 45.5, subsection 1, paragraph f, Code 2020,
16 is amended by striking the paragraph.

17 Sec. 21. NEW SECTION. **49.42B Form of official ballot —**
18 **candidates for president and vice president.**

19 When candidates for president and vice president of the
20 United States appear on the ballot, the following statement
21 shall appear directly above the section of the ballot listing
22 such candidates:

23 [A ballot cast for the named candidates for president and vice
24 president of the United States is considered to be cast for
25 the slate of presidential electors nominated by the political
26 party, nonparty political organization, or independent
27 candidate.]

28 Sec. 22. Section 50.48, subsection 3, Code 2020, is amended
29 by adding the following new paragraph:

30 NEW PARAGRAPH. c. In addition to the persons listed in
31 paragraph "a", the candidate requesting the recount and the
32 apparent winning candidate may each submit a request to a
33 commissioner from a county other than the county conducting the
34 recount to be present at the recount. Such a commissioner may
35 report any irregularities observed by the commissioner at any

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1 time after the election to the state commissioner.

2 Sec. 23. Section 53.8, Code 2020, is amended by adding the
3 following new subsection:

4 NEW SUBSECTION. 4. a. The state commissioner shall not
5 mail an application for an absentee ballot to a person who has
6 not requested such application.

7 b. The commissioner and the state commissioner shall not
8 mail an absentee ballot to a person who has not submitted an
9 application for an absentee ballot.

10 Sec. 24. Section 53.30, Code 2020, is amended to read as
11 follows:

12 **53.30 Ballots, ballot envelopes, and other information**
13 **preserved.**

14 1. At the conclusion of each meeting of the absentee and
15 special voter precinct board, the board shall reconcile the
16 number of signed affidavits provided to the board by the
17 commissioner and the number of ballots that were counted and
18 tabulated. The board shall record the number of ballots that
19 were rejected prior to opening the affidavit envelope, the
20 number of absentee ballots that have been challenged and are
21 currently unopened, and the number of absentee ballots that
22 were accepted for counting and tabulation. The board shall
23 also reconcile the number of provisional ballots provided
24 to the board by the commissioner, the number of provisional
25 ballots that were accepted for counting and tabulation, and the
26 number of provisional ballots that were rejected.

27 2. At the conclusion of each meeting of the absentee and
28 special voters precinct board, the board shall securely seal
29 all ballots counted by them in the manner prescribed in section
30 50.12. The ballot envelopes, including the affidavit envelope
31 if an affidavit envelope was provided, the return envelope, and
32 secrecy envelope bearing the signatures of precinct election
33 officials, as required by section 53.23, shall be preserved.
34 All applications for absentee ballots, ballots rejected without
35 being opened, absentee ballot logs, and any other documents

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1 pertaining to the absentee ballot process shall be preserved
2 until such time as the documents may be destroyed pursuant to
3 section 50.19.

4 3. Following each primary and general election,
5 commissioners shall report to the state commissioner the
6 number of voted absentee ballots received by the commissioner,
7 the total number of absentee ballots counted and tabulated
8 by the board, and the number of absentee ballots rejected by
9 the board. The commissioner shall also provide the number of
10 provisional ballots cast, the number of provisional ballots
11 rejected, and the number of provisional ballots that were
12 counted and tabulated by the board.

13 Sec. 25. Section 54.5, subsection 2, Code 2020, is amended
14 to read as follows:

15 2. The state central committee shall also file a list of
16 the names and addresses of the party's presidential electors
17 and alternate electors, one from each congressional district
18 and two from the state at large, not later than 5:00 p.m.
19 on the eighty-first day before the general election. A
20 political party may elect up to two alternate electors at the

21 party's state convention. Additionally, the party's state
22 central committee may nominate one alternate elector for each
23 congressional district.

24 Sec. 26. Section 54.5, Code 2020, is amended by adding the
25 following new subsection:

26 NEW SUBSECTION. 2A. Each elector nominee and alternate
27 elector nominee of a political party or group of petitioners
28 shall execute the following pledge, which shall accompany
29 the submission of the corresponding names to the state
30 commissioner:

31 If selected for the position of elector, I agree to serve
32 and to mark my ballots for president and vice president for
33 the nominees for those offices of the party (or group of
34 petitioners) that nominated me.

35 Sec. 27. Section 54.7, Code 2020, is amended to read as

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1 follows:

2 **54.7 Meeting — certificate.**

3 1. The presidential electors and alternate electors shall
4 meet in the capitol, at the seat of government, on the first
5 Monday after the second Wednesday in December next following
6 their election.

7 2. If, at the time of such meeting, any elector for any
8 cause is absent, those present shall at once proceed to
9 elect, from the citizens of the state, a substitute elector or
10 electors, and certify the choice so made to the governor, and
11 the governor shall immediately cause the person or persons so
12 selected to be notified thereof the state commissioner shall
13 appoint an individual to substitute for the elector as follows:

14 a. If the alternate elector is present to vote, by
15 appointing the alternate elector for the vacant position.

16 b. If the alternate elector is not present to vote, by
17 appointing an elector chosen by lot from among the other
18 alternate electors present to vote who were nominated by the
19 same political party or group of petitioners.

20 c. If the number of alternate electors present to vote is
21 insufficient to fill a vacant position pursuant to paragraphs
22 "a" and "b", by appointing any immediately available citizen
23 of the state who is qualified to serve as an elector and
24 chosen through nomination by a plurality vote of the remaining
25 electors, including nomination and vote by a single elector if
26 only one remains.

27 d. If there is a tie between at least two nominees to
28 substitute as an elector in a vote conducted under paragraph
29 "c", by appointing an elector chosen by lot from among those
30 nominees.

31 e. If all elector positions are vacant and cannot be filled
32 through the processes set forth in paragraphs "a", "b", "c", and
33 "d", by appointing a single presidential elector with remaining
34 vacant positions filled pursuant to the method set forth in

35 paragraph “c” and, if necessary, paragraph “d”.

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1 3. To qualify to substitute for an elector under subsection
2 2, an individual who has not executed the pledge required for
3 elector nominees and alternate elector nominees under section
4 54.5 shall execute the following pledge:

5 I agree to serve and to mark my ballots for president and vice
6 president consistent with the pledge of the individual whose
7 elector position I have succeeded.

8 Sec. 28. Section 54.8, Code 2020, is amended by striking the
9 section and inserting in lieu thereof the following:

10 **54.8 Elector voting — certificate of governor.**

11 1. At the time designated for elector voting and after all
12 vacant positions have been filled under section 54.7, the state
13 commissioner shall provide each elector with a presidential
14 and a vice presidential ballot. The elector shall mark the
15 elector's presidential and vice presidential ballots with
16 the elector's votes for the offices of president and vice
17 president, respectively, along with the elector's signature and
18 the elector's legibly printed name.

19 2. Except as otherwise provided by law of this state outside
20 of this chapter, each elector shall present both completed
21 ballots to the state commissioner who shall examine the ballots
22 and accept and cast all ballots of electors whose votes are
23 consistent with their pledges executed under section 54.5
24 or 54.7. Except as otherwise provided by law of this state
25 outside of this chapter, the state commissioner shall not
26 accept and shall not count an elector's presidential and vice
27 presidential ballots if the elector has not marked both ballots
28 or has marked one ballot in violation of the elector's pledge.

29 3. An elector who refuses to present a ballot, presents
30 an unmarked ballot, or presents a ballot marked in violation
31 of the elector's pledge executed under section 54.5 or 54.7
32 vacates the office of elector. The state commissioner shall
33 declare the creation of the vacancy and fill the vacancy
34 pursuant to section 54.7.

35 4. The state commissioner shall distribute ballots to

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1 and collect ballots from a substitute elector and repeat the
2 process set forth in this section for examining ballots,
3 declaring and filling vacant positions as required, and
4 recording appropriately completed ballots from the substituted
5 electors until all of the state's electoral votes have been
6 cast and recorded.

7 5. The governor shall duly certify the results, under the
8 seal of the state, to the United States secretary of state, and
9 as required by Act of Congress related to such elections.

10 Sec. 29. NEW SECTION. 54.8A Elector replacement —

11 **associated certificates.**

12 1. After the vote of this state's electors is completed,
13 if the final list of electors differs from any list that the
14 governor previously included on a certificate of ascertainment
15 prepared and transmitted under 3 U.S.C. §6, the state
16 commissioner shall immediately prepare an amended certificate
17 of ascertainment and transmit the amended certificate to the
18 governor for the governor's signature.

19 2. The governor shall immediately deliver the signed
20 amended certificate of ascertainment to the state commissioner
21 and a signed duplicate original of the amended certificate
22 of ascertainment to all individuals entitled to receive this
23 state's certificate of ascertainment, indicating that the
24 amended certificate of ascertainment is to be substituted for
25 the certificate of ascertainment previously submitted.

26 3. The state commissioner shall prepare a certificate
27 of vote. The electors on the final list shall sign the
28 certificate. The state commissioner shall process and
29 transmit the signed certificate with the amended certificate of
30 ascertainment under 3 U.S.C. §§9 through 11.

31 Sec. 30. Section 54.9, Code 2020, is amended to read as
32 follows:

33 **54.9 Compensation.**

34 The electors shall each receive a compensation of
35 ~~five dollars~~ one-half of the federal general services

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1 administration's per diem rate for the relevant date and
2 location for every day's attendance, and the same mileage as
3 members of the general assembly which shall be paid from funds
4 not otherwise appropriated from the general fund of the state.

5 Sec. 31. REPEAL. Section 43.80, Code 2020, is repealed.

6 Sec. 32. EFFECTIVE DATE. The following takes effect January
7 1, 2021:

8 The section of this division of this Act repealing section
9 43.80.

10 **DIVISION V**
11 **NOMINATIONS BY PETITION**

12 Sec. 33. Section 43.20, subsection 1, Code 2020, is amended
13 by striking the subsection and inserting in lieu thereof the
14 following:

15 1. Nomination papers shall be signed by eligible electors as
16 provided in section 45.1.

17 Sec. 34. Section 43.20, subsection 2, Code 2020, is amended
18 by striking the subsection.

19 Sec. 35. Section 45.1, Code 2020, is amended to read as
20 follows:

21 **45.1 Nominations by petition.**

22 1. Nominations for candidates for president and vice
23 president, governor and lieutenant governor, and ~~for other~~
24 ~~statewide elected offices~~ United States senator may be made

25 by nomination petitions signed by not less than ~~one thousand~~
26 ~~five hundred eligible electors residing in not less than~~
27 ~~ten counties of the state~~ four thousand eligible electors,
28 including at least two hundred eligible electors each from at
29 least ten counties of the state.
30 2. Nominations for candidates for statewide offices other
31 than those listed in subsection 1 may be made by nomination
32 petitions signed by not less than two thousand five hundred
33 eligible electors, including at least one hundred twenty-five
34 eligible electors from not less than ten counties of the state.
35 ~~2.~~ 3. Nominations for candidates for a representative

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1 in the United States house of representatives may be made by
2 nomination petitions signed by not less than ~~the number of~~
3 ~~eligible electors equal to the number of signatures required in~~
4 ~~subsection 1 divided by the number of congressional districts.~~
5 ~~Signers of the petition shall be eligible electors who are~~
6 ~~residents of the congressional district~~ two thousand eligible
7 electors who are residents of the congressional district,
8 including at least seventy-seven eligible electors each from at
9 least one-half of the counties in the congressional district.
10 ~~3.~~ 4. Nominations for candidates for the state senate
11 may be made by nomination petitions signed by not less than
12 one hundred eligible electors who are residents of the senate
13 district.
14 4. 5. Nominations for candidates for the state house of
15 representatives may be made by nomination petitions signed by
16 not less than fifty eligible electors who are residents of the
17 representative district.
18 ~~5.~~ 6. Nominations for candidates for offices filled by the
19 voters of a whole county may be made by nomination petitions
20 signed by not less than two hundred eligible electors who are
21 residents of the county equal in number to at least one percent
22 of the number of registered voters in the county on July 1 in
23 the year preceding the year in which the office will appear on
24 the ballot, or by at least two hundred fifty eligible electors
25 who are residents of the county, whichever is less.
26 6. 7. Nominations for candidates for the office of county
27 supervisor elected by the voters of a supervisor district may
28 be made by nomination petitions signed by not less than two
29 hundred eligible electors who are residents of the supervisor
30 district equal in number to at least one percent of the number
31 of registered voters in the supervisor district on July 1 in
32 the year preceding the year in which the office will appear on
33 the ballot, or by at least one hundred fifty eligible electors
34 who are residents of the supervisor district, whichever is
35 less.

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1 ~~7.~~ 8. *a.* Nomination papers for the offices of president
2 and vice president shall include the names of the candidates
3 for both offices on each page of the petition. A certificate
4 listing the names of the candidates for presidential electors,
5 one from each congressional district and two from the state at
6 large, shall be filed in the state commissioner's office at the
7 same time the nomination papers are filed.
8 *b.* Nomination papers for the offices of governor and
9 lieutenant governor shall include the names of candidates for
10 both offices on each page of the petition. Nomination papers
11 for other statewide elected offices and all other offices shall
12 include the name of the candidate on each page of the petition.
13 ~~8.~~ 9. Nominations for candidates for elective offices in
14 cities where the council has adopted nominations under this
15 chapter may be submitted as follows:
16 *a.* Except as otherwise provided in subsection ~~9~~ 10, in
17 cities having a population of ~~three thousand five hundred~~
18 twenty thousand or greater according to the most recent federal
19 decennial census, nominations may be made by nomination papers
20 signed by not less than ~~twenty-five~~ one hundred eligible
21 electors who are residents of the city or ward.
22 *b.* In cities having a population of ~~one hundred five~~
23 thousand or greater, but less than ~~three thousand five hundred~~
24 twenty thousand, according to the most recent federal decennial
25 census, nominations may be made by nomination papers signed by
26 not less than ~~ten~~ fifty eligible electors who are residents of
27 the city or ward.
28 *c.* In cities having a population ~~less than one hundred of~~
29 one thousand or greater, but less than five thousand, according
30 to the most recent federal decennial census, nominations may
31 be made by nomination papers signed by not less than ~~five~~
32 twenty-five eligible electors who are residents of the city.
33 *d.* In cities having a population less than one thousand
34 according to the most recent decennial census, nominations
35 may be made by nomination papers signed by not less than ten

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1 eligible electors who are residents of the city.
2 ~~9.~~ 10. Nominations for ~~candidates, other than partisan~~
3 ~~candidates, for elective offices in special charter cities~~
4 ~~subject to section 43.112 may be submitted as follows:~~
5 *a.* ~~For the office of mayor, and alderman at large,~~
6 ~~nominations and ward alderman in special charter cities subject~~
7 ~~to the provisions of section 43.112 may be made by nomination~~
8 ~~papers signed by not less than one hundred eligible electors~~
9 ~~residing in the city equal in number to at least two percent of~~
10 ~~the total vote received by all candidates for mayor at the last~~
11 ~~preceding city election.~~
12 *b.* ~~For the office of ward alderman, nominations may be made~~

~~by nomination papers signed by eligible electors residing in the ward equal in number to at least two percent of the total vote received by all candidates for ward alderman in that ward at the last preceding city election.~~

Sec. 36. EFFECTIVE DATE. This division of this Act takes effect January 1, 2021.

DIVISION VI
VOTER REGISTRATION

Sec. 37. Section 47.7, Code 2020, is amended by adding the following new subsection:

NEW SUBSECTION. 3. The state registrar of voters shall use information from the electronic registration information center to update information in the statewide voter registration system, including but not limited to the following reports:

- a. In-state duplicates.
- b. In-state updates.
- c. Cross-state matches.
- d. Deceased.
- e. Eligible but unregistered.
- f. National change of address.

Sec. 38. Section 48A.10A, subsection 1, Code 2020, is amended to read as follows:

1. The state registrar shall compare lists of persons who

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are registered to vote with the department of transportation's driver's license and nonoperator's identification card files and shall, on an initial basis, issue a voter identification card to each active, registered voter whose name does not appear in the department of transportation's files or upon the request of the registered voter. The voter identification card shall include the name of the registered voter, a signature line above which the registered voter shall sign the voter identification card, the registered voter's identification number assigned to the voter pursuant to section 47.7, subsection 2, and an additional four-digit personal identification number assigned by the state commissioner.

Sec. 39. Section 48A.28, subsections 1 and 2, Code 2020, are amended to read as follows:

1. Each commissioner shall conduct a systematic program that makes a reasonable effort to remove from the official list of registered voters the names of registered voters who have changed residence from their registration addresses. ~~Either or both of the methods described in this section may be used.~~

2. a. A commissioner ~~may shall~~ participate in the United States postal service national change of address program, as provided in section 48A.27. The state voter registration commission shall adopt rules establishing specific requirements for participation and use of the national change of address program.

b. A commissioner participating in the national change of

27 address program, in the first quarter of each calendar year,
28 shall send a notice and preaddressed, postage paid return card
29 by forwardable mail to each registered voter whose name was
30 not reported by the national change of address program and who
31 has not voted in ~~two or more consecutive general elections~~ the
32 most recent general election and has not registered again, or
33 who has not reported a change to an existing registration, ~~or~~
34 ~~who has not responded to a notice from the commissioner or~~
35 ~~registrar during the period between and following the previous~~

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1 ~~two general elections.~~ Registered voters receiving such
2 notice shall be marked inactive. The form and language of the
3 notice and return card shall be specified by the state voter
4 registration commission by rule. A registered voter shall not
5 be sent a notice and return card under this subsection more
6 frequently than once in a four-year period.

7 Sec. 40. Section 48A.28, subsection 3, Code 2020, is amended
8 by striking the subsection.

9 Sec. 41. Section 48A.30, subsection 1, paragraph g, Code
10 2020, is amended to read as follows:

11 g. The registered voter's registration record has been
12 inactive pursuant to section 48A.28 or 48A.29 for two
13 successive general elections.

14 Sec. 42. Section 48A.37, subsection 2, Code 2020, is amended
15 to read as follows:

16 2. Electronic records shall include a status code
17 designating whether the records are active, inactive,
18 incomplete, pending, or canceled. Inactive records are records
19 of registered voters to whom notices have been sent pursuant
20 to section 48A.28, ~~subsection 2,~~ and who have not returned
21 the card or otherwise responded to the notice, and those
22 records have been designated inactive pursuant to section
23 48A.29. Inactive records are also records of registered
24 voters to whom notices have been sent pursuant to section
25 48A.26A and who have not responded to the notice. Incomplete
26 records are records missing required information pursuant to
27 section 48A.11, subsection 8. Pending records are records of
28 applicants whose applications have not been verified pursuant
29 to section 48A.25A. Canceled records are records that have
30 been canceled pursuant to section 48A.30. All other records
31 are active records. An inactive record shall be made active
32 when the registered voter requests an absentee ballot, votes
33 at an election, registers again, or reports a change of name,
34 address, telephone number, or political party or organization
35 affiliation. An incomplete record shall be made active when

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1 a completed application is received from the applicant and
2 verified pursuant to section 48A.25A. A pending record shall

be made active upon verification or upon the voter providing identification pursuant to section 48A.8.

Sec. 43. **NEW SECTION.** **48A.39A Voter list maintenance reports.**

1. The commissioner of registration shall annually submit to the state registrar of voters a report regarding the number of voter registration records marked inactive or canceled pursuant to sections 48A.28 through 48A.30. The state registrar of voters shall publish such reports on the internet site of the state registrar of voters.

2. The state registrar of voters shall determine by rule the form and submission deadline of reports submitted pursuant to subsection 1.

DIVISION VII
ISSUANCE OF BONDS

Sec. 44. Section 49.45, Code 2020, is amended to read as follows:

49.45 General form of ballot.

1. Ballots referred to in section 49.43 shall be substantially in the following form:

Shall the following amendment to the Constitution (or public measure) be adopted?

Yes

No

(Here insert the summary, if it is for a constitutional amendment or statewide public measure, and in full the proposed constitutional amendment or public measure. The number assigned by the state commissioner or the letter assigned by the county commissioner shall be included on the ballot centered above the question, "Shall the following amendment to the Constitution [or public measure] be adopted?")

2. A public measure to approve the issuance of a voter-approved physical plant and equipment levy pursuant

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to section 298.2 shall include on the ballot the current voter-approved physical plant and equipment levy, which shall immediately follow the proposed levy, and the term of the levy. Such a public measure shall also include on the ballot the average increase or decrease in the property tax burden of an average home in the county, or the average of such averages if the levy impacts multiple counties, according to data provided by the United States census bureau.

DIVISION VIII
CAMPAIGN FINANCE

Sec. 45. Section 68A.406, subsection 1, paragraph f, Code 2020, is amended to read as follows:

f. ~~Property~~ Notwithstanding paragraphs "d" and "e", property leased by a candidate, committee, or an organization established to advocate the nomination, election, or defeat of a candidate or the passage or defeat of a ballot issue that

17 has not yet registered pursuant to section 68A.201, when ~~the~~
18 ~~property is used as campaign headquarters or a campaign office~~
19 ~~and~~ the placement of the sign is limited to the space that is
20 actually leased.

21 Sec. 46. Section 68A.406, subsection 2, paragraph a,
22 subparagraph (1), Code 2020, is amended to read as follows:

23 (1) Any property owned by the state or the governing
24 body of a county, city, or other political subdivision of
25 the state, including all property considered the public
26 right-of-way. ~~Upon a determination by the board that a sign~~
27 ~~has been improperly placed, the sign shall be removed by~~
28 ~~highway authorities as provided in section 318.5, or by county~~
29 ~~or city law enforcement authorities in a manner consistent with~~
30 ~~section 318.5. Improperly placed signs shall be removed in the~~
31 ~~following manner with appeals heard by the board:~~
32 (a) If a sign is in the public right-of-way and constitutes
33 an immediate and dangerous hazard, the highway authority shall
34 immediately, without notice or liability in damages, remove the
35 sign.

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1 (b) If a sign is on property owned by the state or a
2 political subdivision of the state, including on a public
3 right-of-way, but does not constitute an immediate and
4 dangerous hazard, the sign shall only be removed by the highway
5 authority, county law enforcement, or city law enforcement
6 without liability in damages after the relevant authority has
7 provided forty-eight hours of notice through written certified
8 mail or in any other manner reasonably calculated to notify the
9 person responsible for the obstruction that the obstruction is
10 subject to removal upon the conclusion of the notice.

11 (c) Notwithstanding the provisions of subparagraph division
12 (b), if a sign is on property owned by the state or a political
13 subdivision of the state, including on a public right-of-way,
14 within forty-eight hours of an election but does not constitute
15 an immediate and dangerous hazard, the sign shall only be
16 removed by the highway authority, county law enforcement, or
17 city law enforcement.

18 DIVISION IX

19 AFFIDAVIT OF CANDIDACY

20 Sec. 47. AFFIDAVIT OF CANDIDACY — 2020 GENERAL ELECTION
21 NOMINEES. For the 2020 general election, a candidate nominated
22 for county hospital trustee or township trustee shall file
23 with the county commissioner a signed, notarized affidavit of
24 candidacy and nomination petition, if applicable, by 5:00 p.m.
25 not less than sixty-nine days before the general election. An
26 affidavit of candidacy shall include the information required
27 under section 44.3.>

28 2. Title page, by striking line 1 and inserting <An Act
29 relating to the conduct of elections, including the use of
30 emergency powers during elections, nomination procedures,

31 issuance of bonds, voter registration, absentee ballots,
 32 campaign finance, and the use of a county seal on materials
 33 related to elections, and including effective date provisions.>

COMMITTEE ON STATE GOVERNMENT
 ROBY SMITH, Chair

S-5118

1 Amend House File 2365, as passed by the House, as follows:
 2 1. Page 2, after line 6 by inserting:
 3 <Sec. ____ Section 96.40, subsection 2, paragraph e, Code
 4 2020, is amended to read as follows:
 5 e. The reduction in hours and corresponding reduction in
 6 wages must be applied equally to all employees in the affected
 7 unit for each week reported.
 8 Sec. ____ Section 96.40, Code 2020, is amended by adding the
 9 following new subsection:
 10 NEW SUBSECTION. 4A. An employer may file an appeal in
 11 writing of a denial or approval of a plan or revocation of an
 12 approved plan by the department within thirty days from the
 13 date of the decision.
 14 Sec. ____ Section 96.40, subsection 9, paragraph b, Code
 15 2020, is amended to read as follows:
 16 b. An employer may provide as part of the plan a training
 17 program the employees may attend during the hours that
 18 have been reduced. Such a training program may include a
 19 training program funded under the ~~federal~~ Workforce Investment
 20 Innovation and Opportunity Act, of 1998, Pub. L. No. 105-220
 21 113-128. If the employer is able to show that the training
 22 program will provide a substantive increase in the workplace
 23 and employability skills of the employee so as to reduce the
 24 potential for future periods of unemployment, the department
 25 shall relieve the employer of charges for benefits paid to the
 26 individual attending training under the plan. The employee
 27 may attend the training at the work site utilizing internal
 28 resources, provided the training is outside of the normal
 29 course of employment, or in conjunction with an educational
 30 institution.
 31 Sec. ____ APPLICABILITY. The sections of this Act amending
 32 section 96.40 apply to all voluntary shared work plans approved
 33 by the department of workforce development on or after the
 34 effective date of this Act.>
 35 2. Title page, line 3, after <benefits> by inserting <and

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1 the voluntary shared work program, and including applicability
 2 provisions>

WAYLON BROWN

S-5119

1 Amend House File 2455, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, by striking lines 5 through 8 and inserting <a
4 dog to track and retrieve the wounded deer. Any person using a
5 dog for tracking wounded deer>

CHRIS COURNOYER

S-5120

1 Amend House File 2418, as passed by the House, as follows:
2 1. Page 1, after line 13 by inserting:
3 <Sec. _____. Section 257.40, Code 2020, is amended to read as
4 follows:
5 **257.40 Approval of requests for modified supplement amounts**
6 **for adopted program plans.**
7 1. The board of directors of a school district requesting
8 to use a modified supplemental amount for costs in excess of
9 the funding received under section 257.11, subsection 4, for
10 programs for at-risk students, secondary students who attend
11 alternative programs and alternative schools, or returning
12 dropouts and dropout prevention shall submit requests for a
13 modified supplemental amount, including budget costs, to the
14 school budget review committee not later than January 15 of the
15 budget year preceding the budget year during which the program
16 will be offered. The school budget review committee shall
17 review the request and shall grant approval for the request if
18 the amount requested does not exceed an amount equal to the
19 limitation of section 257.41, subsection 3, minus any funds for
20 the adopted program carried forward from the year prior to the
21 base year. The board of directors shall certify by resolution
22 that the request complies with the school district's adopted
23 program plan. If the amount requested exceeds an amount equal
24 to the limitation of section 257.41, subsection 3, minus any
25 funds for the adopted program carried forward from the year
26 prior to the base year, the amount approved by the school
27 budget review committee shall equal the limitation amount
28 minus any funds for the adopted program carried forward from
29 the year prior to the base year. Not later than March 15, the
30 school budget review committee shall notify the department
31 of management of the names of the school districts for which
32 programs using a modified supplemental amount for funding have
33 been approved and the approved budget of each program listed
34 separately for each school district having an approved request.
35 If requested, the board of directors shall provide the adopted

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1 program plan for any audit performed under chapter 11 or other
2 provision of law.

- 3 2. If a school district submits a request after January 15
4 but before March 1 of the budget year preceding the budget year
5 during which the program will be offered, the school budget
6 review committee may grant the modified supplemental amount
7 request based on the specifications under subsection 1.>
8 2. Page 1, after line 27 by inserting:
9 <Sec. ____ EFFECTIVE DATE. This Act, being deemed of
10 immediate importance, takes effect upon enactment.
11 Sec. ____ RETROACTIVE APPLICABILITY. The following applies
12 retroactively to January 1, 2020, for requests for modified
13 supplemental amounts filed on or after that date:
14 The section of this Act amending section 257.40.>
15 3. Title page, line 3, by striking <examiners> and inserting
16 <examiners, certain requests made to the school budget review
17 committee, and including effective date and retroactive
18 applicability provisions>
19 4. By renumbering as necessary.

JEFF EDLER

S-5121

- 1 Amend House File 2443, as passed by the House, as follows:
2 1. Page 1, by striking lines 1 through 14 and inserting:
3 <Sec. ____ Section 261E.3, subsection 1, paragraph e, Code
4 2020, is amended to read as follows:
5 e. (1) The student, except as otherwise provided in this
6 paragraph "e", shall have demonstrated proficiency in reading,
7 mathematics, and science as evidenced by achievement any of the
8 following:
9 (a) Achievement scores on the latest administration of the
10 state assessment for which scores are available and as defined
11 by the department. ~~However, a~~
12 (b) If the student is receiving competent private
13 instruction under chapter 299A, ~~may demonstrate proficiency~~
14 by submitting the written recommendation of the licensed
15 practitioner providing supervision to the student in accordance
16 with section 299A.2; ~~Such student~~ may also demonstrate
17 proficiency as evidenced by achievement scores on the annual
18 achievement evaluation required under section 299A.4; or may
19 demonstrate proficiency as evidenced by a selection index,
20 which is the sum of the critical reading, mathematics, and
21 writing skills assessments, of at least one hundred forty-one
22 on the preliminary scholastic aptitude test administered by
23 the college board; a composite score of at least twenty-one on
24 the college readiness assessment administered by ACT, inc.;
25 or a sum of the critical reading and mathematics scores of at
26 least nine hundred ninety on the college readiness assessment
27 administered by the college board.
28 (2) (a) If a student is not proficient in one or more of
29 the content areas listed in this paragraph, has not taken the
30 college readiness assessments identified in this paragraph,

31 ~~or has not achieved the scores specified in this paragraph,~~
 32 ~~the subparagraph (1), the student may demonstrate proficiency~~
 33 ~~through measures of college readiness jointly agreed upon by~~
 34 ~~the school board and the eligible postsecondary institution.~~
 35 (b) The school board may establish alternative but

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1 equivalent qualifying performance measures including but not
 2 limited to additional administrations of the state assessment,
 3 portfolios of student work, student performance rubric, or
 4 end-of-course assessments.>
 5 2. Page 1, after line 16 by inserting:
 6 <Sec. ____ APPLICABILITY. Notwithstanding section 261E.3,
 7 subsection 1, paragraph “e”, subparagraph (1), subparagraph
 8 division (a), as enacted by this Act, for the school year
 9 beginning July 1, 2020, the achievement scores from the state
 10 assessment administered during the school year beginning July
 11 1, 2018, shall be considered the latest available scores.>
 12 3. Title page, line 1, by striking <and assessments>
 13 4. Title page, line 3, after <date> by inserting <and
 14 applicability>
 15 5. By renumbering as necessary.

AMY SINCLAIR

S-5122

1 Amend House File 716, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 2, after line 27 by inserting:
 4 <Sec. ____ DEER HUNTING WITH PISTOL OR REVOLVER —
 5 STUDY. The department of natural resources shall conduct a
 6 study regarding hunting with pistols and revolvers, with an
 7 emphasis on hunting by persons who are twenty years of age or
 8 less. The study shall examine participation rates for hunting
 9 with a pistol or revolver and adherence to legal requirements.
 10 Based on the department’s findings, the department shall assess
 11 whether provisions amended by this Act should be extended or
 12 otherwise modified. The department shall submit a report to
 13 the general assembly detailing its findings and recommendations
 14 by December 31, 2021.
 15 Sec. ____ FUTURE REPEAL. This Act is repealed July 1,
 16 2022.>
 17 2. By renumbering as necessary.

NATE BOULTON

S-5123

1 Amend the amendment, S-5117, to House File 2486, as passed by
 2 the House, as follows:

- 3 1. Page 16, after line 16 by inserting:
 4 <Sec. _____. Section 47.7, Code 2020, is amended by adding the
 5 following new subsection:
 6 NEW SUBSECTION. 3. The state registrar of voters shall use
 7 information from the electronic registration information center
 8 to update information in the statewide voter registration
 9 system, including but not limited to the following reports:
 10 a. In-state duplicates.
 11 b. In-state updates.
 12 c. Cross-state matches.
 13 d. Deceased.
 14 e. Eligible but unregistered.
 15 f. National change of address.
 16 Sec. _____. Section 48A.10A, subsection 1, Code 2020, is
 17 amended to read as follows:
 18 1. The state registrar shall compare lists of persons who
 19 are registered to vote with the department of transportation's
 20 driver's license and nonoperator's identification card files
 21 and shall, on an initial basis, issue a voter identification
 22 card to each active, registered voter whose name does not
 23 appear in the department of transportation's files or upon the
 24 request of the registered voter. The voter identification
 25 card shall include the name of the registered voter, a
 26 signature line above which the registered voter shall
 27 sign the voter identification card, the registered voter's
 28 identification number assigned to the voter pursuant to section
 29 47.7, subsection 2, and an additional four-digit personal
 30 identification number assigned by the state commissioner.>
 31 2. Page 22, after line 4 by inserting:
 32 <Sec. _____. Section 68A.406, subsection 1, paragraph f, Code
 33 2020, is amended to read as follows:
 34 f. ~~Property~~ Notwithstanding paragraphs "d" and "e",
 35 property leased by a candidate, committee, or an organization

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- 1 established to advocate the nomination, election, or defeat of
 2 a candidate or the passage or defeat of a ballot issue that
 3 has not yet registered pursuant to section 68A.201, when ~~the~~
 4 ~~property is used as campaign headquarters or a campaign office~~
 5 ~~and~~ the placement of the sign is limited to the space that is
 6 actually leased.>
 7 3. By striking page 25, line 19, through page 30, line 17.
 8 4. By renumbering as necessary.

ROBY SMITH

S-5124

- 1 Amend the amendment, S-5117, to House File 2486, as passed by
 2 the House, as follows:
 3 1. By striking page 1, line 4, through page 30, line 33, and

4 inserting:

5 Sec. ____ Section 53.18, subsections 2 and 3, Code 2020, are
6 amended to read as follows:

7 2. a. If the commissioner receives the return envelope
8 containing the completed absentee ballot by 5:00 p.m. on the
9 Saturday before the election for general elections and by 5:00
10 p.m. on the Friday before the election for all other elections,
11 the commissioner shall review the affidavit marked on the
12 return envelope, if applicable, for completeness or shall open
13 the return envelope to review the affidavit for completeness.
14 If the affidavit is incomplete, the commissioner shall, within
15 twenty-four hours of the time the envelope was received, notify
16 the voter of that fact and that the voter may complete the
17 affidavit in person at the office of the commissioner by 5:00
18 p.m. on the day before the election, vote a replacement ballot
19 in the manner and within the time period provided in subsection
20 3, or appear at the voter's precinct polling place on election
21 day and cast a ballot in accordance with section 53.19,
22 subsection 3. If the affidavit lacks the signature of the
23 registered voter, the commissioner shall, within twenty-four
24 hours of the receipt of the envelope, notify the voter of the
25 deficiency and inform the voter that the voter may vote a
26 replacement ballot as provided in subsection 3, cast a ballot
27 as provided in section 53.19, subsection 3, or complete the
28 affidavit in person at the office of the commissioner not later
29 than noon on the Monday following the election, or if the law
30 authorizing the election specifies that the votes be canvassed
31 earlier than the Monday following the election, before the
32 canvass of the election.
33 b. If the commissioner receives the return envelope
34 containing the completed absentee ballot after the deadline
35 in paragraph "a", the commissioner shall submit the affidavit

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1 to the absentee and special voters precinct board for review.
2 If the absentee and special voters precinct determines that
3 the affidavit is incomplete, the commissioner shall, within
4 twenty-four hours of the determination, notify the voter. If
5 the affidavit lacks the signature of the registered voter, the
6 commissioner shall notify the voter that the voter may complete
7 the affidavit in person at the office of the commissioner
8 not later than noon on the Monday following the election, or
9 if the law authorizing the election specifies that the votes
10 be canvassed earlier than the Monday following the election,
11 before the canvass of the election.
12 3. If the affidavit envelope or the return envelope marked
13 with the affidavit contains a defect that would cause the
14 absentee ballot to be rejected by the absentee and special
15 voters precinct board, the commissioner shall immediately
16 notify the voter of that fact and that the voter's absentee
17 ballot shall not be counted unless the voter requests and

18 returns a replacement ballot in the time permitted under
19 section 53.17, subsection 2. ~~For the purposes of this section,~~
20 ~~a return envelope marked with the affidavit shall be considered~~
21 ~~to contain a defect if it appears to the commissioner that~~
22 ~~the signature on the envelope has been signed by someone~~
23 ~~other than the registered voter, in comparing the signature~~
24 ~~on the envelope to the signature on record of the registered~~
25 ~~voter named on the envelope. A signature or marking made~~
26 ~~in accordance with section 39.3, subsection 17, shall not~~
27 ~~be considered a defect for purposes of this section.~~ The
28 voter may request a replacement ballot in person, in writing,
29 or over the telephone. The same serial number that was
30 assigned to the records of the original absentee ballot
31 application shall be used on the envelope and records of the
32 replacement ballot. The envelope marked with the affidavit and
33 containing the completed replacement ballot shall be marked
34 "Replacement ballot". The envelope marked with the affidavit
35 and containing the original ballot shall be marked "Defective"

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1 and the replacement ballot shall be attached to such envelope
2 containing the original ballot and shall be stored in a secure
3 place until they are delivered to the absentee and special
4 voters precinct board, notwithstanding sections 53.26 and
5 53.27.
6 Sec. _____. Section 53.18, Code 2020, is amended by adding the
7 following new subsection:
8 NEW SUBSECTION. 04. For the purposes of this section, a
9 return envelope marked with the affidavit shall be considered
10 incomplete if the affidavit lacks the registered voter's
11 signature. A signature or marking made in accordance with
12 section 39.3, subsection 17, shall not cause an affidavit to be
13 considered incomplete.
14 Sec. _____. Section 53.22, subsection 3, Code 2020, is amended
15 to read as follows:
16 3. Any registered voter who becomes a patient, tenant, or
17 resident of a hospital, assisted living program, or health care
18 facility in the county where the voter is registered to vote
19 ~~within three days prior to the date of any election after the~~
20 deadline to make a written application for an absentee ballot
21 as provided in section 53.2 or on election day may request an
22 absentee ballot during that period or on election day. As an
23 alternative to the application procedure prescribed by section
24 53.2, the registered voter may make the request directly to
25 the officers who are delivering and returning absentee ballots
26 under this section. Alternatively, the request may be made by
27 telephone to the office of the commissioner not later than four
28 hours before the close of the polls. If the requester is found
29 to be a registered voter of that county, these officers shall
30 deliver the appropriate absentee ballot to the registered voter
31 in the manner prescribed by this section.

32 Sec. ____ Section 53.22, subsection 6, paragraph a, Code
33 2020, is amended to read as follows:
34 a. If the registered voter becomes a patient, tenant, or
35 resident of a hospital, assisted living program, or health

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1 care facility outside the county where the voter is registered
2 to vote ~~within three days before the date of any election~~
3 ~~after the deadline to make a written application for an~~
4 ~~absentee ballot as provided in section 53.2~~ or on election
5 day, the voter may designate a person to deliver and return
6 the absentee ballot. The designee may be any person the voter
7 chooses except that no candidate for any office to be voted
8 upon for the election for which the ballot is requested may
9 deliver a ballot under this subsection. The request for an
10 absentee ballot may be made by telephone to the office of the
11 commissioner not later than four hours before the close of the
12 polls. If the requester is found to be a registered voter of
13 that county, the ballot shall be delivered by mail or by the
14 person designated by the voter. An application form shall be
15 included with the absentee ballot and shall be signed by the
16 voter and returned with the ballot.

17 Sec. ____ Section 331.552, subsection 4, Code 2020, is
18 amended to read as follows:

19 4. a. Keep the official county seal provided by the county.
20 The official seal shall be an impression seal on the face of
21 which shall appear the name of the county, the word "county"
22 which may be abbreviated, ~~the word "treasurer" which may be~~
23 ~~abbreviated~~, and the word "Iowa". A county shall have only one
24 official county seal.

25 b. Notwithstanding paragraph "a", the county commissioner
26 of elections may use a facsimile of the official county seal
27 or a modified facsimile of the official county seal for the
28 purposes of election duties set forth in sections 43.36 and
29 49.51, and section 49.57, subsection 6. If modified, the
30 county seal shall contain the name of the county, the word
31 "county", which may be abbreviated, the word "auditor", which
32 may be abbreviated, and the word "Iowa".>

33 2. Title page, by striking line 1 and inserting <An Act
34 relating to the conduct of elections, including the use
35 of absentee ballots and the placement of a county seal on

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1 materials related to elections.>

2 3. By renumbering, redesignating, and correcting internal
3 references as necessary.>

4 2. By renumbering as necessary.

PAM JOCHUM

S-5125

1 Amend the House amendment, S-5111, to Senate File 2338, as
2 passed by the Senate, as follows:
3 1. Page 4, line 27, after <provider> by inserting <that
4 provides paid sick leave and additional pay for performing
5 hazardous duties to its employees>

ROBERT M. HOGG

S-5126

1 Amend the amendment, S-5111, to Senate File 2338, as passed
2 by the Senate, as follows:
3 1. Page 7, line 9, after <411> by inserting <, except as
4 follows:
5 a. A rebuttable presumption exists that an employee's
6 COVID-19 infection is a personal injury arising out of and in
7 the course of employment under chapter 85.
8 b. An employer shall pay an employee with a COVID-19
9 infection that is a personal injury arising out of and in
10 the course of employment a minimum of two weeks of weekly
11 compensation benefits pursuant to section 85.33, subsection 1,
12 to allow for a period of recovery and to minimize infections
13 of other employees. The minimum weekly compensation benefits
14 provided in this paragraph shall not be construed to limit any
15 compensation or other benefits available to an injured employee
16 pursuant to chapter 85 or 86>

NATE BOULTON

S-5127

1 Amend the House amendment, S-5111, to Senate File 2338, as
2 passed by the Senate, as follows:
3 1. Page 1, after line 8 by inserting:
4 <Sec. ____ Section 88.3, subsection 3, Code 2020, is amended
5 to read as follows:
6 3. "*Emergency temporary standards*" means any occupational
7 safety and health standard or modification thereof which
8 has been adopted and promulgated by a nationally recognized
9 standards-producing organization under procedures whereby it
10 can be determined by the commissioner that persons interested
11 and affected by the scope or provisions of the standard
12 have reached substantial agreement on its adoption, and was
13 formulated in a manner which afforded an opportunity for
14 diverse views to be considered or is an emergency temporary
15 standard provided by the secretary pursuant to and in
16 conformance with the provisions of the federal law. "*Emergency*
17 *temporary standards*" includes guidance related to the novel
18 coronavirus identified as SARS-CoV-2 provided by the centers
19 for disease control and prevention of the federal department of

20 health and human services or by the federal occupational safety
21 and health administration.

22 Sec. ____ Section 88.5, subsection 5, Code 2020, is amended
23 to read as follows:

24 5. *Emergency temporary standards.* The commissioner shall
25 provide for an emergency temporary standard to take immediate
26 effect if the commissioner determines that employees are
27 exposed to the novel coronavirus identified as SARS-CoV-2 or
28 are exposed to grave danger from exposure from substances or
29 agents determined to be toxic or physically harmful or from new
30 hazards and if such emergency temporary standard is necessary
31 to protect the employees from such danger. Such emergency
32 standard shall cease to be effective and shall no longer
33 be applicable after the lapse of six months following the
34 effective date thereof unless the commissioner has initiated
35 the procedures provided for under this chapter, for the purpose

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1 of promulgating a permanent standard as provided in subsection
2 1 of this section in which case the emergency temporary
3 standard will remain in effect until the permanent standard is
4 adopted and becomes effective. Abandonment of the procedure
5 for such promulgation by the commissioner shall terminate the
6 effectiveness and applicability of the emergency temporary
7 standard.>

8 2. Page 4, after line 14 by inserting:

9 <4. The person who possesses or is in control of the
10 premises failed to comply with emergency temporary standards,
11 as defined in section 88.3.>

12 3. Page 4, by striking lines 20 through 24 and inserting
13 <a duty of care was in compliance with emergency temporary
14 standards, as defined in section 88.3, or was in substantial
15 compliance or was consistent with any federal or state statute,
16 regulation, order, or public health guidance related to
17 COVID-19 that was applicable to the person or activity at issue
18 at the time of the alleged exposure or potential exposure.>

19 4. Page 5, after line 30 by inserting:

20 <3. This section shall not relieve any person of liability
21 for civil damages for any act or omission that is not in
22 compliance with emergency temporary standards, as defined in
23 section 88.3.>

24 5. Page 6, after line 33 by inserting:

25 <c. The person that designs, manufactures, labels, sells,
26 distributes, or donates household disinfecting or cleaning
27 supplies, personal protective equipment, or a qualified product
28 did not comply with emergency temporary standards, as defined
29 in section 88.3.>

30 6. By renumbering as necessary.

NATE BOULTON

S-5128

1 Amend the House amendment, S-5111, to Senate File 2338, as
2 passed by the Senate, as follows:

3 1. Page 7, after line 11 by inserting:

4 <Sec. ____ NEW SECTION. **686D.9 Employee reporting of**
5 **COVID-19 — right to avoid exposure — civil penalty.**

6 1. A person shall not discharge or in any manner
7 discriminate against an employee because the employee has
8 filed a complaint or instituted or caused to be instituted a
9 proceeding under or related to any condition of employment
10 that the employee believes to pose an undue risk of a COVID-19
11 infection or has testified or is about to testify in any such
12 proceeding or because of the exercise by the employee on behalf
13 of the employee or others of a right afforded by this chapter.

14 2. A person shall not discharge or in any manner
15 discriminate against an employee because the employee, who
16 with no reasonable alternative, refuses in good faith to be
17 exposed to COVID-19; provided the employee, where possible, has
18 first sought through resort to regular statutory enforcement
19 channels, unless there has been insufficient time due to the
20 urgency of the situation, or the employee has sought and been
21 unable to obtain from the person a correction of the dangerous
22 condition.

23 3. A person violating this section shall be assessed a
24 civil penalty of one thousand dollars, and shall reinstate the
25 employee with back pay, pay the employee front pay equal to the
26 total amount of back pay, and reimburse the employee for the
27 employee's court costs and attorney fees.>

28 2. By renumbering as necessary.

NATE BOULTON

S-5129

1 Amend the House amendment, S-5111, to Senate File 2338, as
2 passed by the Senate, as follows:

3 1. Page 3, by striking line 33 and inserting:

4 <1. A person who possesses or is in control of a premises,>

5 2. Page 4, line 7, by striking <1.> and inserting <a.>

6 3. Page 4, line 10, by striking <2.> and inserting <b.>

7 4. Page 4, line 13, by striking <3.> and inserting <c.>

8 5. Page 4, after line 14 by inserting:

9 <2. In order to qualify for the protection afforded by
10 subsection 1, the person who possesses or is in control of the
11 premises must do all of the following:

12 a. Report any employee's or resident's positive case of
13 COVID-19 to all individuals directly or indirectly invited onto
14 the premises.

15 *b.* Report any employee's or resident's positive case of
16 COVID-19 to the local department of public health and the
17 department of public health.>

JANET PETERSEN

S-5130

1 Amend the House amendment, S-5111, to Senate File 2338, as
2 passed by the Senate, as follows:
3 1. Page 7, after line 11 by inserting:
4 <Sec. ____ IMMUNITY PROVIDED BY CHAPTER 686D. To take
5 advantage of the protections afforded by chapter 686D, an
6 employer must offer paid sick leave for a minimum of eighty
7 hours for an employee at the employee's regular rate of pay if
8 the employee is unable to work because of any of the following:
9 1. The employee is quarantined, pursuant to a federal,
10 state, or local government order, or the advice of a health
11 care provider.
12 2. The employee is experiencing COVID-19 symptoms and is
13 seeking a medical diagnosis.
14 3. A bona fide need to care for an individual who is subject
15 to quarantine pursuant to a federal, state, or local government
16 order, or the advice of a health care provider.
17 4. The employee must care for a minor whose school or child
18 care provider is closed or unavailable for reasons related to
19 COVID-19.>
20 2. By renumbering as necessary.

JANET PETERSEN

S-5131

1 Amend the House amendment, S-5111, to Senate File 2338, as
2 passed by the Senate, as follows:
3 1. Page 3, by striking line 33 and inserting:
4 <1. A person who possesses or is in control of a premises,>
5 2. Page 4, line 7, by striking <1.> and inserting <a.>
6 3. Page 4, line 10, by striking <2.> and inserting <b.>
7 4. Page 4, line 13, by striking <3.> and inserting <c.>
8 5. Page 4, after line 14 by inserting:
9 <2. In order to qualify for the protection afforded by
10 subsection 1, the person who possesses or is in control of the
11 premises must do all of the following:
12 *a.* Report every employee's or resident's positive case of
13 COVID-19 to all individuals directly or indirectly invited onto
14 the premises.
15 *b.* Report every employee's or resident's positive case
16 of COVID-19 to the local department of public health and the
17 department of public health.
18 3. In order to qualify for the protection afforded by
19 subsection 1, a school district or accredited nonpublic school

20 must report every student's positive case of COVID-19 to
21 the local department of public health and the department of
22 public health. Any records provided by a school district or
23 accredited nonpublic school pursuant to this subsection shall
24 be kept confidential and shall not contain any personally
25 identifying information.>

JANET PETERSEN

S-5132

1 Amend House File 2372, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, before line 1 by inserting:
4 <Section 1. Section 321.189, Code 2020, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 10. *Autism spectrum disorder status.* A
7 licensee who has an autism spectrum disorder, as defined in
8 section 514C.28, may request that the license be marked to
9 reflect the licensee's autism spectrum disorder status on
10 the face of the license when the licensee applies for the
11 issuance or renewal of a license. The department may adopt
12 rules pursuant to chapter 17A establishing criteria under which
13 a license may be marked, including requiring the licensee
14 to submit medical proof of the licensee's autism spectrum
15 disorder status. When a driver's license is so marked, the
16 licensee's autism spectrum disorder status shall be noted
17 in the electronic database used by the department and law
18 enforcement to access registration, titling, and driver's
19 license information. The department, in consultation with the
20 mental health and disability services commission, shall develop
21 educational media to raise awareness of a licensee's ability to
22 request the license be marked to reflect the licensee's autism
23 spectrum disorder status.
24 Sec. 2. Section 321.190, subsection 1, paragraph b, Code
25 2020, is amended by adding the following new subparagraph:
26 NEW SUBPARAGRAPH. (6) An applicant for a nonoperator's
27 identification card who has an autism spectrum disorder, as
28 defined in section 514C.28, may request that the card be marked
29 to reflect the applicant's autism spectrum disorder status
30 on the face of the card when the applicant applies for the
31 issuance or renewal of a card. The department may adopt rules
32 pursuant to chapter 17A establishing criteria under which a
33 card may be marked, including requiring the applicant to submit
34 medical proof of the applicant's autism spectrum disorder
35 status. The department, in consultation with the mental health

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1 and disability services commission, shall develop educational
2 media to raise awareness of an applicant's ability to request
3 the card be marked to reflect the applicant's autism spectrum

- 4 disorder status.>
5 2. Title page, by striking lines 1 and 2 and inserting <An
6 Act regarding driver's licenses, including the exemption of
7 certain farmers and hired help operating a special truck from
8 the requirement to be licensed as a chauffeur and the optional
9 inclusion of a mark reflecting autism spectrum disorder status
10 on a person's driver's license.>
11 3. By renumbering as necessary.

DAN ZUMBACH

S-5133

- 1 Amend the House amendment, S-5111, to Senate File 2338, as
2 passed by the Senate, as follows:
3 1. By striking page 4, line 27, through page 5, line 30 and
4 inserting:
5 <A health care provider providing care related to COVID-19
6 shall be considered a state agency solely for the purposes of
7 section 135.24 and chapter 669 and shall be afforded protection
8 under chapter 669 as a state agency for all claims arising from
9 the provision of the care.>
10 2. By renumbering as necessary.

ROBERT M. HOGG

S-5134

HOUSE AMENDMENT TO
SENATE FILE 2284

- 1 Amend Senate File 2284, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 3, by striking lines 7 through 12.
4 2. Page 7, by striking lines 2 through 9.
5 3. By renumbering as necessary.

S-5135

HOUSE AMENDMENT TO
SENATE FILE 2310

- 1 Amend Senate File 2310, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, before line 1 by inserting:
4 <DIVISION I
5 ONLINE LEARNING PROGRAM AND COURSEWORK REQUIREMENTS>
6 2. Page 2, line 4, by striking <a.>
7 3. Page 2, by striking lines 20 through 28.
8 4. Page 2, line 31, by striking <The provisions of
9 subsection 5> and inserting:
10 <(1) The offer and teach requirements of subsection 5,

- 11 paragraphs “a” through “e” and “g” through “j”;>
 12 5. Page 2, line 35, by striking <(1)> and inserting <(a)>
 13 6. Page 3, line 4, by striking <(2)> and inserting <(b)>
 14 7. Page 3, after line 6 by inserting:
 15 <(2) Notwithstanding subparagraph (1), unnumbered paragraph
 16 1, if either subparagraph (1), subparagraph division (a) or
 17 (b), apply, a school district or accredited nonpublic school
 18 may exceed the limitation specified in subparagraph (1),
 19 unnumbered paragraph 1, to provide world language, personal
 20 finance literacy, and computer science coursework online
 21 in accordance with paragraph “c” and the offer and teach
 22 requirements of subsection 5, paragraphs “f” and “k”, and any
 23 such requirement as may be established under subsection 5 for
 24 computer science, shall not apply.>
 25 8. Page 3, line 7, after <may> by inserting <at the
 26 discretion of the department>
 27 9. Page 3, line 8, by striking <5> and inserting <5,
 28 paragraphs “a” through “e” and “g” through “j”;>
 29 10. Page 3, line 12, by striking <the requirements of
 30 subsection 5> and inserting <such requirements>
 31 11. Page 3, line 15, by striking <5> and inserting <5,
 32 paragraphs “a” through “e” and “g” through “j”;>
 33 12. Page 3, line 20, by striking <(1) or (2)> and inserting
 34 <(1), (2), or (3)>
 35 13. Page 3, line 27, by striking <either> and inserting

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- 1 <any>
 2 14. Page 4, after line 6 by inserting:
 3 <(3) An online learning platform offered, subject to the
 4 initial availability of federal funds, by the department in
 5 collaboration with one or more area education agencies or in
 6 partnership with school districts and accredited nonpublic
 7 schools. The online learning platform may deliver distance
 8 education to secondary students, including students receiving
 9 independent private instruction as defined in section 299A.1,
 10 subsection 2, paragraph “b”, competent private instruction
 11 under section 299A.2, or private instruction by a nonlicensed
 12 person under section 299A.3, provided the coursework offered
 13 by the online learning platform is taught and supervised by
 14 a teacher licensed under chapter 272 who has online learning
 15 experience and the course content meets the requirements
 16 established by rule pursuant to section 256.7, subsection 32,
 17 paragraph “c”. The department and the area education agencies
 18 operating online learning programs pursuant to section 273.16
 19 shall coordinate to ensure the most effective use of resources
 20 and delivery of services. Federal funds, if available, may
 21 be used to offset what would otherwise be costs to school
 22 districts for participation in the program.>
 23 15. Page 4, by striking line 11 and inserting:
 24 <c. ~~Private providers utilized to provide courses by~~ Courses

25 provided by private providers to a school>
26 16. Page 5, after line 25 by inserting:
27 <Sec. ____ Section 279.10, Code 2020, is amended by adding
28 the following new subsection:
29 **NEW SUBSECTION.** 3. *a.* For the school year beginning July
30 1, 2020, and ending June 30, 2021, any instruction provided in
31 accordance with a return-to-learn plan submitted by a school
32 district or accredited nonpublic school to the department of
33 education in response to a proclamation of a public health
34 disaster emergency, issued by the governor pursuant to section
35 29C.6 and related to COVID-19, shall be deemed to meet the

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1 requirements of subsection 1, regardless of the nature,
2 location, or medium of instruction if the return-to-learn plan
3 contains the minimum number of days or hours as required by
4 subsection 1.
5 *b.* This subsection is repealed on July 1, 2021.>
6 17. Page 5, after line 26 by inserting:
7 <DIVISION ____
8 TEMPORARY FLEXIBILITY FOR USE OF CERTAIN MONEYS BY SCHOOL
9 DISTRICTS TO PROVIDE ADDITIONAL INSTRUCTIONAL TIME
10 Sec. ____ PROFESSIONAL DEVELOPMENT MONEYS AND HOURS
11 REQUIREMENTS FOR ADDITIONAL INSTRUCTIONAL TIME FOR THE
12 2020–2021 SCHOOL YEAR. Notwithstanding section 257.10,
13 subsection 10, and the professional development requirements
14 of chapter 284, for the school year beginning July 1, 2020,
15 and ending June 30, 2021, the moneys calculated and paid to
16 the school district for professional development pursuant to
17 section 257.10, subsection 10, or section 257.37A, subsection
18 2, to provide thirty-six hours of professional development
19 opportunities held outside of the minimum school day, may
20 instead be used by a school district to provide instructional
21 time to the school calendar in addition to the amount of
22 instructional time required under section 279.10, subsection 1,
23 and the thirty-six-hour professional development requirement
24 of chapter 284 shall be reduced by such number of hours of
25 additional instructional time.
26 Sec. ____ DISTRICT MANAGEMENT LEVY FUND — PERMISSIBLE USES
27 BUDGET YEAR 2020–2021.
28 1. For the school budget year beginning July 1, 2020, and
29 ending June 30, 2021, unencumbered moneys remaining in the
30 district management levy fund under section 298A.3 at the
31 end of the budget year beginning July 1, 2019, and ending
32 June 30, 2020, and the taxes certified for levy before the
33 effective date of this Act under section 298.4 and deposited in
34 the district management levy fund for the school budget year
35 beginning July 1, 2020, and ending June 30, 2021, in addition

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1 to the purposes authorized under section 298.4, may be expended
2 by a school district to provide additional instructional time
3 to the school calendar in excess of the amount of instructional
4 time required under section 279.10, subsection 1, during the
5 school year beginning July 1, 2020, and ending June 30, 2021.

6 2. The board of directors of a school district,
7 notwithstanding the budget amendment requirements of chapters
8 24 and 257, may authorize the expenditure of specified district
9 management levy funds for purposes specified in subsection 1
10 by resolution of the board specifying the amount to be used
11 and the purposes from which the funds will be reallocated, if
12 the resolution of the board is approved and filed with the
13 department of education on or before June 30, 2021.

14 DIVISION ____
15 TEMPORARY FLEXIBILITY FOR CERTAIN EDUCATIONAL INSTRUCTIONAL AND
16 POLICY REQUIREMENTS

17 Sec. ____ OPEN ENROLLMENT — EXTENSION OF NOTIFICATION
18 DEADLINE FOR THE 2020–2021 SCHOOL YEAR. Notwithstanding
19 section 282.18, subsection 2, paragraph “a”, for the school
20 year commencing July 1, 2020, a parent or guardian shall have
21 until July 15, 2020, to notify to the district of residence and
22 the receiving district, on forms prescribed by the department
23 of education, that the parent or guardian intends to enroll
24 the parent’s or guardian’s child in an online public school
25 in another school district, if the child, another resident of
26 the child’s residence, or a regular caretaker of the child
27 has a significant health condition that increases the risk
28 of COVID-19. The notification shall include the name of the
29 person with the health condition, specify the person’s health
30 condition, include written verification of the health condition
31 from the person’s physician or licensed health care provider
32 and, for persons other than the child, whether the person with
33 the health condition is a resident of the child’s residence
34 or the child’s regular caretaker. Section 282.18, subsection
35 3, shall not apply to a notification submitted in accordance

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1 with this section. Notwithstanding section 282.18, subsection
2 2, paragraph “b”, the superintendent of the receiving school
3 district is authorized to approve a notification received
4 under this section. Within fourteen days of receipt of such
5 notification, the superintendent shall notify the parent or
6 guardian and the school district of residence that the request
7 has been approved or denied. If the notification has been
8 denied or if further review is required, the superintendent
9 shall provide the parent or guardian with an explanation of
10 the approval process and expected timeline for the review. A
11 decision to deny a request submitted under this section is
12 subject to appeal under section 290.1. The state board shall

13 exercise broad discretion to achieve just and equitable results
14 that are in the best interest of the affected child. This
15 section is not intended to extend the provisions of section
16 282.18, subsection 2, paragraph “a”, for enrollment in a
17 physical school district.

18 Sec. ____ SCHOOL DISTRICT DUTIES RELATING TO COMPETENT
19 PRIVATE INSTRUCTION FOR THE 2020–2021 SCHOOL YEAR. For the
20 school year commencing July 1, 2020, each school district shall
21 provide to children receiving competent private instruction
22 available texts or supplementary materials on the same basis
23 as they are provided to enrolled students and shall provide
24 available texts or supplemental instructional materials on the
25 same basis as they are provided to enrolled students when a
26 child is under dual enrollment or in a home school assistance
27 program.

28 Sec. ____ SCHOOL DISTRICT CLOSURES DURING THE 2020–2021
29 SCHOOL YEAR. For the school year beginning July 1, 2020, and
30 ending June 30, 2021, if the governor proclaims a public health
31 disaster pursuant to section 29C.6, the board of directors of a
32 school district may authorize closure of the school district
33 or any school district attendance center due to an outbreak
34 of COVID-19 in the school district or any school district
35 attendance center. School districts are encouraged to follow

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1 guidelines issued by the centers for disease control and
2 prevention of the United States department of health and human
3 services and may consult with the local board of health when
4 determining social distancing measures or authorizing a school
5 closure.

6 Sec. ____ INSTRUCTIONAL TIME PROVISIONS FOR SCHOOL
7 DISTRICTS AND ACCREDITED NONPUBLIC SCHOOLS FOR THE 2020–2021
8 SCHOOL YEAR.

9 1. Notwithstanding any other provision of law to the
10 contrary, the instructional time requirements of section
11 279.10, subsection 1, and the minimum school day requirements
12 of section 256.7, subsection 19, shall not be waived any time
13 during the school year beginning July 1, 2020, and ending June
14 30, 2021, for school closure due to the COVID-19 pandemic
15 unless the school district or the authorities in charge of the
16 accredited nonpublic school, as appropriate, provide compulsory
17 remote learning, including online learning, electronic
18 learning, distance learning, or virtual learning.

19 2. If the board of directors of a school district or
20 the authorities in charge of an accredited nonpublic school
21 determines any time during the school year beginning July
22 1, 2020, and ending June 30, 2021, that a remote-learning
23 period is necessary, the school board or the authorities, as
24 appropriate, shall ensure that teachers and other necessary
25 school staff are available during the remote-learning period to
26 support students, to participate in professional development

27 opportunities, and to perform other job-related functions
28 during the regular, required contract hours, even if the
29 accessibility to or by the teachers and other necessary school
30 staff is offered remotely through electronic means.
31 Sec. ____ TRUANCY REQUIREMENTS FOR THE 2020–2021 SCHOOL
32 YEAR. In addition to the provisions of chapter 299, a
33 child who is enrolled in a school district or accredited
34 nonpublic school but who does not participate in compulsory
35 remote-learning opportunities, including online learning,

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1 electronic learning, distance learning, or virtual learning,
2 offered by the school district or accredited nonpublic school
3 of enrollment during a period of school closure implemented any
4 time during the school year beginning July 1, 2020, and ending
5 June 30, 2021, due to the COVID-19 pandemic shall be considered
6 truant. This section is not applicable to a child who was
7 receiving competent private instruction or independent private
8 instruction in accordance with the requirements of chapter
9 299A, whose parent, guardian, or legal custodian notified the
10 school district prior to July 1, 2019. Any child who was
11 enrolled in a public school or accredited nonpublic school
12 prior to July 1, 2019, may be subject to the provisions of
13 chapter 299 if the child's parent, guardian, or legal custodian
14 did not, for the school year beginning July 1, 2020, complete
15 and send the report required under section 299.4 to the school
16 district of residence of the child in a timely manner.
17 Sec. ____ TEACHER ENDORSEMENT WAIVER FOR THE 2020–2021
18 SCHOOL YEAR. For the school year beginning July 1, 2020, and
19 ending June 30, 2021, notwithstanding any provision to the
20 contrary, if a school district or accredited nonpublic school
21 has made every reasonable and good-faith effort to employ a
22 teacher licensed under chapter 272 who holds an endorsement for
23 a specified grade level or subject area and is unable to employ
24 a teacher with the appropriate endorsement, and the school
25 district or accredited nonpublic school is also unable to
26 develop, or use a private provider to provide, an online course
27 that meets the requirements of chapter 256, the director of
28 the department of education may waive the teacher-endorsement
29 requirements for the specified grade level or subject area for
30 the school district or accredited nonpublic school, and the
31 provisions of section 256.9, subsection 48, and section 272.15,
32 subsection 4, shall not apply.
33 Sec. ____ MISCELLANEOUS POLICY PROVISIONS FOR SCHOOLS
34 FOR THE 2020–2021 SCHOOL YEAR. The following provisions are
35 applicable for the school year beginning July 1, 2020, and

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1 ending June 30, 2021:
2 1. SOCIAL DISTANCING. In implementing social distancing

3 policies, the board of directors of each school district and
4 the authorities in charge of each accredited nonpublic school
5 shall prioritize core academic subjects.

6 2. STATEWIDE ASSESSMENTS. The provisions of section 256.7,
7 subsection 21, paragraph “b”, relating to the administration
8 of statewide summative assessment of student progress, and the
9 assessments administered in accordance with sections 279.60
10 and 279.68, shall not be waived, and such assessments shall be
11 administered to students as required by those sections.

12 3. CPR CERTIFICATION — EXCEPTION FOR GRADUATION. If a
13 school district or accredited nonpublic school closes on the
14 advice of a local board of health, the department of public
15 health, or because the governor proclaims a public health
16 disaster pursuant to section 29C.6, a student who meets the
17 graduation requirements of section 256.7, subsection 26,
18 paragraph “a”, the requirements of section 280.9A, and the
19 school district’s or accredited nonpublic school’s graduation
20 requirements may graduate without meeting the cardiopulmonary
21 resuscitation certification requirements of section 256.11,
22 section 6, paragraph “c”.

23 4. NOTIFICATION OF SIGNIFICANT HEALTH CONDITION —
24 COMPULSORY REMOTE LEARNING. If a parent or guardian of a
25 student enrolled in a school district or accredited nonpublic
26 school notifies the school district or accredited nonpublic
27 school in writing that the student, another resident of the
28 student’s residence, or a regular caretaker of the student
29 has a significant health condition that increases the risk of
30 COVID-19, the school district or accredited nonpublic school
31 shall make reasonable accommodations for the student, on a
32 case-by-case basis, to attend school through remote learning.
33 The provision of special education and accommodations for
34 students who have individualized education programs or
35 section 504 plans in compliance with the requirements of

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1 section 504 of the Rehabilitation Act, 29 U.S.C. §794, and
2 with Tit. II of the Americans with Disabilities Act, 42
3 U.S.C. §12131–12165, will be determined by each respective
4 individualized education program team or section 504 team.
5 The notification shall include the name of the person with
6 the health condition, specify the person’s health condition,
7 include written verification of the health condition from the
8 person’s physician or licensed health care provider and, for
9 persons other than the student, whether the person with the
10 health condition is a resident of the student’s residence
11 or the student’s regular caretaker. A school district or
12 an accredited nonpublic school may collaborate with an area
13 education agency or another school district or accredited
14 nonpublic school to provide remote learning opportunities to a
15 student who meets the requirements of this section.

16 5. Notwithstanding section 256.7, subsection 32; section

17 256.9, subsection 55; section 256.43; or any other provision to
 18 the contrary, a school district or accredited nonpublic school
 19 may provide instruction primarily over the internet if such
 20 instruction is provided in accordance with a return-to-learn
 21 plan submitted by the school district or school to the
 22 department of education in response to a proclamation of a
 23 public health disaster emergency, issued by the governor
 24 pursuant to section 29C.6 and related to COVID-19, without
 25 regard to whether the school or school district is approved to
 26 provide instruction primarily over the internet. Instruction
 27 provided pursuant to this section shall be provided by teachers
 28 licensed pursuant to chapter 272 and shall assure and maintain
 29 evidence of alignment of the courses with the Iowa core and
 30 core content requirements and standards.>

31 18. Page 5, after line 26 by inserting:

32 <DIVISION ____

33 SCHOOL DISTRICT SAVINGS REPORT

34 Sec. ____ SCHOOL DISTRICT COVID-19 SAVINGS REPORT FOR
 35 BUDGET YEAR 2019–2020. Each school district shall submit a

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1 report to the department of education, in a format and by a
 2 date as determined by the department, detailing the beginning
 3 fund balances for the budget year beginning July 1, 2020, and
 4 any savings to the school district resulting from the closure
 5 of schools due to the COVID-19 pandemic during the school
 6 budget year beginning July 1, 2019, and ending June 30, 2020,
 7 including but not limited to savings from transportation, the
 8 number of employees laid off by the school district listed
 9 by staff position and whether such employees were reported
 10 to receive unemployment compensation benefits, and spring or
 11 summer programs canceled or otherwise impacted.>

12 19. Title page, by striking lines 1 through 4 and inserting
 13 <An Act relating to educational instructional requirements and
 14 funding flexibility.>

15 20. By renumbering as necessary.

S-5136

HOUSE AMENDMENT TO SENATE FILE 2356

1 Amend Senate File 2356, as passed by the Senate, as follows:

2 1. Page 5, line 26, by striking <or endorsement for>
 3 and inserting <with an endorsement for prekindergarten,
 4 prekindergarten or elementary>

5 2. Page 5, line 26, by striking <education> and inserting
 6 <education,>

S-5137HOUSE AMENDMENT TO
SENATE FILE 2360

- 1 Amend Senate File 2360, as amended, passed, and reprinted by
2 the Senate, as follows:
- 3 1. Page 1, line 4, after <to> by inserting <all>
4 2. Page 2, line 19, after <priority.> by inserting <Grant
5 awards shall be distributed as equitably as possible among
6 small, medium, and large school districts. For purposes of
7 this subsection, a small school district is a district with an
8 actual enrollment of fewer than six hundred pupils; a medium
9 school district is a district with an actual enrollment that
10 is at least six hundred pupils, but less than two thousand
11 five hundred pupils; and a large school district is a district
12 with an actual enrollment of two thousand five hundred or more
13 pupils.>
14 3. Page 3, line 9, after <moneys> by inserting <credited
15 to the therapeutic classroom incentive fund established under
16 subsection 5>
17 4. Page 4, line 31, by striking <2022> and inserting <2023>
18 5. Page 5, line 3, by striking <2021> and inserting <2022>
19 6. Page 11, by striking lines 8 through 24.
20 7. Page 11, by striking lines 30 through 32 and inserting
21 <or criminal liability which might otherwise be incurred or>
22 8. Page 12, by striking lines 1 through 5.
23 9. Page 12, by striking lines 8 through 12 and inserting:
24 <NEW SUBSECTION. 4. A school employee's employer and the
25 board of educational examiners shall not engage in reprisal or
26 retaliation against a school employee who, in the reasonable
27 course of the employee's employment responsibilities, comes
28 into physical contact with a student in accordance with this
29 section.>
30 10. Page 12, line 15, by striking <2020> and inserting
31 <2021>
32 11. Page 12, line 16, by striking <2021> and inserting
33 <2022>
34 12. Page 12, by striking line 35 and inserting <beginning
35 July 1, 2021, and ending June 30, 2022, the following>

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- 1 13. Page 13, line 9, by striking <2020> and inserting <2021>
2 14. Page 13, line 10, by striking <2021> and inserting
3 <2022>
4 15. By renumbering as necessary.

S-5138

- 1 Amend Senate File 2414 as follows:
2 1. By striking everything after the enacting clause and

3 inserting:

4 <DIVISION I

5 FUTURE READY IOWA APPRENTICESHIP TRAINING PROGRAMS

6 Section 1. Section 15B.4, subsection 5, Code 2020, is

7 amended to read as follows:

8 5. An apprenticeship sponsor receiving financial assistance
9 under this chapter is ineligible for financial assistance under
10 ~~section 15C.1~~ chapter 15C during the same fiscal year.

11 Sec. 2. Section 15C.1, subsection 3, paragraph b, Code 2020,
12 is amended to read as follows:

13 b. An apprenticeship sponsor receiving financial assistance
14 under chapter 15B ~~or section 15C.2~~ is ineligible for financial
15 assistance under this section during the same fiscal year.

16 Sec. 3. NEW SECTION. 15C.2 Future ready Iowa expanded
17 **registered apprenticeship opportunities program.**

18 1. *Definitions.* For purposes of this section, unless the
19 context otherwise requires:

20 a. *“Applicant”* means an apprenticeship sponsor located in
21 Iowa that has established an apprenticeship program involving
22 an eligible apprenticeable occupation that is located in Iowa
23 and approved by the United States department of labor, office
24 of apprenticeship.

25 b. *“Apprentice”* means the same as defined in section 15C.1.

26 c. *“Apprenticeable occupation”* means the same as defined in
27 section 15C.1.

28 d. *“Apprenticeship program”* means the same as defined in
29 section 15C.1.

30 e. *“Authority”* means the economic development authority
31 created in section 15.105.

32 f. *“Eligible apprenticeable occupation”* means the same as
33 defined in section 15C.1.

34 g. *“Eligible apprenticeship sponsor”* means an entity
35 operating an apprenticeship program or an entity in whose

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1 name an apprenticeship program is being operated, which is
2 registered with or approved by the United States department of
3 labor, office of apprenticeship and which program has twenty
4 or fewer apprentices, at least one of whom is in an eligible
5 apprenticeable occupation.

6 h. *“Financial assistance”* means assistance provided only
7 from the funds, rights, and assets legally available to the
8 authority and includes but is not limited to assistance in
9 the form of a reimbursement grant of one thousand dollars per
10 apprentice in an eligible apprenticeable occupation.

11 2. *Program created.* Subject to an appropriation of funds
12 by the general assembly for this purpose, a future ready Iowa
13 expanded registered apprenticeship opportunities program is
14 created which shall be administered by the authority. The
15 purpose of the program is to provide financial assistance to
16 encourage apprenticeship sponsors of apprenticeship programs

17 with twenty or fewer apprentices to maintain apprenticeship
18 programs in high-demand occupations.

19 3. *Application requirements — restriction.* An eligible
20 apprenticeship sponsor may apply to the authority, on
21 forms provided by the authority and in accordance with the
22 authority's instructions, to receive financial assistance under
23 the program. The authority shall provide upon request and on
24 the authority's internet site information about the program,
25 the application, application instructions, and the application
26 period established each year for funding available under the
27 program.

28 a. An apprenticeship sponsor is eligible to apply for
29 financial assistance for apprentices in eligible apprenticeable
30 occupations if all of the following conditions are met:

31 (1) Twenty or fewer apprentices are registered in the
32 apprenticeship program as of December 31 of the calendar
33 year prior to the date the authority receives the eligible
34 apprenticeship sponsor's application.

35 (2) More than seventy percent of the applicant's

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1 apprentices are residents of Iowa, and the remainder of the
2 applicant's apprentices are residents of states contiguous
3 to Iowa. In determining the number of apprentices in an
4 applicant's apprenticeship program, the authority may calculate
5 the average number of apprentices in the program within the
6 most recent two-year period.

7 b. An apprenticeship sponsor receiving financial assistance
8 under chapter 15B or section 15C.1 is ineligible to receive
9 financial assistance under this section during the same fiscal
10 year. An apprenticeship sponsor who trains through a lead
11 apprenticeship sponsor that qualifies for financial assistance
12 under chapter 15B is ineligible to receive financial assistance
13 under this section.

14 4. *Rules.* The authority shall adopt rules pursuant to
15 chapter 17A establishing a staff review and application
16 approval process, application scoring criteria, the minimum
17 score necessary for approval of financial assistance,
18 procedures for notification of an award of financial
19 assistance, the terms of agreement between the apprenticeship
20 sponsor and the authority, and any other rules deemed necessary
21 for the implementation and administration of this section.

22 5. *Agreement.* Prior to distributing financial assistance
23 under this section, the authority shall enter into an agreement
24 with the eligible apprenticeship sponsor awarded financial
25 assistance in accordance with this section, and the financial
26 assistance recipient shall confirm the number of apprentices
27 in eligible apprenticeable occupations as identified in the
28 approved application, and shall meet all terms established by

29 the authority for receipt of financial assistance under this
30 section.
31 6. *Financial assistance limitation.* Financial assistance in
32 the form of a reimbursable grant awarded to any one eligible
33 apprenticeship sponsor in any given fiscal year shall not
34 exceed twenty thousand dollars.
35 7. *Use of moneys appropriated — administration.*

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1 a. The annual administrative expenditures as a percent of
2 the moneys appropriated for a fiscal year for purposes of this
3 section shall not exceed two percent.
4 b. Notwithstanding section 8.33, moneys appropriated to
5 the authority by the general assembly for purposes of this
6 section that remain unencumbered or unobligated at the end of
7 the fiscal year shall not revert to the general fund but shall
8 remain available for expenditure for the purposes designated in
9 subsequent fiscal years.
10 Sec. 4. Section 84A.1B, subsection 14, unnumbered paragraph
11 1, Code 2020, is amended to read as follows:
12 Create, and update as necessary, a list of high-demand jobs
13 statewide for purposes of the future ready Iowa registered
14 apprenticeship ~~development program~~ programs created in
15 ~~section 15C.1 chapter 15C~~, the summer youth intern pilot
16 program established under section 84A.12, the Iowa employer
17 innovation program established under section 84A.13, the
18 future ready Iowa skilled workforce last-dollar scholarship
19 program established under section 261.131, the future ready
20 Iowa skilled workforce grant program established under section
21 261.132, and postsecondary summer classes for high school
22 students as provided under section 261E.8, subsection 8. In
23 addition to the list created by the workforce development
24 board under this subsection, each community college, in
25 consultation with regional career and technical education
26 planning partnerships, and with the approval of the board of
27 directors of the community college, may identify and maintain
28 a list of not more than five regional high-demand jobs in the
29 community college region, and shall share the lists with the
30 workforce development board. The lists submitted by community
31 colleges under the subsection may be used in that community
32 college region for purposes of programs identified under this
33 subsection. The workforce development board shall have full
34 discretion to select and prioritize statewide high-demand jobs
35 after consulting with business and education stakeholders,

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1 as appropriate, and seeking public comment. The workforce
2 development board may add to the list of high-demand jobs as it
3 deems necessary. For purposes of this subsection, “*high-demand*
4 *job*” means a job in the state that the board, or a community

5 college in accordance with this subsection, has identified in
6 accordance with this subsection. In creating a list under this
7 subsection, the following criteria, at a minimum, shall apply:

8 DIVISION II

9 IOWA CHILD CARE CHALLENGE FUND

10 Sec. 5. Section 84A.13, subsection 4, Code 2020, is amended
11 to read as follows:

12 4. An Iowa employer innovation fund is created in the
13 state treasury as a separate fund under the control of the
14 department of workforce development, in consultation with the
15 workforce development board. The fund shall consist of any
16 moneys appropriated by the general assembly and any other
17 moneys available to and obtained or accepted by the department
18 from the federal government. A portion of the moneys deposited
19 in the fund, in an amount to be determined annually by the
20 department of workforce development in consultation with the
21 workforce development board, shall be transferred annually to
22 the Iowa child care challenge fund. The assets of the Iowa
23 employer innovation fund shall be used by the department ~~only~~
24 ~~for purposes of in accordance with~~ this section. All moneys
25 deposited or paid into the fund are appropriated and made
26 available to the board to be used ~~for purposes of in accordance~~
27 with this section. Notwithstanding section 8.33, any balance
28 in the fund on June 30 of each fiscal year shall not revert
29 to the general fund of the state, but shall be available for
30 purposes of this section and for transfer in accordance with
31 this section in subsequent fiscal years.

32 Sec. 6. NEW SECTION. 84A.13A Iowa child care challenge
33 program — fund.

34 1. For purposes of this section, “consortium” means a
35 consortium of two or more employers or businesses, at least one

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1 of which must be a private employer.
2 2. The Iowa child care challenge program is established
3 in the department of workforce development. The department
4 shall administer the program in consultation with the
5 workforce development board. The purpose of the Iowa child
6 care challenge program is to encourage and enable businesses,
7 nonprofit organizations, and consortiums to establish local
8 child care facilities and increase the availability of quality,
9 affordable child care for working Iowans.
10 3. The department of workforce development shall adopt
11 rules under chapter 17A establishing a program application
12 and award process to match business, nonprofit organization,
13 or consortium moneys and the criteria for the allocation of
14 moneys in the fund established pursuant to subsection 4.
15 A business, nonprofit organization, or consortium seeking
16 matching moneys shall submit an application and a proposal for
17 the new construction of a child care facility, rehabilitation
18 of an existing structure as a child care facility, or the

19 retrofitting and repurposing of an existing structure for
20 use as a child care facility to the department. Proposals
21 shall include a financial statement and a description of
22 funds to be provided by the business, nonprofit organization,
23 or consortium, including in-kind donations, and a plan for
24 sustainability. Match amount awards made by the department
25 that are unclaimed or unused as of June 1 of the fiscal year
26 shall be canceled by the department.

27 4. An Iowa child care challenge fund is created in the state
28 treasury as a separate fund under the control of the department
29 of workforce development, in consultation with the workforce
30 development board. The fund shall consist of appropriations
31 made to the fund, any other moneys available to and obtained
32 or accepted by the department from the federal government or
33 private sources for placement in the fund, and transfers of
34 interest, earnings, and moneys from other funds as provided by
35 law. The assets of the fund shall be used by the department

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1 only for purposes of this section. All moneys deposited,
2 transferred to, or paid into the fund are appropriated and
3 made available to the department to be used for purposes of
4 this section. Any unclaimed moneys in the fund by June 1
5 annually shall be transferred to the Iowa employer innovation
6 fund, created pursuant to section 84A.13, to be used only for
7 purposes of the Iowa employer innovation program established
8 pursuant to section 84A.13. Notwithstanding section 8.33,
9 moneys deposited after May 1 annually in the Iowa child care
10 challenge fund that remain unencumbered or unobligated at the
11 close of a fiscal year shall not revert to the general fund
12 of the state but shall be transferred to the Iowa employer
13 innovation fund created pursuant to section 84A.13 to be
14 used for purposes of the Iowa employer innovation program
15 established pursuant to section 84A.13.

16 DIVISION III

17 COMPUTER SCIENCE INSTRUCTION — EDUCATIONAL STANDARDS

18 Sec. 7. Section 256.7, subsection 26, paragraph a,
19 subparagraph (4), Code 2020, is amended to read as follows:

20 (4) The rules shall provide for the establishment of
21 high-quality standards for computer science education taught
22 by elementary, middle, and high schools, in accordance with
23 the goal established under section 284.6A, subsection 1,
24 setting a foundation for personal and professional success in
25 a high-technology, knowledge-based Iowa economy. ~~Such rules~~
26 ~~shall be applicable only to school districts and accredited~~
27 ~~nonpublic schools receiving moneys from the computer science~~
28 ~~professional development incentive fund under section 284.6A,~~
29 ~~or from other funds administered by the department for the same~~
30 ~~purposes as specified in section 284.6A, subsection 2.~~

31 Sec. 8. Section 256.9, Code 2020, is amended by adding the
32 following new subsection:

33 NEW SUBSECTION. 60. Develop and implement a statewide
34 kindergarten through grade twelve computer science instruction
35 plan by July 1, 2022.

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1 Sec. 9. Section 256.11, subsections 3 and 4, Code 2020, are
2 amended to read as follows:
3 3. The following areas shall be taught in grades one through
4 six: English-language arts, social studies, mathematics,
5 science, health, age-appropriate and research-based human
6 growth and development, physical education, traffic safety,
7 music, and visual art. Computer science instruction
8 incorporating the standards established under section 256.7,
9 subsection 26, paragraph “a”, subparagraph (4), shall be
10 offered in at least one grade level commencing with the school
11 year beginning July 1, 2022. The health curriculum shall
12 include the characteristics of communicable diseases including
13 acquired immune deficiency syndrome. The state board as part
14 of accreditation standards shall adopt curriculum definitions
15 for implementing the elementary program.
16 4. The following shall be taught in grades seven and
17 eight: English-language arts; social studies; mathematics;
18 science; health; age-appropriate and research-based human
19 growth and development; career exploration and development;
20 physical education; music; and visual art. Computer science
21 instruction incorporating the standards established under
22 section 256.7, subsection 26, paragraph “a”, subparagraph (4),
23 shall be offered in at least one grade level commencing with
24 the school year beginning July 1, 2022. Career exploration
25 and development shall be designed so that students are
26 appropriately prepared to create an individual career
27 and academic plan pursuant to section 279.61, incorporate
28 foundational career and technical education concepts aligned
29 with the six career and technical education service areas
30 as defined in subsection 5, paragraph “h”, and incorporate
31 relevant twenty-first century skills. The health curriculum
32 shall include age-appropriate and research-based information
33 regarding the characteristics of sexually transmitted diseases,
34 including HPV and the availability of a vaccine to prevent
35 HPV, and acquired immune deficiency syndrome. The state board

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1 as part of accreditation standards shall adopt curriculum
2 definitions for implementing the program in grades seven
3 and eight. However, this subsection shall not apply to the
4 teaching of career exploration and development in nonpublic
5 schools. For purposes of this section, “age-appropriate”,
6 “HPV”, and “research-based” mean the same as defined in section
7 279.50.
8 Sec. 10. Section 256.11, subsection 5, Code 2020, is amended

9 by adding the following new paragraph:

10 **NEW PARAGRAPH. 1.** One-half unit of computer science
11 commencing with the school year beginning July 1, 2022. The
12 one-half unit of computer science shall incorporate the
13 standards established pursuant to section 256.7, subsection
14 26, paragraph “a”, subparagraph (4), and may be offered online
15 in accordance with rules adopted pursuant to section 256.7,
16 subsection 32, paragraph “a”.

17 Sec. 11. Section 280.3, subsection 3, Code 2020, is amended
18 by striking the subsection and inserting in lieu thereof the
19 following:

20 3. The board of directors of each public school district
21 and the authorities in charge of each nonpublic school shall
22 develop and implement a kindergarten through grade twelve
23 computer science plan July 1, 2022, which incorporates the
24 standards established under section 256.7, subsection 26,
25 paragraph “a”, subparagraph (4), and the minimum educational
26 standards relating to computer science contained in section
27 256.11.

28 **Sec. 12. DEPARTMENT OF EDUCATION — COMPUTER SCIENCE WORK**
29 **GROUP.**

30 1. The department of education shall convene a computer
31 science work group to develop recommendations to strengthen
32 computer science instruction and for the development and
33 implementation of a statewide campaign to promote computer
34 science to kindergarten through grade twelve students and to
35 the parents and legal guardians of such students.

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1 2. The work group shall submit its findings to the general
2 assembly by July 1, 2021.

3 **Sec. 13. STATE MANDATE FUNDING SPECIFIED.** In accordance
4 with section 25B.2, subsection 3, the state cost of requiring
5 compliance with any state mandate included in this division
6 of this Act shall be paid by a school district from state
7 school foundation aid received by the school district under
8 section 257.16. This specification of the payment of the state
9 cost shall be deemed to meet all of the state funding-related
10 requirements of section 25B.2, subsection 3, and no additional
11 state funding shall be necessary for the full implementation of
12 this division of this Act by and enforcement of this division
13 of this Act against all affected school districts.

14 **DIVISION IV**
15 **SUPPLEMENTARY WEIGHTING — SHARED OPERATIONAL FUNCTIONS**

16 **Sec. 14.** Section 257.11, subsection 5, paragraph a,
17 subparagraph (1), Code 2020, is amended to read as follows:

18 (1) In order to provide additional funding to increase
19 student opportunities and redirect more resources to
20 student programming for school districts that share
21 operational functions, a district that shares with a
22 political subdivision one or more operational functions of

23 a curriculum director, master social worker, independent
24 social worker, a work-based learning coordinator, or school
25 counselor, or one or more operational functions in the areas
26 of superintendent management, business management, human
27 resources, transportation, or operation and maintenance for at
28 least twenty percent of the school year shall be assigned a
29 supplementary weighting for each shared operational function.
30 A school district that shares an operational function in
31 the area of superintendent management shall be assigned a
32 supplementary weighting of eight pupils for the function. A
33 school district that shares an operational function in the area
34 of business management, human resources, transportation, or
35 operation and maintenance shall be assigned a supplementary

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1 weighting of five pupils for the function. A school district
2 that shares the operational functions of a curriculum director,
3 a master social worker or an independent social worker licensed
4 under chapters 147 and 154C, a work-based learning coordinator,
5 or a school counselor shall be assigned a supplementary
6 weighting of three pupils for the function. The additional
7 weighting shall be assigned for each discrete operational
8 function shared. However, a school district may receive the
9 additional weighting under this subsection for sharing the
10 services of an individual with a political subdivision even if
11 the type of operational function performed by the individual
12 for the school district and the type of operational function
13 performed by the individual for the political subdivision are
14 not the same operational function, so long as both operational
15 functions are eligible for weighting under this subsection. In
16 such case, the school district shall be assigned the additional
17 weighting for the type of operational function that the
18 individual performs for the school district, and the school
19 district shall not receive additional weighting for any other
20 function performed by the individual. The operational function
21 sharing arrangement does not need to be a newly implemented
22 sharing arrangement to receive supplementary weighting under
23 this subsection.

24 Sec. 15. Section 257.11, subsection 5, paragraph a,
25 subparagraph (2), Code 2020, is amended to read as follows:

26 (2) For the purposes of this section, ~~“political”~~ paragraph
27 ~~“a”~~.

28 (a) “Political subdivision” means a city, township, county,
29 school corporation, merged area, area education agency,
30 institution governed by the state board of regents, or any
31 other governmental subdivision.

32 (b) “Work-based learning coordinator” means an appropriately
33 trained individual responsible for facilitating authentic,
34 engaging work-based learning experiences for learners and
35 educators in partnership with employers and others to enhance

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1 learning by connecting the content and skills that are
 2 necessary for future careers.

3 Sec. 16. APPLICABILITY. This division of this Act applies
 4 to school budget years beginning on or after July 1, 2020,
 5 subject to the school budget year limitations of section
 6 257.11, subsection 5.

7 DIVISION V

8 FUTURE READY IOWA SKILLED WORKFORCE LAST-DOLLAR SCHOLARSHIP
 9 PROGRAM

10 Sec. 17. Section 256.7, Code 2020, is amended by adding the
 11 following new subsection:

12 NEW SUBSECTION. 34. Adopt rules under chapter 17A
 13 establishing a process by which the department shall approve
 14 state-recognized work-based learning programs consisting of
 15 structured educational and training programs that include
 16 authentic worksite training, such as registered apprenticeship
 17 programs, for purposes of eligible institutions under section
 18 261.131.

19 Sec. 18. Section 261.131, subsection 1, Code 2020, is
 20 amended by adding the following new paragraphs:

21 NEW PARAGRAPH. 0a. "Adult learner" means a person who,
 22 following receipt of a high school diploma or high school
 23 equivalency diploma and on or after attaining the age of
 24 twenty, enrolls on a full-time or part-time basis in an
 25 eligible program at an eligible institution and maintains
 26 continuous enrollment on a full-time or part-time basis in
 27 subsequent terms to receive additional awards. A person's age
 28 for purposes of this paragraph shall be calculated on July 1
 29 prior to the year of enrollment in an eligible institution.

30 NEW PARAGRAPH. 00a. "Approved state-recognized work-based
 31 learning program" means a structured educational and training
 32 program that includes authentic worksite training and is
 33 approved by the department of education according to a process
 34 established under rules adopted pursuant to section 256.7,
 35 subsection 34.

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1 Sec. 19. Section 261.131, subsection 1, paragraph e,
 2 subparagraph (1), Code 2020, is amended to read as follows:

3 (1) Is ~~either a new~~ any of the following:
 4 (a) A graduate of an Iowa high school, or a person who
 5 completed private instruction under chapter 299A, or a person
 6 who is a recipient of a high school equivalency diploma, and
 7 who prior to becoming an adult learner enrolls full-time during
 8 the academic year, or part-time for a summer semester, in
 9 an eligible program at an eligible institution by the fall
 10 semester, or the equivalent, following graduation from high
 11 school or completion of private instruction under chapter 299A;
 12 ~~or is an~~

(b) A graduate of an Iowa high school or a person who completed private instruction under chapter 299A, or a recipient of a high school equivalency diploma, and who prior to becoming an adult learner, enters into full-time or part-time employment as part of an approved state-recognized work-based learning program, and enrolls full-time or part-time in an eligible program in an eligible institution.

(c) An adult learner who is at least age twenty at the beginning of the state fiscal year, who has received a high school diploma or a high school equivalency diploma, and who enrolls in an eligible program in an eligible institution as a full-time or part-time student.

DIVISION VI

SENIOR YEAR PLUS PROGRAM AND POSTSECONDARY ENROLLMENT OPTIONS

Sec. 20. Section 261E.2, subsections 5 and 7, Code 2020, are amended by striking the subsections.

Sec. 21. Section 261E.6, subsection 1, Code 2020, is amended to read as follows:

1. *Program established.* The postsecondary enrollment options program is established to promote rigorous academic or career and technical pursuits and to provide a wider variety of options to high school students by enabling ninth and tenth grade students who have been identified by the school

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district as gifted and talented, and eleventh and twelfth grade students, to enroll in eligible courses at an eligible postsecondary institution of higher learning ~~as a part-time student.~~

Sec. 22. Section 261E.7, subsection 2, Code 2020, is amended by striking the subsection.

Sec. 23. Section 261E.8, subsection 1, Code 2020, is amended to read as follows:

1. A district-to-community college sharing or concurrent enrollment program is established to be administered by the department to promote rigorous academic or career and technical pursuits and to provide a wider variety of options to high school students to enroll ~~part-time~~ in eligible nonsectarian courses at or through community colleges established under chapter 260C. The program shall be made available to all resident students in grades nine through twelve. Notice of the availability of the program shall be included in a school district's student registration handbook and the handbook shall identify which courses, if successfully completed, generate college credit under the program. A student and the student's parent or legal guardian shall also be made aware of this program as a part of the development of the student's career and academic plan in accordance with section 279.61.>

2. Title page, by striking lines 1 through 6 and inserting <An Act relating to the future ready Iowa Act and other efforts to strengthen Iowa's workforce, including a child care

27 challenge program for working Iowans, educational standards,
28 work-based learning coordinators, and the senior year plus
29 program, and including applicability provisions.>

AMY SINCLAIR

S-5139

1	Amend Senate File 2339 as follows:	
2	1. Page 1, line 31, by striking <chairperson> and inserting	
3	<chair>	
4	2. Page 3, line 11, by striking <filed with> and inserting	
5	<filed by>	
6	3. Page 4, line 26, by striking <filed by> and inserting	
7	<filed pursuant to>	
8	4. By striking page 4, line 34, through page 6, line 17, and	
9	inserting:	
10	<a. Articles of incorporation.....	\$ 50
11	b. Application for use of indistinguishable	
12	name.....	\$ 10
13	c. Application for reserved name	\$ 10
14	d. Notice of transfer of reserved name	\$ 10
15	e. Application for registered name	\$ 20
16	f. Application for renewal of registered	
17	name	\$ 20
18	g. Corporation's statement of change of	
19	registered agent or registered office or both	No fee
20	h. Agent's statement of change of registered office	
21	for each affected corporation not to exceed	
22	a total of.....	No fee
23	i. Agent's statement of resignation	No fee
24	j. Articles of domestication	\$ 50
25	k. Articles of conversion.....	\$ 50
26	l. Amendment of articles of incorporation.....	\$ 50
27	m. Restatement of articles of incorporation	
28	with amendment of articles.....	\$ 50
29	n. Restatement of articles of incorporation	
30	without amendment of articles	\$ 50
31	o. Articles of merger or share exchange	\$ 50
32	p. Articles of dissolution	\$ 5
33	q. Articles of revocation of dissolution	\$ 5
34	r. Certificate of administrative dissolution	No fee
35	s. Application for reinstatement following	

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1	administrative dissolution	\$ 5
2	t. Certificate of reinstatement.....	No fee
3	u. Certificate of judicial dissolution	No fee
4	v. Foreign registration statement.....	\$ 100
5	w. Amendment of foreign registration	
6	statement	\$ 100

7	x. Statement of withdrawal.....	\$ 10
8	y. Transfer of foreign registration statement.....	\$ 100
9	z. Notice of termination of registration	No fee
10	aa. Articles of correction.....	\$ 5
11	ab. Articles of validation	\$ 5
12	ac. Application for certificate of existence or	
13	registration.....	\$ 5
14	ad. Any other document required or permitted to	
15	be filed by this chapter	\$ 5
16	2. The secretary of state shall collect a fee of five	
17	dollars each time process is served on the secretary of state	
18	under this chapter. The party to a proceeding causing service	
19	of process is entitled to recover this fee as costs if such	
20	party prevails in the proceeding.	
21	3. The secretary of state shall collect the following fees	
22	for copying and certifying the copy of any filed document	
23	relating to a domestic or foreign corporation:	
24	a. One dollar a page for copying.	
25	b. Five dollars for the certificate.	
26	4. Notwithstanding subsection 1, the secretary of state	
27	may impose, assess, and collect a filing fee as a condition to	
28	accepting a biennial report as provided in section 490.1622.>	
29	5. Page 8, line 24, after <court> by inserting <of the	
30	county where the corporation's principal office or, if none in	
31	this state, its registered office, is located>	
32	6. Page 9, line 24, by striking <filed with> and inserting	
33	<filed by>	
34	7. Page 10, line 7, by striking <filed with> and inserting	
35	<filed by>	

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1	8. Page 11, after line 21 by inserting:
2	<____. "Cooperative association" means an entity that is
3	structured and operated on a cooperative basis pursuant to 26
4	U.S.C. §1381(a) and that meets the definitional requirements of
5	an association as provided in 12 U.S.C. §1141j(a) or 7 U.S.C.
6	§291.>
7	9. Page 15, line 22, after <report> by inserting <required
8	by section 490.1622>
9	10. Page 19, line 13, after <report> by inserting <required
10	by section 490.1622>
11	11. Page 41, after line 17 by inserting:
12	<Sec. ____ NEW SECTION. 490.209 Foreign-trade zone
13	corporation.
14	A corporation may be organized under the laws of this state
15	for the purpose of establishing, operating, and maintaining
16	a foreign-trade zone as defined in 19 U.S.C. §81(a). A
17	corporation organized for the purposes set forth in this
18	section has all powers necessary or convenient for applying
19	for a grant of authority to establish, operate, and maintain
20	a foreign-trade zone under 19 U.S.C. §81(a) et seq., and

21 regulations promulgated under that law, and for establishing,
 22 operating, and maintaining a foreign-trade zone pursuant to
 23 that grant of authority.>

24 12. Page 95, line 6, after <court> by inserting <of the
 25 county where the corporation's principal office or, if none in
 26 this state, its registered office, is located>

27 13. Page 97, after line 27 by inserting:

28 <Sec. ____ **NEW SECTION. 490.800 Special subchapter**
 29 **definition.**

30 1. As used in this subchapter, "*public corporation*" means a
 31 corporation that has a class of voting stock that is listed on
 32 a national securities exchange or held of record by more than
 33 two thousand shareholders.

34 2. This section is repealed on January 1, 2022.>

35 14. Page 99, line 8, after <2.> by inserting <a.>

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1 15. Page 99, after line 10 by inserting:

2 <b. (1) Notwithstanding paragraph "a", the number of
 3 directors of a public corporation subject to section 490.806A,
 4 subsection 1, or section 490.806B, shall be increased or
 5 decreased only by the affirmative vote of a majority of its
 6 board of directors.

7 (2) This paragraph "b" is repealed on January 1, 2022.>

8 16. Page 99, line 11, after <3.> by inserting <a.>

9 17. Page 99, after line 15 by inserting:

10 <b. (1) Notwithstanding paragraph "a", for a public
 11 corporation subject to section 490.806A, subsection 1, or
 12 section 490.806B, a director's term shall be staggered as
 13 provided in section 490.806A, subsection 1, or may be staggered
 14 as provided in section 490.806B.

15 (2) This paragraph "b" is repealed on January 1, 2022.>

16 18. Page 100, after line 10 by inserting:

17 <c. (1) Notwithstanding paragraph "a", for a public
 18 corporation subject to section 490.806A, subsection 1, or
 19 section 490.806B, the terms of directors shall be staggered as
 20 provided in section 490.806A, subsection 1, or may be staggered
 21 as provided in section 490.806B.

22 (2) This paragraph "c" is repealed on January 1, 2022.>

23 19. Page 100, line 13, after <4.> by inserting <a.>

24 20. Page 100, after line 15 by inserting:

25 <b. (1) Notwithstanding paragraph "a", for a public
 26 corporation subject to section 490.806A, subsection 1, or
 27 section 490.806B, the term of a director elected to fill a
 28 vacancy expires as provided in section 490.806A, subsection 1,
 29 or section 490.806B.

30 (2) This paragraph "b" is repealed on January 1, 2022.>

31 21. Page 100, line 25, before <The> by inserting <1.>

32 22. Page 101, after line 2 by inserting:

33 <2. a. Subsection 1 does not apply to a public corporation
 34 that is subject to section 490.806A, subsection 1, but may

35 apply to a public corporation that is subject to section

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1 490.806B.
2 *b.* This subsection is repealed on January 1, 2022.>
3 23. Page 101, line 8, by striking <chairperson> and
4 inserting <chair>
5 24. Page 102, after line 35 by inserting:
6 <1A. *a.* For a public corporation subject to section
7 490.806A, subsection 1, or section 490.806B, a vacancy on the
8 board of directors, including but not limited to a vacancy
9 resulting from an increase in the number of directors, shall
10 be filled solely by the affirmative vote of a majority of the
11 remaining directors, even though less than a quorum of the
12 board.
13 *b.* This subsection is repealed on January 1, 2022.>
14 25. Page 114, line 8, by striking <chairperson> and
15 inserting <chair>
16 26. Page 131, line 33, by striking <July 1, 2008> and
17 inserting <January 1, 2009>
18 27. Page 132, after line 26 by inserting:
19 <Sec. ____ NEW SECTION. **490.905 Foreign insurance companies**
20 **becoming domestic.**
21 1. The secretary of state, upon a corporation complying with
22 this section and upon the filing of articles of incorporation
23 and upon receipt of the fees as provided in this chapter,
24 shall issue an acknowledgment of receipt of document as
25 of the date of the filing of the articles of incorporation
26 with the secretary of state. The acknowledgment of receipt
27 of document shall state on its face that it is issued in
28 accordance with this section. The secretary of state shall
29 then notify the appropriate officer of the state or country of
30 the corporation's last domicile that the corporation is now a
31 domestic corporation domiciled in this state. This section
32 applies to life insurance companies, and to insurance companies
33 doing business under chapter 515.
34 2. A corporation becoming domiciled in this state under
35 subsection 1 shall not be required to comply with any other

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1 requirements under this subchapter.>
2 28. Page 189, line 16, by striking <and a> and inserting
3 <or a>
4 29. Page 189, line 19, by striking <and the> and inserting
5 <or the>
6 30. Page 189, line 21, by striking <and voting> and
7 inserting <or voting>
8 31. Page 190, lines 3 and 4, by striking <and the> and
9 inserting <or the>
10 32. Page 199, line 30, by striking <sections> and inserting

11 <section>
12 33. Page 208, line 10, after <report> by inserting <required
13 by section 490.1622>
14 34. Page 211, line 2, by striking <district court>
15 and inserting <the district court of the county where the
16 corporation's principal office or, if none in this state, its
17 registered office, is located>
18 35. Page 219, line 31, by striking <filed with> and
19 inserting <filed by>
20 36. Page 236, line 20, by striking <subchapter, except> and
21 inserting <chapter, except>
22 37. Page 241, line 20, after <court> by inserting <of the
23 county where the corporation's principal office or, if none in
24 this state, its registered office, is located>
25 38. Page 243, line 30, after <report> by inserting <required
26 by section 490.1622>
27 39. Page 245, line 7, before <Act> by inserting <division
28 of this>
29 40. Page 245, by striking lines 12 through 19 and inserting:
30 <1. Except as to procedural provisions, this division of
31 this Act does not affect a pending action or proceeding or
32 a right accrued before the effective date of this division
33 of this Act, and a pending civil action or proceeding may be
34 completed, and a right accrued may be enforced, as if this
35 division of this Act had not become effective.>

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1 41. Page 245, line 21, before <Act,> by inserting <division
2 of this>
3 42. Page 245, line 22, before <Act> by inserting <division
4 of this>
5 43. Page 246, by striking lines 4 through 8 and inserting
6 <490.803, 490.805, 490.806, and 490.810, as provided in this
7 division of this Act, and the repeal of sections 490.806A,
8 490.806B, and 490.1005A, as provided by those sections,
9 any amendment to the articles of incorporation of a public
10 corporation adopted in compliance with sections 490.806A,
11 490.806B, and 490.1005A as those sections existed immediately>
12 44. Page 246, lines 26 and 27, by striking <490.806A,
13 490.806B, 490.1005A,>
14 45. Page 246, line 33, by striking <Act, and> and inserting
15 <division of this Act,>
16 46. Page 246, line 34, by striking <Act,> and inserting
17 <division of this Act, and sections transferred in this
18 division of this Act>
19 47. Page 247, line 6, by striking <490.208> and inserting
20 <490.209>
21 48. Page 247, line 15, by striking <490.627> and inserting
22 <490.628>
23 49. Page 247, line 23, by striking <490.801> and inserting
24 <490.800>

- 25 50. Page 247, line 30, by striking <490.904> and inserting
 26 <490.905>
 27 51. By striking page 249, line 34, through page 250, line 5.
 28 52. Page 252, lines 9 and 10, by striking <section 490.902
 29 chapter 490, subchapter IX> and inserting <section 490.902
 30 490.905>
 31 53. Page 252, line 10, by striking <section>
 32 54. By striking page 252, line 18, through page 253, line 5.
 33 55. Page 253, lines 13 and 14, by striking <section 490.902
 34 chapter 490, subchapter IX> and inserting <section 490.902
 35 490.905>

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- 1 56. Page 253, line 14, by striking <section>
 2 57. Page 253, lines 24 and 25, by striking <chapter 490,
 3 subchapter IX> and inserting <section 490.905>
 4 58. Page 254, by striking lines 1 through 8.
 5 59. By renumbering, redesignating, and correcting internal
 6 references as necessary.

BRAD ZAUN

S-5140

- 1 Amend the House amendment, S-5134, to Senate File 2284, as
 2 amended, passed, and reprinted by the Senate, as follows:
 3 1. Page 1, after line 3 by inserting:
 4 <__. Page 4, after line 22 by inserting:
 5 <Sec. __. Section 262.9, subsection 16, Code 2020, is
 6 amended to read as follows:
 7 16. In its discretion, employ or retain attorneys or
 8 counselors ~~when acting as a public employer for the purpose of~~
 9 ~~carrying out collective bargaining and related responsibilities~~
 10 ~~provided for under chapter 20. This subsection shall supersede~~
 11 ~~the provisions of section 13.7 to provide legal counsel or~~
 12 ~~legal advice, notwithstanding section 13.7, provided that~~
 13 ~~the provisions of section 13.7 shall govern the retention of~~
 14 ~~attorneys in any action or proceeding that is brought in any~~
 15 ~~court or tribunal.>>
 16 2. By renumbering as necessary.~~

AMY SINCLAIR

S-5141

- 1 Amend House File 2629, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 8, line 8, by striking <2022> and inserting <2023>
 4 2. Page 8, line 21, by striking <2022> and inserting <2023>
 5 3. Page 9, line 20, after <plan> by inserting <by>
 6 4. Page 10, after line 10 by inserting:

7 <Sec. ____ EFFECTIVE DATE. The following takes effect July
 8 1, 2021:
 9 The section of this division of this Act amending section
 10 256.7, subsection 26, paragraph “a”, subparagraph (4).>
 11 5. By striking page 10, line 11, through page 12, line 3.
 12 6. Page 13, after line 21 by inserting:
 13 <Sec. ____ EMERGENCY RULES. The department of education
 14 and the college student aid commission may adopt emergency
 15 rules under section 17A.4, subsection 3, and section 17A.5,
 16 subsection 2, paragraph “b”, to implement the provisions of
 17 this division of this Act and the rules shall be effective
 18 immediately upon filing unless a later date is specified in the
 19 rules. Any rules adopted in accordance with this section shall
 20 also be published as a notice of intended action as provided
 21 in section 17A.4.
 22 Sec. ____ EFFECTIVE UPON ENACTMENT. Unless otherwise
 23 provided, this division of this Act, if approved by the
 24 governor on or after July 1, 2020, takes effect upon enactment.
 25 Sec. ____ RETROACTIVE APPLICABILITY. Unless otherwise
 26 provided, this division of this Act, if approved by the
 27 governor on or after July 1, 2020, applies retroactively to
 28 July 1, 2020.>
 29 7. Title page, by striking lines 2 through 5 and inserting
 30 <to strengthen Iowa’s workforce, including provisions relating
 31 to apprenticeship training programs, a child care challenge
 32 program for working Iowans, computer science educational
 33 standards, a scholarship program, and the senior year
 34 plus program, and including effective date and retroactive
 35 applicability provisions.>

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1 8. By renumbering as necessary.

AMY SINCLAIR

S-5142

1 Amend House File 2629, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 13, line 4, after <full-time> by inserting <or
 4 part-time>
 5 2. Page 13, line 5, by striking <part-time for a>

HERMAN C. QUIRMBACH

S-5143

HOUSE AMENDMENT TO SENATE FILE 2349

1 Amend Senate File 2349, as amended, passed, and reprinted by

2 the Senate, as follows:

3 1. Page 1, before line 1 by inserting:

4 <DIVISION I
5 CLOUD COMPUTING>

6 2. Page 1, line 2, by striking <subsection> and inserting
7 <subsections>

8 3. Page 1, after line 5 by inserting:

9 <NEW SUBSECTION. 5A. “Foreign government” means a
10 government other than the government of the United States, its
11 states, territories, or possessions.>

12 4. Page 2, after line 8 by inserting:

13 <e. Cloud computing service providers shall store state data
14 on servers located within the United States. The servers on
15 which state data is stored shall not be under the control of a
16 foreign government.>

17 5. Page 2, by striking lines 21 and 22 and inserting
18 <applications, including the date a state agency or department
19 began using each information technology application, the life
20 expectancy of each information technology application, and the
21 percentage of the information technology applications that are
22 cloud-based applications.>

23 6. Page 3, after line 5 by inserting:

24 <DIVISION ____
25 BUDGETARY INFORMATION

26 Sec. ____ Section 8.6, subsection 16, paragraph b, Code
27 2020, is amended to read as follows:

28 b. The department of revenue, the department of
29 administrative services, the office of the chief information
30 officer, the institutions governed by the state board of
31 regents pursuant to section 262.7, each judicial district’s
32 department of correctional services, and the state department
33 of transportation shall provide salary data to the department
34 of management and the legislative services agency to operate
35 the state’s salary model. The format and frequency of

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1 provision of the salary data shall be determined by the
2 department of management and the legislative services agency.

3 Sec. ____ Section 8.35A, subsection 1, Code 2020, is amended
4 to read as follows:

5 1. By July 1, the director of the department of management,
6 in conjunction with the director of the department of
7 administrative services and the chief information officer of
8 the state, shall provide a projected expenditure breakdown
9 of each appropriation for the beginning fiscal year to the
10 legislative services agency in the form and level of detail
11 requested by the legislative services agency. By the fifteenth
12 of each month, the director, in conjunction with the director
13 of the department of administrative services and the chief
14 information officer of the state, shall transmit to the
15 legislative services agency a record for each appropriation

16 of actual expenditures for the prior month of the fiscal year
 17 and the fiscal year to date in the form and level of detail
 18 as requested by the legislative services agency. By October
 19 1, the director, in conjunction with the director of the
 20 department of administrative services and the chief information
 21 officer of the state, shall transmit the total record of an
 22 appropriation, including reversions and transfers for the prior
 23 fiscal year ending June 30, to the legislative services agency.
 24 Sec. ____ EFFECTIVE DATE. This division of this Act, being
 25 deemed of immediate importance, takes effect upon enactment.

26 DIVISION ____
 27 INTERNET EXCHANGE POINT FEASIBILITY STUDY
 28 Sec. ____ INTERNET EXCHANGE POINT FEASIBILITY STUDY. The
 29 office of the chief information officer and the Iowa
 30 telecommunications and technology commission shall jointly
 31 conduct a feasibility study regarding the construction and
 32 installation of an internet exchange point. The office and the
 33 commission shall assess a timeline to construct and install an
 34 internet exchange point, the cost to construct and install an
 35 internet exchange point, internet exchange point maintenance

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1 requirements, internet exchange point maintenance costs,
 2 internet exchange point upgrade costs, upgrades recommended to
 3 be performed on an internet exchange point, and the optimum
 4 number of internet exchange points for the state. The office
 5 and the commission shall submit a report, including findings
 6 and recommendations, to the general assembly by December 15,
 7 2020.>
 8 7. Title page, line 3, after <assets> by inserting <,
 9 budgetary reporting, a joint feasibility study relating
 10 to internet exchange points, and including effective date
 11 provisions>
 12 8. By renumbering, redesignating, and correcting internal
 13 references as necessary.

S-5144

1 Amend the amendment, S-5139, to Senate File 2339 as follows:
 2 1. Page 2, after line 13 by inserting:
 3 <ad. Biennial report\$60>
 4 2. Page 2, line 14, by striking <ad.> and inserting <ae.>
 5 3. Page 2, by striking lines 26 through 28.
 6 4. Page 6, after line 19 by inserting:
 7 <____. Page 235, by striking lines 19 and 20 and inserting
 8 <calendar years. For purposes of this>>
 9 5. Page 8, after line 4 by inserting:
 10 <____. Page 254, after line 10 by inserting:
 11 <DIVISION ____
 12 NONPROFIT CORPORATIONS
 13 Sec. ____ Section 504.205, Code 2020, is amended by adding

14 the following new subsection:

15 **NEW SUBSECTION.** 4. A state agency or state official shall
16 not impose any requirement on a corporation that is more
17 stringent, restrictive, or expansive than a requirement imposed
18 by state or federal law.

19 Sec. ____ **EFFECTIVE DATE.** This division of this Act, being
20 deemed of immediate importance, takes effect upon enactment.>

21 ____ Title page, line 1, by striking <business>>

22 6. By renumbering as necessary.

JAKE CHAPMAN

S-5145

1 Amend the amendment, S-5113, to House File 2540, as amended,
2 passed, and reprinted by the House, as follows:

3 1. Page 8, after line 23 by inserting:

4 <Sec. ____ **EMERGENCY RULES.** The alcoholic beverages
5 division of the department of commerce may adopt emergency
6 rules under section 17A.4, subsection 3, and section 17A.5,
7 subsection 2, paragraph "b", to implement the provisions of
8 this division of this Act and the rules shall be effective
9 immediately upon filing unless a later date is specified in the
10 rules. Any rules adopted in accordance with this section shall
11 also be published as a notice of intended action as provided
12 in section 17A.4.>

13 2. By renumbering as necessary.

CRAIG JOHNSON

S-5146

HOUSE AMENDMENT TO
SENATE AMENDMENT TO
HOUSE FILE 2486

1 Amend the Senate amendment, H-8256, to House File 2486, as
2 passed by the House, as follows:

3 1. By striking page 1, line 4, through page 27, line 1, and
4 inserting:

5 <Sec. ____ Section 43.14, subsection 1, paragraph g, Code
6 2020, is amended by striking the paragraph.

7 Sec. ____ Section 45.5, subsection 1, paragraph f, Code
8 2020, is amended by striking the paragraph.

9 Sec. ____ Section 47.1, subsection 2, Code 2020, is amended
10 to read as follows:

11 2. a. The state commissioner of elections may exercise
12 emergency powers over any election being held in a district
13 in which either a natural or other disaster or extremely
14 inclement weather has occurred. The state commissioner's
15 decision to alter any conduct for an election using emergency
16 powers must be approved by the legislative council. If the

17 legislative council does not approve the secretary of state's
18 use of emergency powers to conduct an election, the legislative
19 council may choose to present and approve its own election
20 procedures or choose to take no further action. The state
21 commissioner of elections may also exercise emergency powers
22 during an armed conflict involving United States armed forces,
23 or mobilization of those forces, or if an election contest
24 court finds that there were errors in the conduct of an
25 election making it impossible to determine the result.
26 b. If an emergency exists in all precincts of a county,
27 the number of polling places shall not be reduced by more than
28 thirty-five percent. The polling places allowed to open shall
29 be equitably distributed in the county based on the ratio of
30 regular polling places located in unincorporated areas in the
31 county to regular polling places in incorporated areas in the
32 county.
33 Sec. ____ Section 49.57, subsection 6, Code 2020, is amended
34 to read as follows:
35 6. A portion of the ballot shall include the words "Official

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1 ballot", the unique identification number or name assigned by
2 the commissioner to the ballot style, the date of the election,
3 and the impression or likeness of the county seal of the county
4 of the commissioner who has caused the ballot to be printed
5 pursuant to section 49.51.
6 Sec. ____ Section 54.5, subsection 2, Code 2020, is amended
7 to read as follows:
8 2. The state central committee shall also file a list of
9 the names and addresses of the party's presidential electors
10 and alternate electors, one from each congressional district
11 and two from the state at large, not later than 5:00 p.m.
12 on the eighty-first day before the general election. A
13 political party may elect up to two alternate electors at the
14 party's state convention. Additionally, the party's state
15 central committee may nominate one alternate elector for each
16 congressional district.
17 Sec. ____ Section 54.5, Code 2020, is amended by adding the
18 following new subsection:
19 NEW SUBSECTION. 2A. Each elector nominee and alternate
20 elector nominee of a political party or group of petitioners
21 shall execute the following pledge, which shall accompany
22 the submission of the corresponding names to the state
23 commissioner:
24 If selected for the position of elector, I agree to serve
25 and to mark my ballots for president and vice president for
26 the nominees for those offices of the party (or group of
27 petitioners) that nominated me.
28 Sec. ____ Section 54.7, Code 2020, is amended to read as
29 follows:
30 **54.7 Meeting — certificate.**

31 1. The presidential electors and alternate electors shall
 32 meet in the capitol, at the seat of government, on the first
 33 Monday after the second Wednesday in December next following
 34 their election.
 35 2. If, at the time of such meeting, any elector for any

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1 cause is absent, those present shall at once proceed to
 2 elect, from the citizens of the state, a substitute elector or
 3 electors, and certify the choice so made to the governor, and
 4 the governor shall immediately cause the person or persons so
 5 selected to be notified thereof the state commissioner shall
 6 appoint an individual to substitute for the elector as follows:
 7 a. If the alternate elector is present to vote, by
 8 appointing the alternate elector for the vacant position.
 9 b. If the alternate elector is not present to vote, by
 10 appointing an elector chosen by lot from among the other
 11 alternate electors present to vote who were nominated by the
 12 same political party or group of petitioners.
 13 c. If the number of alternate electors present to vote is
 14 insufficient to fill a vacant position pursuant to paragraphs
 15 "a" and "b", by appointing any immediately available citizen
 16 of the state who is qualified to serve as an elector and
 17 chosen through nomination by a plurality vote of the remaining
 18 electors, including nomination and vote by a single elector if
 19 only one remains.
 20 d. If there is a tie between at least two nominees to
 21 substitute as an elector in a vote conducted under paragraph
 22 "c", by appointing an elector chosen by lot from among those
 23 nominees.
 24 e. If all elector positions are vacant and cannot be filled
 25 through the processes set forth in paragraphs "a", "b", "c", and
 26 "d", by appointing a single presidential elector with remaining
 27 vacant positions filled pursuant to the method set forth in
 28 paragraph "c" and, if necessary, paragraph "d".
 29 3. To qualify to substitute for an elector under subsection
 30 2, an individual who has not executed the pledge required for
 31 elector nominees and alternate elector nominees under section
 32 54.5 shall execute the following pledge:
 33 I agree to serve and to mark my ballots for president and vice
 34 president consistent with the pledge of the individual whose
 35 elector position I have succeeded.

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1 Sec. ____ Section 54.8, Code 2020, is amended by striking
 2 the section and inserting in lieu thereof the following:
 3 **54.8 Elector voting — certificate of governor.**
 4 1. At the time designated for elector voting and after all
 5 vacant positions have been filled under section 54.7, the state
 6 commissioner shall provide each elector with a presidential

7 and a vice presidential ballot. The elector shall mark the
8 elector's presidential and vice presidential ballots with
9 the elector's votes for the offices of president and vice
10 president, respectively, along with the elector's signature and
11 the elector's legibly printed name.

12 2. Except as otherwise provided by law of this state outside
13 of this chapter, each elector shall present both completed
14 ballots to the state commissioner who shall examine the ballots
15 and accept and cast all ballots of electors whose votes are
16 consistent with their pledges executed under section 54.5
17 or 54.7. Except as otherwise provided by law of this state
18 outside of this chapter, the state commissioner shall not
19 accept and shall not count an elector's presidential and vice
20 presidential ballots if the elector has not marked both ballots
21 or has marked one ballot in violation of the elector's pledge.

22 3. An elector who refuses to present a ballot, presents
23 an unmarked ballot, or presents a ballot marked in violation
24 of the elector's pledge executed under section 54.5 or 54.7
25 vacates the office of elector. The state commissioner shall
26 declare the creation of the vacancy and fill the vacancy
27 pursuant to section 54.7.

28 4. The state commissioner shall distribute ballots to
29 and collect ballots from a substitute elector and repeat the
30 process set forth in this section for examining ballots,
31 declaring and filling vacant positions as required, and
32 recording appropriately completed ballots from the substituted
33 electors until all of the state's electoral votes have been
34 cast and recorded.

35 5. The governor shall duly certify the results, under the

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1 seal of the state, to the United States secretary of state, and
2 as required by Act of Congress related to such elections.

3 Sec. ____ NEW SECTION. **54.8A Elector replacement —**
4 **associated certificates.**

5 1. After the vote of this state's electors is completed,
6 if the final list of electors differs from any list that the
7 governor previously included on a certificate of ascertainment
8 prepared and transmitted under 3 U.S.C. §6, the state
9 commissioner shall immediately prepare an amended certificate
10 of ascertainment and transmit the amended certificate to the
11 governor for the governor's signature.

12 2. The governor shall immediately deliver the signed
13 amended certificate of ascertainment to the state commissioner
14 and a signed duplicate original of the amended certificate
15 of ascertainment to all individuals entitled to receive this
16 state's certificate of ascertainment, indicating that the
17 amended certificate of ascertainment is to be substituted for
18 the certificate of ascertainment previously submitted.

19 3. The state commissioner shall prepare a certificate
20 of vote. The electors on the final list shall sign the

21 certificate. The state commissioner shall process and
 22 transmit the signed certificate with the amended certificate of
 23 ascertainment under 3 U.S.C. §§9 through 11.

24 Sec. ____ Section 331.552, subsection 4, Code 2020, is
 25 amended to read as follows:

26 4. Keep the official county seal provided by the county.
 27 The official seal shall be an impression seal on the face of
 28 which shall appear the name of the county, the word “county”,
 29 which may be abbreviated, ~~the word “treasurer” which may be~~
 30 ~~abbreviated~~, and the word “Iowa”.

31 Sec. ____ AFFIDAVIT OF CANDIDACY — 2020 GENERAL ELECTION
 32 NOMINEES. For the 2020 general election, a candidate nominated
 33 for county hospital trustee or township trustee shall file
 34 with the county commissioner a signed, notarized affidavit of
 35 candidacy and nomination petition, if applicable, by 5:00 p.m.

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1 not less than sixty-nine days before the general election. An
 2 affidavit of candidacy shall include the information required
 3 under section 44.3.>

4 2. Title page, by striking line 1 and inserting <An Act
 5 relating to the conduct of elections, including emergency
 6 powers, procedures relating to electors, and the use of a
 7 county seal on materials related to elections.>

8 3. By renumbering as necessary.>

S-5147

1 Amend Senate File 2415 as follows:

2 1. Page 5, after line 14 by inserting:

3 <Sec. ____ The department of transportation shall submit
 4 an annual report to the general assembly on or before December
 5 31 for the next five fiscal years which shall include any cost
 6 savings to the department from adding additional full-time
 7 equivalent employees from the fiscal year prior.>

8 2. By renumbering as necessary.

CRAIG JOHNSON

S-5148

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 737

1 Amend the Senate amendment, H-8084, to House File 737, as
 2 passed by the House, as follows:

3 1. Page 2, line 5, by striking <4. a.> and inserting <4.>

4 2. Page 2, by striking lines 7 through 9.

5 3. By striking page 2, line 11, through page 3, line 2.

6 4. Page 3, by striking lines 7 through 32.

- 7 5. By renumbering as necessary.

S-5149

- 1 Amend the amendment, S-5135, to Senate File 2310, as
 2 amended, passed, and reprinted by the Senate, as follows:
 3 1. By striking page 1, line 3, through page 10, line 15, and
 4 inserting:
 5 <1. Page 1, before line 1 by inserting:
 6 <DIVISION I
 7 ONLINE LEARNING PROGRAM AND COURSEWORK REQUIREMENTS>
 8 2. Page 2, line 4, by striking <a>
 9 3. Page 2, by striking lines 20 through 28.
 10 4. Page 2, line 31, by striking <The provisions of
 11 subsection 5> and inserting:
 12 <(1) The offer and teach requirements of subsection 5,
 13 paragraphs “a” through “e” and “g” through “j”;>
 14 5. Page 2, line 35, by striking <(1)> and inserting <(a)>
 15 6. Page 3, line 4, by striking <(2)> and inserting <(b)>
 16 7. Page 3, after line 6 by inserting:
 17 <(2) Notwithstanding subparagraph (1), unnumbered paragraph
 18 1, if either subparagraph (1), subparagraph division (a) or (b)
 19 apply, a school district or accredited nonpublic school may
 20 exceed the limitation specified in subparagraph (1), unnumbered
 21 paragraph 1, to provide world language, personal finance
 22 literacy, and computer science coursework online in accordance
 23 with paragraph “c” and the offer and teach requirements of
 24 subsection 5, paragraphs “j” and “k”, and any such requirement
 25 as may be established under subsection 5 for computer science,
 26 shall not apply.>
 27 8. Page 3, line 8, by striking <5> and inserting <5,
 28 paragraphs “a” through “e” and “g” through “j”;>
 29 9. Page 3, line 12, by striking <the requirements of
 30 subsection 5> and inserting <such requirements>
 31 10. Page 3, line 15, by striking <5> and inserting <5,
 32 paragraphs “a” through “e” and “g” through “j”;>
 33 11. Page 3, line 20, by striking <(1) or (2)> and inserting
 34 <(1), (2), or (3)>
 35 12. Page 3, line 27, by striking <either> and inserting

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- 1 <any>
 2 13. Page 4, after line 6 by inserting:
 3 <(3) An online learning platform offered, subject to the
 4 initial availability of federal funds, by the department in
 5 collaboration with one or more area education agencies or in
 6 partnership with school districts and accredited nonpublic
 7 schools. The online learning platform may deliver distance
 8 education to students, including students receiving independent
 9 private instruction as defined in section 299A.1, subsection
 10 2, paragraph “b”, competent private instruction under section

11 299A.2, or private instruction by a nonlicensed person under
 12 section 299A.3, provided such students register with the
 13 school district of residence and the coursework offered by the
 14 online learning platform is taught and supervised by a teacher
 15 licensed under chapter 272 who has online learning experience
 16 and the course content meets the requirements established by
 17 rule pursuant to section 256.7, subsection 32, paragraph "c".
 18 The department and the area education agencies operating online
 19 learning programs pursuant to section 273.16 shall coordinate
 20 to ensure the most effective use of resources and delivery
 21 of services. Federal funds, if available, may be used to
 22 offset what would otherwise be costs to school districts for
 23 participation in the program.>

24 14. Page 4, by striking line 11 and inserting:
 25 <c. ~~Private providers utilized to provide courses by~~ Courses
 26 provided by private providers to a school>

27 15. Page 5, after line 25 by inserting:
 28 <Sec. ____ Section 279.10, Code 2020, is amended by adding
 29 the following new subsection:
 30 NEW SUBSECTION. 3. a. For the school year beginning July
 31 1, 2020, and ending June 30, 2021, any instruction provided in
 32 accordance with a return-to-learn plan submitted by a school
 33 district or accredited nonpublic school to the department of
 34 education in response to a proclamation of a public health
 35 disaster emergency, issued by the governor pursuant to section

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1 29C.6 and related to COVID-19, shall be deemed to meet the
 2 requirements of subsection 1, regardless of the nature,
 3 location, or medium of instruction if the return-to-learn
 4 plan contains the minimum number of days or hours as required
 5 by subsection 1. Any return-to-learn plan submitted by a
 6 school district or accredited nonpublic school must contain
 7 provisions for in-person instruction and provide that in-person
 8 instruction is the presumed method of instruction.

9 b. This subsection is repealed on July 1, 2021.>

10 16. Page 5, after line 26 by inserting:

11 <DIVISION ____
 12 TEMPORARY FLEXIBILITY FOR USE OF CERTAIN MONEYS BY SCHOOL
 13 DISTRICTS TO PROVIDE ADDITIONAL INSTRUCTIONAL TIME
 14 Sec. ____ PROFESSIONAL DEVELOPMENT MONEYS AND HOURS
 15 REQUIREMENTS FOR ADDITIONAL INSTRUCTIONAL TIME FOR THE
 16 2020–2021 SCHOOL YEAR. Notwithstanding section 257.10,
 17 subsection 10, and the professional development requirements
 18 of chapter 284, for the school year beginning July 1, 2020,
 19 and ending June 30, 2021, the moneys calculated and paid to
 20 the school district for professional development pursuant to
 21 section 257.10, subsection 10, or section 257.37A, subsection
 22 2, to provide thirty-six hours of professional development
 23 opportunities held outside of the minimum school day, may
 24 instead be used by a school district to provide instructional

25 time to the school calendar in addition to the amount of
26 instructional time required under section 279.10, subsection 1,
27 and the thirty-six-hour professional development requirement
28 of chapter 284 shall be reduced by such number of hours of
29 additional instructional time.

30 DIVISION ____

31 TEMPORARY FLEXIBILITY FOR CERTAIN EDUCATIONAL INSTRUCTIONAL AND
32 POLICY REQUIREMENTS

33 Sec. ____ OPEN ENROLLMENT — EXTENSION OF NOTIFICATION
34 DEADLINE FOR THE 2020–2021 SCHOOL YEAR. Notwithstanding
35 section 282.18, subsection 2, paragraph “a”, for the school

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1 year commencing July 1, 2020, a parent or guardian shall have
2 until July 15, 2020, to notify to the district of residence and
3 the receiving district, on forms prescribed by the department
4 of education, that the parent or guardian intends to enroll
5 the parent’s or guardian’s child in an online public school
6 in another school district, if the child, another resident of
7 the child’s residence, or a regular caretaker of the child
8 has a significant health condition that increases the risk
9 of COVID-19. The notification shall include the name of the
10 person with the health condition, specify the person’s health
11 condition, include written verification of the health condition
12 from the person’s physician or licensed health care provider
13 and, for persons other than the child, whether the person with
14 the health condition is a resident of the child’s residence
15 or the child’s regular caretaker. Section 282.18, subsection
16 3, shall not apply to a notification submitted in accordance
17 with this section. Notwithstanding section 282.18, subsection
18 2, paragraph “b”, the superintendent of the receiving school
19 district is authorized to approve a notification received
20 under this section. Within fourteen days of receipt of such
21 notification, the superintendent shall notify the parent or
22 guardian and the school district of residence that the request
23 has been approved or denied. If the notification has been
24 denied or if further review is required, the superintendent
25 shall provide the parent or guardian with an explanation of
26 the approval process and expected timeline for the review. A
27 decision to deny a request submitted under this section is
28 subject to appeal under section 290.1. The state board shall
29 exercise broad discretion to achieve just and equitable results
30 that are in the best interest of the affected child. This
31 section is not intended to extend the provisions of section
32 282.18, subsection 2, paragraph “a”, for enrollment in a
33 physical school district.

34 Sec. ____ SCHOOL DISTRICT DUTIES RELATING TO COMPETENT
35 PRIVATE INSTRUCTION FOR THE 2020–2021 SCHOOL YEAR. For

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1 the school year beginning July 1, 2020, and ending June 30,
2 2021, upon request of a parent, guardian, or legal or actual
3 custodian, each school district shall provide to children
4 receiving competent private instruction available texts or
5 supplementary materials on the same basis as they are provided
6 to regularly enrolled students when a child is under dual
7 enrollment or in a home school assistance program. This
8 section shall only apply to children who are enrolled in their
9 school district's home school assistance program by the child's
10 parent, guardian, or legal or actual custodian.

11 Sec. ____ SCHOOL DISTRICT CLOSURES DURING THE 2020–2021

12 SCHOOL YEAR. For the school year beginning July 1, 2020, and
13 ending June 30, 2021, if the governor proclaims a public health
14 disaster pursuant to section 29C.6, the board of directors of a
15 school district may authorize closure of the school district
16 or any school district attendance center due to an outbreak
17 of COVID-19 in the school district or any school district
18 attendance center. School districts are encouraged to follow
19 guidelines issued by the centers for disease control and
20 prevention of the United States department of health and human
21 services and the Iowa department of public health, and may
22 consult with the local board of health when determining social
23 distancing measures or authorizing a school closure.

24 Sec. ____ INSTRUCTIONAL TIME PROVISIONS FOR SCHOOL

25 DISTRICTS AND ACCREDITED NONPUBLIC SCHOOLS FOR THE 2020–2021
26 SCHOOL YEAR.

27 1. Notwithstanding any other provision of law to the
28 contrary, the instructional time requirements of section
29 279.10, subsection 1, and the minimum school day requirements
30 of section 256.7, subsection 19, shall not be waived any
31 time during the school year beginning July 1, 2020, and
32 ending June 30, 2021, for school closure due to the COVID-19
33 pandemic unless the school district or the authorities in
34 charge of the accredited nonpublic school, as appropriate,
35 provide compulsory remote learning, including online learning,

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1 electronic learning, distance learning, or virtual learning.
2 Unless explicitly authorized in a proclamation of a public
3 health disaster emergency issued by the governor pursuant to
4 section 29C.6 and related to COVID-19, a brick-and-mortar
5 school district or accredited nonpublic school shall not take
6 action to provide instruction primarily through remote-learning
7 opportunities.

8 2. If the board of directors of a school district or
9 the authorities in charge of an accredited nonpublic school
10 determines any time during the school year beginning July 1,
11 2020, and ending June 30, 2021, that a remote-learning period
12 is necessary, the school board or the authorities in charge of

13 an accredited nonpublic school, as appropriate, shall ensure
14 that teachers and other necessary school staff are available
15 during the remote-learning period to support students, to
16 participate in professional development opportunities, and
17 to perform other job-related functions during the regular,
18 required contract hours, even if the accessibility to or by the
19 teachers and other necessary school staff is offered remotely.
20 Sec. ____ TRUANCY REQUIREMENTS FOR THE 2020–2021 SCHOOL
21 YEAR. In addition to the provisions of chapter 299, a
22 child who is enrolled in a school district or accredited
23 nonpublic school but who does not participate in compulsory
24 remote-learning opportunities, including online learning,
25 electronic learning, distance learning, or virtual learning,
26 offered by the school district or accredited nonpublic school
27 of enrollment during a period of school closure implemented
28 any time during the school year beginning July 1, 2020, and
29 ending June 30, 2021, due to the COVID-19 pandemic shall be
30 considered truant. This section is not applicable to a child
31 who was receiving competent private instruction or independent
32 private instruction in accordance with the requirements of
33 chapter 299A prior to July 1, 2019. Any child who was enrolled
34 in a public school or accredited nonpublic school prior to July
35 1, 2019, may be subject to the provisions of chapter 299 if

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1 the child's parent, guardian, or legal custodian did not, for
2 the school year beginning July 1, 2020, complete and send the
3 report required under section 299.4 to the school district of
4 residence of the child in a timely manner.
5 Sec. ____ TEACHER ENDORSEMENT WAIVER FOR THE 2020–2021
6 SCHOOL YEAR. For the school year beginning July 1, 2020, and
7 ending June 30, 2021, notwithstanding any provision to the
8 contrary, if a school district or accredited nonpublic school
9 has made every reasonable and good-faith effort to employ a
10 teacher licensed under chapter 272 who holds an endorsement for
11 a specified grade level or subject area and is unable to employ
12 a teacher with the appropriate endorsement, and the school
13 district or accredited nonpublic school is also unable to
14 develop, or use a private provider to provide, an online course
15 that meets the requirements of chapter 256, the director of
16 the department of education may waive the teacher-endorsement
17 requirements for the specified grade level or subject area for
18 the school district or accredited nonpublic school, and the
19 provisions of section 256.9, subsection 48, and section 272.15,
20 subsection 4, shall not apply.
21 Sec. ____ MISCELLANEOUS POLICY PROVISIONS FOR SCHOOLS
22 FOR THE 2020–2021 SCHOOL YEAR. The following provisions are
23 applicable for the school year beginning July 1, 2020, and
24 ending June 30, 2021:
25 1. SOCIAL DISTANCING. In implementing social distancing
26 policies included in a return-to-learn plan, the board of

27 directors of each school district and the authorities in charge
28 of each accredited nonpublic school shall, to the extent
29 possible, provide in-person instruction for core academic
30 subjects.

31 2. STATEWIDE ASSESSMENTS. The provisions of section 256.7,
32 subsection 21, paragraph “b”, relating to the administration
33 of statewide summative assessment of student progress, and the
34 assessments administered in accordance with sections 279.60
35 and 279.68, shall not be waived, and such assessments shall be

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1 administered to students as required by those sections.
2 3. CPR CERTIFICATION — EXCEPTION FOR GRADUATION. If a
3 school district or accredited nonpublic school closes on the
4 advice of a local board of health, the department of public
5 health, or because the governor proclaims a public health
6 disaster pursuant to section 29C.6, a student who meets the
7 graduation requirements of section 256.7, subsection 26,
8 paragraph “a”, the requirements of section 280.9A, and the
9 school district’s or accredited nonpublic school’s graduation
10 requirements may graduate without meeting the cardiopulmonary
11 resuscitation certification requirements of section 256.11,
12 section 6, paragraph “c”.

13 4. NOTIFICATION OF SIGNIFICANT HEALTH CONDITION —
14 COMPULSORY REMOTE LEARNING. If a parent or guardian of a
15 student enrolled in a school district or accredited nonpublic
16 school notifies the school district or accredited nonpublic
17 school in writing that the student, another resident of the
18 student’s residence, or a regular caretaker of the student
19 has a significant health condition that increases the risk of
20 COVID-19, the school district or accredited nonpublic school
21 shall make reasonable accommodations for the student, on a
22 case-by-case basis, to attend school through remote learning.
23 The provision of special education and accommodations for
24 students who have individualized education programs or
25 section 504 plans in compliance with the requirements of
26 section 504 of the Rehabilitation Act, 29 U.S.C. §794, and
27 with Tit. II of the Americans with Disabilities Act, 42
28 U.S.C. §12131–12165, will be determined by each respective
29 individualized education program team or section 504 team.
30 The notification shall include the name of the person with
31 the health condition, specify the person’s health condition,
32 include written verification of the health condition from the
33 person’s physician or licensed health care provider and, for
34 persons other than the student, whether the person with the
35 health condition is a resident of the student’s residence

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1 or the student’s regular caretaker. A school district or
2 an accredited nonpublic school may collaborate with an area

3 education agency or another school district or accredited
4 nonpublic school to provide remote learning opportunities to a
5 student who meets the requirements of this section.
6 5. Notwithstanding section 256.7, subsection 32; section
7 256.9, subsection 55; section 256.43; or any other provision
8 to the contrary, a school district or accredited nonpublic
9 school may provide instruction primarily through continuous
10 remote-learning opportunities if such instruction is provided
11 in accordance with a return-to-learn plan submitted by
12 the school district or accredited nonpublic school to the
13 department of education in response to a proclamation of a
14 public health disaster emergency explicitly addressing school
15 closures, issued by the governor pursuant to section 29C.6 and
16 related to COVID-19, without regard to whether the accredited
17 nonpublic school or school district is approved to provide
18 instruction primarily through continuous remote-learning
19 opportunities. Instruction provided pursuant to this section
20 shall be provided by teachers licensed pursuant to chapter 272
21 and shall assure and maintain evidence of alignment of the
22 courses with the Iowa core and core content requirements and
23 standards.

24 DIVISION ____

25 SCHOOL DISTRICT IMPACT REPORT

26 Sec. ____ SCHOOL DISTRICT COVID-19 IMPACT REPORT FOR BUDGET
27 YEAR 2019–2020. Each school district shall submit a report
28 to the department of education, in a format and by a date
29 as determined by the department, detailing any reduction in
30 expenditures to the school district resulting from the closure
31 of schools due to the COVID-19 pandemic during the school
32 budget year beginning July 1, 2019, and ending June 30, 2020,
33 including but not limited to reductions in expenditures for
34 transportation, the number of contract employees which include
35 certified and classified employees laid off by the school

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1 district and the number of non-contract employees laid off
2 by the school district, both listed by staff position, and
3 spring or summer programs canceled or otherwise impacted. The
4 department shall prepare and, by November 15, 2020, submit to
5 the general assembly, a report that details for each school
6 district the total net impact of the COVID-19 pandemic on each
7 school district's budget.

8 DIVISION ____

9 EFFECTIVE DATES AND APPLICABILITY

10 Sec. ____ EFFECTIVE UPON ENACTMENT. Unless otherwise
11 provided, this Act, if approved by the governor on or after
12 July 1, 2020, takes effect upon enactment.

13 Sec. ____ RETROACTIVE APPLICABILITY. Unless otherwise
14 provided, this Act, if approved by the governor on or after
15 July 1, 2020, applies retroactively to July 1, 2020.>

16 17. Title page, by striking lines 1 through 4 and inserting

17 <An Act relating to educational instructional requirements
18 and funding flexibility and including effective date and
19 retroactive applicability provisions.>
20 18. By renumbering as necessary.>

AMY SINCLAIR

S-5150

1 Amend Senate File 2418 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 PROFESSIONAL LICENSING
6 Section 1. Section 103.6, subsection 1, paragraph e, Code
7 2020, is amended by striking the paragraph.
8 Sec. 2. Section 103.9, subsection 3, Code 2020, is amended
9 by striking the subsection.
10 Sec. 3. Section 103.10, subsection 6, Code 2020, is amended
11 by striking the subsection.
12 Sec. 4. Section 103.12, subsection 6, Code 2020, is amended
13 by striking the subsection.
14 Sec. 5. Section 103.12A, subsection 4, Code 2020, is amended
15 by striking the subsection.
16 Sec. 6. Section 103.13, subsection 4, Code 2020, is amended
17 by striking the subsection.
18 Sec. 7. Section 103.15, subsection 7, Code 2020, is amended
19 by striking the subsection.
20 Sec. 8. Section 105.10, subsection 5, Code 2020, is amended
21 by striking the subsection.
22 Sec. 9. Section 105.22, subsection 4, Code 2020, is amended
23 by striking the subsection.
24 Sec. 10. Section 135.105A, subsection 5, Code 2020, is
25 amended to read as follows:
26 5. The department shall adopt rules regarding minimum
27 requirements for lead inspector, lead abater, and lead-safe
28 renovator training programs, certification, work practice
29 standards, and suspension and revocation requirements, and
30 shall implement the training and certification programs. Rules
31 adopted pursuant to this subsection shall comply with chapter
32 272C. The department shall seek federal funding and shall
33 establish fees in amounts sufficient to defray the cost of the
34 programs. The fees shall be used for any of the department's
35 duties under this subchapter, including but not limited

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1 to the costs of full-time equivalent positions for program
2 services and investigations. Fees received shall be considered
3 repayment receipts as defined in section 8.2.
4 Sec. 11. Section 147.3, Code 2020, is amended to read as
5 follows:

6 **147.3 Qualifications.**

7 An applicant for a license to practice a profession under
 8 this subtitle is not ineligible because of age, citizenship,
 9 sex, race, religion, marital status, or national origin,
 10 although the application form may require citizenship
 11 information. ~~A board may consider the past criminal record of~~
 12 ~~an applicant only if the conviction relates to the practice of~~
 13 ~~the profession for which the applicant requests to be licensed.~~

14 Sec. 12. Section 147.55, subsection 5, Code 2020, is amended
 15 by striking the subsection.

16 Sec. 13. Section 147A.7, subsection 1, paragraph j, Code
 17 2020, is amended by striking the paragraph.

18 Sec. 14. Section 148.6, subsection 2, paragraph b, Code
 19 2020, is amended by striking the paragraph.

20 Sec. 15. Section 148H.7, subsection 1, paragraph a, Code
 21 2020, is amended by striking the paragraph.

22 Sec. 16. Section 151.9, subsection 5, Code 2020, is amended
 23 by striking the subsection.

24 Sec. 17. Section 152.10, subsection 2, paragraph c, Code
 25 2020, is amended by striking the paragraph.

26 Sec. 18. Section 153.34, subsection 9, Code 2020, is amended
 27 by striking the subsection.

28 Sec. 19. Section 154A.24, subsection 1, Code 2020, is
 29 amended by striking the subsection.

30 Sec. 20. Section 156.9, subsection 2, paragraph e, Code
 31 2020, is amended by striking the paragraph.

32 Sec. 21. Section 272.1, Code 2020, is amended by adding the
 33 following new subsection:

34 **NEW SUBSECTION.** 5A. *"Offense directly relates"* refers to
 35 either of the following:

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1 a. The actions taken in furtherance of an offense are
 2 actions customarily performed within the scope of practice of
 3 a licensed profession.

4 b. The circumstances under which an offense was committed
 5 are circumstances customary to a licensed profession.

6 Sec. 22. Section 272.2, subsection 14, paragraph a, Code
 7 2020, is amended to read as follows:

8 a. The board may deny a license to or revoke the license
 9 of a person upon the board's finding by a preponderance of
 10 evidence that either the person has been convicted of ~~a crime~~
 11 an offense and the offense directly relates to the duties and
 12 responsibilities of the profession or that there has been
 13 a founded report of child abuse against the person. Rules
 14 adopted in accordance with this paragraph shall provide that
 15 in determining whether a person should be denied a license or
 16 that a practitioner's license should be revoked, the board
 17 shall consider the nature and seriousness of the founded abuse
 18 or crime in relation to the position sought, the time elapsed
 19 since the crime was committed, the degree of rehabilitation

20 which has taken place since the incidence of founded abuse or
21 the commission of the crime, the likelihood that the person
22 will commit the same abuse or crime again, and the number of
23 founded abuses committed by or criminal convictions of the
24 person involved.

25 Sec. 23. Section 272C.1, Code 2020, is amended by adding the
26 following new subsection:

27 NEW SUBSECTION. 7A. *"Offense directly relates"* refers to
28 either of the following:

29 a. The actions taken in furtherance of an offense are
30 actions customarily performed within the scope of practice of
31 a licensed profession.

32 b. The circumstances under which an offense was committed
33 are circumstances customary to a licensed profession.

34 Sec. 24. Section 272C.4, subsection 13, Code 2020, is
35 amended by striking the subsection.

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1 Sec. 25. Section 272C.10, subsection 5, Code 2020, is
2 amended by striking the subsection and inserting in lieu
3 thereof the following:

4 5. Conviction of a felony offense, if the offense directly
5 relates to the profession or occupation of the licensee, in the
6 courts of this state or another state, territory, or country.
7 Conviction as used in this subsection includes a conviction of
8 an offense which if committed in this state would be a felony
9 without regard to its designation elsewhere, and includes a
10 finding or verdict of guilt made or returned in a criminal
11 proceeding even if the adjudication of guilt is withheld or not
12 entered. A certified copy of the final order or judgment of
13 conviction or plea of guilty in this state or in another state
14 constitutes conclusive evidence of the conviction.

15 Sec. 26. NEW SECTION. **272C.12 Licensure of persons licensed**
16 **in other jurisdictions.**

17 1. Notwithstanding any other provision of law, an
18 occupational or professional license, certificate, or
19 registration, including a license, certificate, or registration
20 issued by the board of educational examiners, shall be issued
21 without an examination to a person who establishes residency
22 in this state or to a person who is married to an active duty
23 member of the military forces of the United States and who is
24 accompanying the member on an official permanent change of
25 station to a military installation located in this state if all
26 of the following conditions are met:

27 a. The person is currently licensed, certified, or
28 registered by at least one other issuing jurisdiction in the
29 occupation or profession applied for with a substantially
30 similar scope of practice and the license, certificate, or
31 registration is in good standing in all issuing jurisdictions
32 in which the person holds a license, certificate, or
33 registration.

34 *b.* The person has been licensed, certified, or registered by
35 another issuing jurisdiction for at least one year.

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1 *c.* When the person was licensed by the issuing jurisdiction,
2 the issuing jurisdiction imposed minimum educational
3 requirements and, if applicable, work experience and clinical
4 supervision requirements, and the issuing jurisdiction verifies
5 that the person met those requirements in order to be licensed
6 in that issuing jurisdiction.
7 *d.* The person previously passed an examination required by
8 the other issuing jurisdiction for licensure, certification,
9 or registration, if applicable.
10 *e.* The person has not had a license, certificate, or
11 registration revoked and has not voluntarily surrendered a
12 license, certificate, or registration in any other issuing
13 jurisdiction or country while under investigation for
14 unprofessional conduct.
15 *f.* The person has not had discipline imposed by any other
16 regulating entity in this state or another issuing jurisdiction
17 or country. If another jurisdiction has taken disciplinary
18 action against the person, the appropriate licensing board
19 shall determine if the cause for the action was corrected and
20 the matter resolved. If the licensing board determines that
21 the matter has not been resolved by the jurisdiction imposing
22 discipline, the licensing board shall not issue or deny a
23 license, certificate, or registration to the person until the
24 matter is resolved.
25 *g.* The person does not have a complaint, allegation, or
26 investigation pending before any regulating entity in another
27 issuing jurisdiction or country that relates to unprofessional
28 conduct. If the person has any complaints, allegations, or
29 investigations pending, the appropriate licensing board shall
30 not issue or deny a license, certificate, or registration to
31 the person until the complaint, allegation, or investigation
32 is resolved.
33 *h.* The person pays all applicable fees.
34 *i.* The person does not have a criminal history that would
35 prevent the person from holding the license, certificate, or

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1 registration applied for in this state.
2 2. A person licensed pursuant to this section is subject to
3 the laws regulating the person's practice in this state and is
4 subject to the jurisdiction of the appropriate licensing board.
5 3. This section does not apply to any of the following:
6 *a.* The ability of a licensing board, agency, or department
7 to require the submission of fingerprints or completion of a
8 criminal history check.
9 *b.* Criteria for a license, certificate, or registration that

10 is established by an interstate compact.

11 c. The ability of a licensing board, agency, or department
12 to require a person to take and pass an examination specific to
13 the laws of this state prior to issuing a license. A licensing
14 board, agency, or department that requires an applicant to take
15 and pass an examination specific to the laws of this state
16 shall issue an applicant a temporary license that is valid
17 for a period of three months and may be renewed once for an
18 additional period of three months.

19 d. A license issued by the department of transportation.

20 e. A person who is licensed by another issuing jurisdiction
21 and is granted a privilege to practice in this state by another
22 provision of law without receiving a license in this state.

23 f. A person applying for a license through a national
24 licensing organization.

25 4. A license, certificate, or registration issued
26 pursuant to this section does not grant the person receiving
27 the license, certificate, or registration eligibility to
28 practice pursuant to an interstate compact. A licensing
29 board shall determine eligibility for a person to hold a
30 license, certificate, or registration pursuant to this section
31 regardless of the person's eligibility to practice pursuant to
32 an interstate compact.

33 5. For the purposes of this section, "*issuing jurisdiction*"
34 means the duly constituted authority in another state that has
35 issued a professional license, certificate, or registration to

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1 a person.

2 Sec. 27. NEW SECTION. **272C.13 Educational requirements —**
3 **work experience.**

4 1. Except as provided in subsection 2, a person applying
5 for a professional or occupational license, certificate,
6 or registration in this state who relocates to this state
7 from another state that did not require a professional or
8 occupational license, certificate, or registration to practice
9 the person's profession or occupation may be considered to have
10 met any education, training, or work experience requirements
11 imposed by a licensing board in this state if the person
12 has three or more years of related work experience with a
13 substantially similar scope of practice within the four years
14 preceding the date of application as determined by the board.

15 2. This section does not apply to a license, certificate,
16 or registration issued by the board of medicine, the board of
17 nursing, the dental board, the board of pharmacy, or the board
18 of educational examiners.

19 3. If this Code or administrative rules require
20 a person applying for a professional or occupational
21 license, certificate, or registration in this state to
22 pass an examination to obtain the license, certificate, or
23 registration, a person applying for licensure, certification,

24 or registration under this section shall be required to pass
25 the same examination.

26 Sec. 28. NEW SECTION. 272C.14 Waiver of fees.

27 A licensing board, agency, or department shall waive any
28 fee charged to an applicant for a license if the applicant's
29 household income does not exceed two hundred percent of the
30 federal poverty income guidelines and the applicant is applying
31 for the license for the first time in this state.

32 Sec. 29. NEW SECTION. 272C.15 Disqualifications for
33 **criminal convictions limited.**

34 1. Notwithstanding any other provision of law to the
35 contrary, except for chapter 272, a person's conviction of a

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1 crime may be grounds for the denial, revocation, or suspension
2 of a license only if an unreasonable risk to public safety
3 exists because the offense directly relates to the duties
4 and responsibilities of the profession and the appropriate
5 licensing board, agency, or department does not grant an
6 exception pursuant to subsection 4.

7 2. A licensing board, agency, or department that may deny a
8 license on the basis of an applicant's conviction record shall
9 provide a list of the specific convictions that may disqualify
10 an applicant from receiving a license. Any such offense
11 shall be an offense that directly relates to the duties and
12 responsibilities of the profession.

13 3. A licensing board, agency, or department shall not deny
14 an application for a license on the basis of an arrest that
15 was not followed by a conviction or based on a finding that an
16 applicant lacks good character, suffers from moral turpitude,
17 or on other similar basis.

18 4. A licensing board, agency, or department shall grant
19 an exception to an applicant who would otherwise be denied a
20 license due to a criminal conviction if the following factors
21 establish by clear and convincing evidence that the applicant
22 is rehabilitated and an appropriate candidate for licensure:

23 a. The nature and seriousness of the crime for which the
24 applicant was convicted.

25 b. The amount of time that has passed since the commission
26 of the crime. There is a rebuttable presumption that an
27 applicant is rehabilitated and an appropriate candidate
28 for licensure five years after the date of the applicant's
29 release from incarceration, provided that the applicant was
30 not convicted of sexual abuse in violation of section 709.4,
31 a sexually violent offense as defined in section 229A.2,
32 dependent adult abuse in violation of section 235B.20, a
33 forcible felony as defined in section 702.11, or domestic abuse
34 assault in violation of section 708.2A, and the applicant
35 has not been convicted of another crime after release from

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- 1 incarceration.
- 2 c. The circumstances relative to the offense, including any
- 3 aggravating and mitigating circumstances or social conditions
- 4 surrounding the commission of the offense.
- 5 d. The age of the applicant at the time the offense was
- 6 committed.
- 7 e. Any treatment undertaken by the applicant.
- 8 f. Whether a certification of employability has been issued
- 9 to the applicant pursuant to section 906.19.
- 10 g. Any letters of reference submitted on behalf of the
- 11 applicant.
- 12 h. All other relevant evidence of rehabilitation and present
- 13 fitness of the applicant.
- 14 5. An applicant may petition the relevant licensing board,
- 15 agency, or department, in a form prescribed by the board,
- 16 agency, or department, for a determination as to whether the
- 17 applicant's criminal record will prevent the applicant from
- 18 receiving a license. The board, agency, or department shall
- 19 issue such a determination at the next regularly scheduled
- 20 meeting of the board, agency, or department or within thirty
- 21 days of receiving the petition, whichever is later. The
- 22 board, agency, or department shall hold a closed session
- 23 while determining whether an applicant's criminal record will
- 24 prevent the applicant from receiving a license and while
- 25 determining whether to deny an applicant's application on
- 26 the basis of an applicant's criminal conviction. A board,
- 27 agency, or department may charge a fee to recoup the costs of
- 28 such a determination, provided that such fee shall not exceed
- 29 twenty-five dollars.
- 30 6. a. A licensing board, agency, or department that
- 31 denies an applicant a license solely or partly because of
- 32 the applicant's prior conviction of a crime shall notify the
- 33 applicant in writing of all of the following:
- 34 (1) The grounds for the denial or disqualification.
- 35 (2) That the applicant has the right to a hearing to

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- 1 challenge the licensing authority's decision.
- 2 (3) The earliest date the applicant may submit a new
- 3 application.
- 4 (4) That evidence of rehabilitation of the applicant may be
- 5 considered upon reapplication.
- 6 b. A determination by a licensing board, agency, or
- 7 department that an applicant's criminal conviction is
- 8 specifically listed as a disqualifying conviction and the
- 9 offense directly relates to the duties and responsibilities
- 10 of the applicant's profession must be documented in written
- 11 findings for each factor specified in subsection 4 sufficient
- 12 for a review by a court.

13 c. In any administrative or civil hearing authorized by
14 this section or chapter 17A, a licensing board, agency, or
15 department shall carry the burden of proof on the question of
16 whether the applicant's criminal offense directly relates to
17 the duties and responsibilities of the profession for which the
18 license is sought.

19 7. A board, agency, or department may require an applicant
20 with a criminal record to submit the applicant's complete
21 criminal record detailing an applicant's offenses with an
22 application. A board, agency, or department may also require
23 an applicant with a criminal record to submit a personal
24 statement regarding whether each offense directly relates to
25 the duties and performance of the applicant's occupation. For
26 the purposes of this subsection, "*complete criminal record*"
27 includes the complaint and judgment of conviction for each
28 offense of which the applicant has been convicted.

29 Sec. 30. RULEMAKING PROCEDURES AND APPLICABILITY.

30 1. The boards designated in section 147.13 other than the
31 board of medicine, the board of nursing, the dental board, and
32 the board of pharmacy, when carrying out rulemaking pursuant
33 to chapter 17A to implement the provisions of this division
34 of this Act, shall each adopt the same rules, which shall be
35 applicable to all such boards. The bureau of professional

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1 licensure of the department of public health shall assist the
2 boards in carrying out such rulemaking.

3 2. The accountancy examining board, the architectural
4 examining board, the engineering and land surveying examining
5 board, the interior design examining board, the landscape
6 architectural examining board, and the real estate commission,
7 when carrying out rulemaking pursuant to chapter 17A to
8 implement the provisions of this Act, shall each adopt the same
9 rules, which shall be applicable to all such boards and the
10 real estate commission. The professional licensing bureau of
11 the department of commerce shall assist the boards and the real
12 estate commission in carrying out such rulemaking.

13 3. This section shall not apply to any rulemaking pursuant
14 to chapter 17A by a board or commission to implement the
15 provisions of this Act that the board or commission determines
16 is necessary to address circumstances or legal requirements
17 uniquely applicable to the board or commission.

18 Sec. 31. EFFECTIVE DATE. This division of this Act takes
19 effect January 1, 2021.

20 DIVISION II

21 MISCELLANEOUS CHANGES

22 Sec. 32. Section 22.2, Code 2020, is amended by adding the
23 following new subsection:

24 **NEW SUBSECTION. 2A.** If feasible, the custodian of a public
25 record may provide for the electronic examination and copying
26 of a public record in lieu of requiring in-person examination

27 and copying of a public record. This subsection does not apply
28 to searches of all indexes, general and specific, of public
29 records relating to documents, instruments, and muniments of
30 title, for the purpose of performing title searches, real
31 property searches, or creating real property abstracts.
32 Sec. 33. Section 22.4, Code 2020, is amended to read as
33 follows:
34 ~~22.4 Hours when available~~ **Public records requests.**
35 The rights of persons under this chapter may be exercised

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1 under any of the following circumstances:
2 1. In person, at any time during the customary office hours
3 of the lawful custodian of the records. However, if the lawful
4 custodian does not have customary office hours of at least
5 thirty hours per week, such right may be exercised at any time
6 from 9:00 a.m. to noon and from 1:00 p.m. to 4:00 p.m. Monday
7 through Friday, excluding legal holidays, unless the person
8 exercising such right and the lawful custodian agree on a
9 different time.
10 2. In writing, by telephone, or by electronic means. The
11 lawful custodian of the records shall post information for
12 making such requests in a manner reasonably calculated to
13 apprise the public of that information.
14 Sec. 34. Section 80A.1, subsection 12, Code 2020, is amended
15 to read as follows:
16 12. *"Private security business"* means a business of
17 furnishing, for hire or reward, guards, watch personnel,
18 armored car personnel, patrol personnel, or other persons to
19 protect persons or property, to prevent the unlawful taking of
20 goods and merchandise, or to prevent the misappropriation or
21 concealment of goods, merchandise, money, securities, or other
22 valuable documents or papers, and includes an individual who
23 for hire patrols, watches, or guards a residential, industrial,
24 or business property or district. *"Private security business"*
25 does not include a business for debt collection as defined in
26 section 537.7102.
27 Sec. 35. Section 89A.3, subsection 2, paragraph i, Code
28 2020, is amended to read as follows:
29 i. The amount of fees charged and collected for inspection,
30 permits, and commissions. Fees shall be set at an amount
31 sufficient to cover costs as determined from consideration
32 of the reasonable time required to conduct an inspection,
33 reasonable hourly wages paid to inspectors, and reasonable
34 transportation and similar expenses. The safety board shall
35 also be authorized to consider setting reduced fees for

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1 nonprofit associations and nonprofit corporations, as described
2 in chapters 501B and 504.

3 Sec. 36. Section 125.38, subsection 1, Code 2020, is amended
4 to read as follows:

5 1. Subject to reasonable rules regarding hours of
6 visitation which the department may adopt, a patient in
7 a facility shall be granted an opportunity for adequate
8 consultation with counsel, and for continuing contact with
9 family and friends consistent with an effective treatment
10 program, provided that such consultation and contact may be
11 provided telephonically or electronically.

12 Sec. 37. Section 135B.5, subsection 1, Code 2020, is amended
13 to read as follows:

14 1. Upon receipt of an application for license and the
15 license fee, the department shall issue a license if the
16 applicant and hospital facilities comply with this chapter,
17 chapter 135, and the rules of the department. Each licensee
18 shall receive annual reapproval upon payment of five hundred
19 dollars and upon filing of an application form which is
20 available from the department. The annual licensure fee shall
21 be dedicated to support and provide educational programs on
22 regulatory issues for hospitals licensed under this chapter ~~in~~
23 ~~consultation with the hospital licensing board.~~ Licenses shall
24 be either general or restricted in form. Each license shall be
25 issued only for the premises and persons or governmental units
26 named in the application and is not transferable or assignable
27 except with the written approval of the department. Licenses
28 shall be posted in a conspicuous place on the licensed premises
29 as prescribed by rule of the department.

30 Sec. 38. Section 135B.7, subsection 1, paragraph a, Code
31 2020, is amended to read as follows:

32 a. The department, with the ~~advice and approval of the~~
33 ~~hospital licensing board and~~ approval of the state board of
34 health, shall adopt rules setting out the standards for the
35 different types of hospitals to be licensed under this chapter.

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1 The department shall enforce the rules.

2 Sec. 39. Section 272.2, subsection 1, paragraph a, Code
3 2020, is amended to read as follows:

4 a. License practitioners, which includes the authority to
5 establish criteria for the licenses; establish issuance and
6 renewal requirements, provided that a continuing education
7 requirement may be completed by electronic means; create
8 application and renewal forms; create licenses that authorize
9 different instructional functions or specialties; develop a
10 code of professional rights and responsibilities, practices,
11 and ethics, which shall, among other things, address the
12 failure of a practitioner to fulfill contractual obligations

13 under section 279.13; and develop any other classifications,
14 distinctions, and procedures which may be necessary to exercise
15 licensing duties. In addressing the failure of a practitioner
16 to fulfill contractual obligations, the board shall consider
17 factors beyond the practitioner's control.

18 Sec. 40. Section 483A.24, subsection 3, paragraph a, Code
19 2020, is amended to read as follows:

20 a. Fifty of the nonresident deer hunting licenses shall
21 be allocated as ~~requested by a majority of a committee~~
22 ~~consisting of the majority leader of the senate, speaker of~~
23 ~~the house of representatives, and director of the economic~~
24 ~~development authority, or their designees determined by the~~
25 department. The licenses provided pursuant to this subsection
26 shall be in addition to the number of nonresident licenses
27 authorized pursuant to section 483A.8. The purpose of the
28 special nonresident licenses is to allow state officials and
29 local development groups to promote the state and its natural
30 resources to nonresident guests and dignitaries. Photographs,
31 videotapes, or any other form of media resulting from the
32 hunting visitation shall not be used for political campaign
33 purposes. The nonresident licenses shall be issued without
34 application upon purchase of a nonresident annual hunting
35 license that includes the wildlife habitat fee and the purchase

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1 of a nonresident deer hunting license. The licenses are valid
2 in all zones open to deer hunting. The hunter education
3 certificate requirement pursuant to section 483A.27 is waived
4 for a nonresident issued a license pursuant to this subsection.

5 Sec. 41. Section 483A.24, subsection 4, paragraph a, Code
6 2020, is amended to read as follows:

7 a. Fifty of the nonresident wild turkey hunting licenses
8 shall be allocated as ~~requested by a majority of a committee~~
9 ~~consisting of the majority leader of the senate, speaker of~~
10 ~~the house of representatives, and director of the economic~~
11 ~~development authority, or their designees determined by the~~
12 department. The licenses provided pursuant to this subsection
13 shall be in addition to the number of nonresident licenses
14 authorized pursuant to section 483A.7. The purpose of the
15 special nonresident licenses is to allow state officials and
16 local development groups to promote the state and its natural
17 resources to nonresident guests and dignitaries. Photographs,
18 videotapes, or any other form of media resulting from the
19 hunting visitation shall not be used for political campaign
20 purposes. The nonresident licenses shall be issued without
21 application upon purchase of a nonresident annual hunting
22 license that includes the wildlife habitat fee and the purchase
23 of a nonresident wild turkey hunting license. The licenses are
24 valid in all zones open to wild turkey hunting. The hunter
25 education certificate requirement pursuant to section 483A.27
26 is waived for a nonresident issued a license pursuant to this

27 subsection.

28 Sec. 42. Section 543D.9, Code 2020, is amended to read as
29 follows:

30 **543D.9 Education and experience requirement.**

31 The board shall determine what real estate appraisal or
32 real estate appraisal review experience and what education
33 shall be required to provide appropriate assurance that
34 an applicant for certification is competent to perform the
35 certified appraisal work which is within the scope of practice

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1 defined by the board. All experience required for initial
2 certification shall be performed as a registered associate
3 real estate appraiser acting under the direct supervision of
4 a certified real estate appraiser who meets the supervisory
5 requirements established by applicable federal authorities or
6 federal law, rule, or policy in effect at the time the hours
7 of experience are claimed, except as the board may provide by
8 rule. Subject to requirements or limitations established by
9 applicable federal authorities or federal law, rule, or policy,
10 hours qualifying for experience in a bordering state will
11 be considered qualifying hours for experience in this state
12 without requiring a waiver or authorization from the board in
13 accordance with rules and standards adopted by the board, as
14 long as a majority of qualifying hours are completed in this
15 state. Qualifying hours completed in a bordering state shall
16 be under the direct supervision of a certified real estate
17 appraiser with active certification in that bordering state.
18 The board shall prescribe a required minimum number of tested
19 hours of education relating to the provisions of this chapter,
20 the uniform appraisal standards, and other rules issued in
21 accordance with this chapter.

22 Sec. 43. Section 544A.8, Code 2020, is amended by adding the
23 following new subsection:

24 **NEW SUBSECTION.** 5. A person applying to the board for
25 licensure who has passed a module of the architect registration
26 examination but failed to pass the exam shall not be required
27 to retake the module that the applicant previously passed in
28 subsequent examinations.

29 Sec. 44. REPEAL. Chapter 9D, Code 2020, is repealed.

30 Sec. 45. REPEAL. Sections 135B.10 and 135B.11, Code 2020,
31 are repealed.

32 Sec. 46. 2018 Iowa Acts, chapter 1142, section 8, as amended
33 by 2019 Iowa Acts, chapter 85, section 118, is amended to read
34 as follows:

35 SEC. 8. FUTURE REPEAL. Section 155A.44, Code 2018, is

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1 repealed effective July 1, ~~2020~~ 2021.

2 Sec. 47. CONTINUING EDUCATION REQUIREMENTS. The boards
3 designated in section 147.13 shall require licensees required
4 to complete continuing education credits prior to the renewal
5 of a license set to expire in 2020 to complete such continuing
6 education credits by June 30, 2021. A license set to expire in
7 2020 shall not expire until June 30, 2021.

8 Sec. 48. CONTINUING EDUCATION — ELECTRONIC MEANS. For the
9 period beginning on the effective date of this division of this
10 Act through June 30, 2021, notwithstanding any provision of law
11 to the contrary, each licensing board, as defined in section
12 272C.1, shall allow licensees to satisfy continuing education
13 requirements by electronic means.

14 Sec. 49. SCHOOL PHYSICALS — TEMPORARY PROVISIONS. For
15 the period beginning on the effective date of this division of
16 this Act through December 31, 2020, a student participating
17 in interscholastic athletics who presents to the student's
18 superintendent a certificate signed on or after July 1, 2019,
19 by a licensed physician or surgeon, osteopathic physician
20 or surgeon, chiropractor, physician assistant, or advanced
21 registered nurse practitioner, to the effect that the
22 student has been examined and may safely engage in athletic
23 competition, shall be deemed to have complied with the
24 regulatory provisions of 281 IAC 36.14(1).

25 Sec. 50. SHAREHOLDER MEETINGS — TEMPORARY PROVISIONS. For
26 the period beginning on the effective date of this division
27 of this Act through December 31, 2020, notwithstanding the
28 provisions of chapters 490, 491, 499, and 501A requiring an
29 in-person meeting of shareholders, policyholders, or members,
30 an in-person meeting of shareholders, policyholders, or members
31 shall not be required if the meeting is held by means of remote
32 communication and provides shareholders, policyholders, or
33 members a reasonable opportunity to participate in the meeting
34 and to vote on matters submitted for action at such meeting,
35 including an opportunity to communicate and to read or hear the

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1 proceedings of the meeting, substantially concurrent with the
2 occurrence of such meeting.

3 Sec. 51. EFFECTIVE DATE. This division of this Act, being
4 deemed of immediate importance, takes effect upon enactment.>

WAYLON BROWN

S-5151

1 Amend House File 594, as passed by the House, as follows:

2 1. Page 1, line 4, by striking <A court> and inserting <1.
3 A court>

- 4 2. Page 1, by striking lines 10 through 12 and inserting <is
5 a false artifact.
6 2. For the purposes of this section:
7 a. “*Life-sustaining procedure*” means the same as defined in
8 section 144A.2.
9 b. “*Minor*” means the same as specified in section 599.1.>

JASON SCHULTZ

S-5152

- 1 Amend House File 599, as passed by the House, as follows:
2 1. Page 1, line 1, by striking <2019> and inserting <2020>
3 2. Page 1, line 11, after <hunt wild turkey> by inserting
4 <appropriate for the minor’s residency status>

CHRIS COURNOYER

S-5153

- 1 Amend House File 2627, as amended, passed, and reprinted by
2 the House, as follows:
3 1. By striking everything after the enacting clause and
4 inserting:
5 <Section 1. Section 103.6, subsection 1, paragraph e, Code
6 2020, is amended by striking the paragraph.
7 Sec. 2. Section 103.9, subsection 3, Code 2020, is amended
8 by striking the subsection.
9 Sec. 3. Section 103.10, subsection 6, Code 2020, is amended
10 by striking the subsection.
11 Sec. 4. Section 103.12, subsection 6, Code 2020, is amended
12 by striking the subsection.
13 Sec. 5. Section 103.12A, subsection 4, Code 2020, is amended
14 by striking the subsection.
15 Sec. 6. Section 103.13, subsection 4, Code 2020, is amended
16 by striking the subsection.
17 Sec. 7. Section 103.15, subsection 7, Code 2020, is amended
18 by striking the subsection.
19 Sec. 8. Section 105.10, subsection 5, Code 2020, is amended
20 by striking the subsection.
21 Sec. 9. Section 105.22, subsection 4, Code 2020, is amended
22 by striking the subsection.
23 Sec. 10. Section 147.3, Code 2020, is amended to read as
24 follows:
25 **147.3 Qualifications.**
26 An applicant for a license to practice a profession under
27 this subtitle is not ineligible because of age, citizenship,
28 sex, race, religion, marital status, or national origin,
29 although the application form may require citizenship
30 information. ~~A board may consider the past criminal record of~~
31 ~~an applicant only if the conviction relates to the practice of~~
32 ~~the profession for which the applicant requests to be licensed.~~

33 Sec. 11. Section 147.55, subsection 5, Code 2020, is amended
34 by striking the subsection.
35 Sec. 12. Section 147A.7, subsection 1, paragraph j, Code

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1 2020, is amended by striking the paragraph.
2 Sec. 13. Section 148.6, subsection 2, paragraph b, Code
3 2020, is amended by striking the paragraph.
4 Sec. 14. Section 148H.7, subsection 1, paragraph a, Code
5 2020, is amended by striking the paragraph.
6 Sec. 15. Section 151.9, subsection 5, Code 2020, is amended
7 by striking the subsection.
8 Sec. 16. Section 152.10, subsection 2, paragraph c, Code
9 2020, is amended by striking the paragraph.
10 Sec. 17. Section 153.34, subsection 9, Code 2020, is amended
11 by striking the subsection.
12 Sec. 18. Section 154A.24, subsection 1, Code 2020, is
13 amended by striking the subsection.
14 Sec. 19. Section 156.9, subsection 2, paragraph e, Code
15 2020, is amended by striking the paragraph.
16 Sec. 20. Section 272.1, Code 2020, is amended by adding the
17 following new subsection:
18 NEW SUBSECTION. 5A. *"Offense directly relates"* refers to
19 either of the following:
20 a. The actions taken in furtherance of an offense are
21 actions customarily performed within the scope of practice of
22 a licensed profession.
23 b. The circumstances under which an offense was committed
24 are circumstances customary to a licensed profession.
25 Sec. 21. Section 272.2, subsection 14, paragraph a, Code
26 2020, is amended to read as follows:
27 a. The board may deny a license to or revoke the license
28 of a person upon the board's finding by a preponderance of
29 evidence that either the person has been convicted of ~~a crime~~
30 an offense and the offense directly relates to the duties and
31 responsibilities of the profession or that there has been
32 a founded report of child abuse against the person. Rules
33 adopted in accordance with this paragraph shall provide that
34 in determining whether a person should be denied a license or
35 that a practitioner's license should be revoked, the board

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1 shall consider the nature and seriousness of the founded abuse
2 or crime in relation to the position sought, the time elapsed
3 since the crime was committed, the degree of rehabilitation
4 which has taken place since the incidence of founded abuse or
5 the commission of the crime, the likelihood that the person
6 will commit the same abuse or crime again, and the number of
7 founded abuses committed by or criminal convictions of the
8 person involved.

9 Sec. 22. Section 272C.1, Code 2020, is amended by adding the
10 following new subsection:

11 NEW SUBSECTION. 7A. *“Offense directly relates”* refers to
12 either of the following:

13 a. The actions taken in furtherance of an offense are
14 actions customarily performed within the scope of practice of
15 a licensed profession.

16 b. The circumstances under which an offense was committed
17 are circumstances customary to a licensed profession.

18 Sec. 23. Section 272C.10, subsection 5, Code 2020, is
19 amended by striking the subsection and inserting in lieu
20 thereof the following:

21 5. Conviction of a felony offense, if the offense directly
22 relates to the profession or occupation of the licensee, in the
23 courts of this state or another state, territory, or country.
24 Conviction as used in this subsection includes a conviction of
25 an offense which if committed in this state would be a felony
26 without regard to its designation elsewhere, and includes a
27 finding or verdict of guilt made or returned in a criminal
28 proceeding even if the adjudication of guilt is withheld or not
29 entered. A certified copy of the final order or judgment of
30 conviction or plea of guilty in this state or in another state
31 constitutes conclusive evidence of the conviction.

32 Sec. 24. NEW SECTION. 272C.12 Disqualifications for
33 **criminal convictions limited.**

34 1. Notwithstanding any other provision of law to the
35 contrary, except for chapter 272, a person's conviction of a

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1 crime may be grounds for the denial, revocation, or suspension
2 of a license only if an unreasonable risk to public safety
3 exists because the offense directly relates to the duties
4 and responsibilities of the profession and the appropriate
5 licensing board, agency, or department does not grant an
6 exception pursuant to subsection 4.

7 2. A licensing board, agency, or department that may deny a
8 license on the basis of an applicant's conviction record shall
9 provide a list of the specific convictions that may disqualify
10 an applicant from receiving a license. Any such offense
11 shall be an offense that directly relates to the duties and
12 responsibilities of the profession.

13 3. A licensing board, agency, or department shall not deny
14 an application for a license on the basis of an arrest that
15 was not followed by a conviction or based on a finding that an
16 applicant lacks good character, suffers from moral turpitude,
17 or on other similar basis.

18 4. A licensing board, agency, or department shall grant
19 an exception to an applicant who would otherwise be denied a
20 license due to a criminal conviction if the following factors
21 establish by clear and convincing evidence that the applicant
22 is rehabilitated and an appropriate candidate for licensure:

23 *a.* The nature and seriousness of the crime for which the
24 applicant was convicted.
25 *b.* The amount of time that has passed since the commission
26 of the crime. There is a rebuttable presumption that an
27 applicant is rehabilitated and an appropriate candidate
28 for licensure five years after the date of the applicant's
29 release from incarceration, provided that the applicant was
30 not convicted of sexual abuse in violation of section 709.4,
31 a sexually violent offense as defined in section 229A.2,
32 dependent adult abuse in violation of section 235B.20, a
33 forcible felony as defined in section 702.11, or domestic abuse
34 assault in violation of section 708.2A, and the applicant
35 has not been convicted of another crime after release from

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1 incarceration.
2 *c.* The circumstances relative to the offense, including any
3 aggravating and mitigating circumstances or social conditions
4 surrounding the commission of the offense.
5 *d.* The age of the applicant at the time the offense was
6 committed.
7 *e.* Any treatment undertaken by the applicant.
8 *f.* Whether a certification of employability has been issued
9 to the applicant pursuant to section 906.19.
10 *g.* Any letters of reference submitted on behalf of the
11 applicant.
12 *h.* All other relevant evidence of rehabilitation and present
13 fitness of the applicant.
14 5. An applicant may petition the relevant licensing board,
15 agency, or department, in a form prescribed by the board,
16 agency, or department, for a determination as to whether the
17 applicant's criminal record will prevent the applicant from
18 receiving a license. The board, agency, or department shall
19 issue such a determination at the next regularly scheduled
20 meeting of the board, agency, or department or within thirty
21 days of receiving the petition, whichever is later. The
22 board, agency, or department shall hold a closed session
23 while determining whether an applicant's criminal record will
24 prevent the applicant from receiving a license and while
25 determining whether to deny an applicant's application on
26 the basis of an applicant's criminal conviction. A board,
27 agency, or department may charge a fee to recoup the costs of
28 such a determination, provided that such fee shall not exceed
29 twenty-five dollars.
30 6. *a.* A licensing board, agency, or department that
31 denies an applicant a license solely or partly because of
32 the applicant's prior conviction of a crime shall notify the
33 applicant in writing of all of the following:
34 (1) The grounds for the denial or disqualification.
35 (2) That the applicant has the right to a hearing to

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1 challenge the licensing authority's decision.

2 (3) The earliest date the applicant may submit a new
3 application.

4 (4) That evidence of rehabilitation of the applicant may be
5 considered upon reapplication.

6 b. A determination by a licensing board, agency, or
7 department that an applicant's criminal conviction is
8 specifically listed as a disqualifying conviction and the
9 offense directly relates to the duties and responsibilities
10 of the applicant's profession must be documented in written
11 findings for each factor specified in subsection 4 sufficient
12 for a review by a court.

13 c. In any administrative or civil hearing authorized by
14 this section or chapter 17A, a licensing board, agency, or
15 department shall carry the burden of proof on the question of
16 whether the applicant's criminal offense directly relates to
17 the duties and responsibilities of the profession for which the
18 license is sought.

19 7. A board, agency, or department may require an applicant
20 with a criminal record to submit the applicant's complete
21 criminal record detailing an applicant's offenses with an
22 application. A board, agency, or department may also require
23 an applicant with a criminal record to submit a personal
24 statement regarding whether each offense directly relates to
25 the duties and performance of the applicant's occupation. For
26 the purposes of this subsection, "*complete criminal record*"
27 includes the complaint and judgment of conviction for each
28 offense of which the applicant has been convicted.

29 Sec. 25. RULEMAKING PROCEDURES AND APPLICABILITY.

30 1. The boards designated in section 147.13 other than the
31 board of medicine, the board of nursing, the dental board, and
32 the board of pharmacy, when carrying out rulemaking pursuant to
33 chapter 17A to implement the provisions of this Act, shall each
34 adopt the same rules, which shall be applicable to all such
35 boards. The bureau of professional licensure of the department

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1 of public health shall assist the boards in carrying out such
2 rulemaking.

3 2. The accountancy examining board, the architectural
4 examining board, the engineering and land surveying examining
5 board, the interior design examining board, the landscape
6 architectural examining board, and the real estate commission,
7 when carrying out rulemaking pursuant to chapter 17A to
8 implement the provisions of this Act, shall each adopt the same
9 rules, which shall be applicable to all such boards and the
10 real estate commission. The professional licensing bureau of
11 the department of commerce shall assist the boards and the real
12 estate commission in carrying out such rulemaking.

13 3. This section shall not apply to any rulemaking pursuant
 14 to chapter 17A by a board or commission to implement the
 15 provisions of this Act that the board or commission determines
 16 is necessary to address circumstances or legal requirements
 17 uniquely applicable to the board or commission.
 18 Sec. 26. EFFECTIVE DATE. This Act takes effect January 1,
 19 2021.>
 20 2. Title page, by striking lines 1 through 4 and inserting
 21 <An Act relating to disqualifications from holding a
 22 professional license in this state due to criminal convictions,
 23 and including effective date provisions.>

NATE BOULTON

S-5154

1 Amend the House amendment, S-5135, to Senate File 2310, as
 2 amended, passed, and reprinted by the Senate, as follows:
 3 1. By striking page 1, line 3, through page 10, line 15, and
 4 inserting:
 5 <1. Page 1, before line 1 by inserting:
 6 <DIVISION I
 7 ONLINE LEARNING PROGRAM AND COURSEWORK REQUIREMENTS>
 8 2. Page 2, line 4, by striking <a>
 9 3. Page 2, by striking lines 20 through 28.
 10 4. Page 2, line 31, by striking <The provisions of
 11 subsection 5> and inserting:
 12 <(1) The offer and teach requirements of subsection 5,
 13 paragraphs "a" through "e" and "g" through "j";>
 14 5. Page 2, line 35, by striking <(1)> and inserting <(a)>
 15 6. Page 3, line 4, by striking <(2)> and inserting <(b)>
 16 7. Page 3, after line 6 by inserting:
 17 <(2) If a school district or accredited nonpublic school
 18 meets the requirements of subparagraph (1), subparagraph
 19 division (a) or (b), the school district or accredited
 20 nonpublic school may exceed the two-subject limitation
 21 specified in subparagraph (1), unnumbered paragraph 1, for the
 22 purpose of providing world language, personal finance literacy,
 23 and computer science coursework online in accordance with
 24 paragraph "c".>
 25 8. Page 3, line 8, by striking <5> and inserting <5,
 26 paragraphs "a" through "e" and "g" through "j";>
 27 9. Page 3, line 12, by striking <the requirements of
 28 subsection 5> and inserting <such requirements>
 29 10. Page 3, line 15, by striking <5> and inserting <5,
 30 paragraphs "a" through "e" and "g" through "j";>
 31 11. Page 3, line 20, by striking <(1) or (2)> and inserting
 32 <(1), (2), or (3)>
 33 12. Page 3, line 27, by striking <either> and inserting
 34 <any>
 35 13. Page 4, after line 6 by inserting:

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1 <(3) An online learning platform offered, subject to the
 2 initial availability of federal funds, by the department in
 3 collaboration with one or more area education agencies or in
 4 partnership with school districts and accredited nonpublic
 5 schools. The online learning platform may deliver distance
 6 education to students, including students receiving independent
 7 private instruction as defined in section 299A.1, subsection
 8 2, paragraph "b", competent private instruction under section
 9 299A.2, or private instruction by a nonlicensed person under
 10 section 299A.3, provided such students register with the
 11 school district of residence and the coursework offered by the
 12 online learning platform is taught and supervised by a teacher
 13 licensed under chapter 272 who has online learning experience
 14 and the course content meets the requirements established by
 15 rule pursuant to section 256.7, subsection 32, paragraph "c".
 16 The department and the area education agencies operating online
 17 learning programs pursuant to section 273.16 shall coordinate
 18 to ensure the most effective use of resources and delivery
 19 of services. Federal funds, if available, may be used to
 20 offset what would otherwise be costs to school districts for
 21 participation in the program.>

22 14. Page 4, by striking line 11 and inserting:
 23 <c. ~~Private providers utilized to provide courses by~~ Courses
 24 provided by private providers to a school>

25 15. Page 5, after line 25 by inserting:
 26 <Sec. ____ Section 279.10, Code 2020, is amended by adding
 27 the following new subsection:
 28 **NEW SUBSECTION.** 3. *a.* For the school year beginning July
 29 1, 2020, and ending June 30, 2021, any instruction provided in
 30 accordance with a return-to-learn plan submitted by a school
 31 district or accredited nonpublic school to the department of
 32 education in response to a proclamation of a public health
 33 disaster emergency, issued by the governor pursuant to section
 34 29C.6 and related to COVID-19, shall be deemed to meet the
 35 requirements of subsection 1, regardless of the nature,

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1 location, or medium of instruction if the return-to-learn
 2 plan contains the minimum number of days or hours as required
 3 by subsection 1. Any return-to-learn plan submitted by a
 4 school district or accredited nonpublic school must contain
 5 provisions for in-person instruction and provide that in-person
 6 instruction is the presumed method of instruction.
 7 *b.* This subsection is repealed on July 1, 2021.>

8 16. Page 5, after line 26 by inserting:
 9 <DIVISION ____
 10 TEMPORARY FLEXIBILITY FOR USE OF CERTAIN MONEYS BY SCHOOL
 11 DISTRICTS TO PROVIDE ADDITIONAL INSTRUCTIONAL TIME
 12 Sec. ____ PROFESSIONAL DEVELOPMENT MONEYS AND HOURS

13 REQUIREMENTS FOR ADDITIONAL INSTRUCTIONAL TIME FOR THE
14 2020–2021 SCHOOL YEAR. Notwithstanding section 257.10,
15 subsection 10, and the professional development requirements
16 of chapter 284, for the school year beginning July 1, 2020,
17 and ending June 30, 2021, the moneys calculated and paid to
18 the school district for professional development pursuant to
19 section 257.10, subsection 10, or section 257.37A, subsection
20 2, to provide thirty-six hours of professional development
21 opportunities held outside of the minimum school day, may
22 instead be used by a school district to provide instructional
23 time to the school calendar in addition to the amount of
24 instructional time required under section 279.10, subsection 1,
25 and the thirty-six-hour professional development requirement
26 of chapter 284 shall be reduced by such number of hours of
27 additional instructional time.

28 DIVISION ____

29 TEMPORARY FLEXIBILITY FOR CERTAIN EDUCATIONAL INSTRUCTIONAL AND
30 POLICY REQUIREMENTS

31 Sec. ____ OPEN ENROLLMENT — EXTENSION OF NOTIFICATION
32 DEADLINE FOR THE 2020–2021 SCHOOL YEAR. Notwithstanding
33 section 282.18, subsection 2, paragraph “a”, for the school
34 year commencing July 1, 2020, a parent or guardian shall have
35 until July 15, 2020, to notify to the district of residence and

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1 the receiving district, on forms prescribed by the department
2 of education, that the parent or guardian intends to enroll
3 the parent’s or guardian’s child in an online public school
4 in another school district, if the child, another resident of
5 the child’s residence, or a regular caretaker of the child
6 has a significant health condition that increases the risk
7 of COVID-19. The notification shall include the name of the
8 person with the health condition, specify the person’s health
9 condition, include written verification of the health condition
10 from the person’s physician or licensed health care provider
11 and, for persons other than the child, whether the person with
12 the health condition is a resident of the child’s residence
13 or the child’s regular caretaker. Section 282.18, subsection
14 3, shall not apply to a notification submitted in accordance
15 with this section. Notwithstanding section 282.18, subsection
16 2, paragraph “b”, the superintendent of the receiving school
17 district is authorized to approve a notification received
18 under this section. Within fourteen days of receipt of such
19 notification, the superintendent shall notify the parent or
20 guardian and the school district of residence that the request
21 has been approved or denied. If the notification has been
22 denied or if further review is required, the superintendent
23 shall provide the parent or guardian with an explanation of
24 the approval process and expected timeline for the review. A
25 decision to deny a request submitted under this section is
26 subject to appeal under section 290.1. The state board shall

27 exercise broad discretion to achieve just and equitable results
28 that are in the best interest of the affected child. This
29 section is not intended to extend the provisions of section
30 282.18, subsection 2, paragraph “a”, for enrollment in a
31 physical school district.
32 Sec. ____ SCHOOL DISTRICT DUTIES RELATING TO COMPETENT
33 PRIVATE INSTRUCTION FOR THE 2020–2021 SCHOOL YEAR. For
34 the school year beginning July 1, 2020, and ending June 30,
35 2021, upon request of a parent, guardian, or legal or actual

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1 custodian, each school district shall provide to children
2 receiving competent private instruction available texts or
3 supplementary materials on the same basis as they are provided
4 to regularly enrolled students when a child is under dual
5 enrollment or in a home school assistance program. This
6 section shall only apply to children who are enrolled in their
7 school district’s home school assistance program by the child’s
8 parent, guardian, or legal or actual custodian.
9 Sec. ____ SCHOOL DISTRICT CLOSURES DURING THE 2020–2021
10 SCHOOL YEAR. For the school year beginning July 1, 2020, and
11 ending June 30, 2021, if the governor proclaims a public health
12 disaster pursuant to section 29C.6, the board of directors of a
13 school district may authorize closure of the school district
14 or any school district attendance center due to an outbreak
15 of COVID-19 in the school district or any school district
16 attendance center. School districts are encouraged to follow
17 guidelines issued by the centers for disease control and
18 prevention of the United States department of health and human
19 services and the Iowa department of public health, and may
20 consult with the local board of health when determining social
21 distancing measures or authorizing a school closure.
22 Sec. ____ INSTRUCTIONAL TIME PROVISIONS FOR SCHOOL
23 DISTRICTS AND ACCREDITED NONPUBLIC SCHOOLS FOR THE 2020–2021
24 SCHOOL YEAR.
25 1. Notwithstanding any other provision of law to the
26 contrary, the instructional time requirements of section
27 279.10, subsection 1, and the minimum school day requirements
28 of section 256.7, subsection 19, shall not be waived any
29 time during the school year beginning July 1, 2020, and
30 ending June 30, 2021, for school closure due to the COVID-19
31 pandemic unless the school district or the authorities in
32 charge of the accredited nonpublic school, as appropriate,
33 provide compulsory remote learning, including online learning,
34 electronic learning, distance learning, or virtual learning.
35 Unless explicitly authorized in a proclamation of a public

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1 health disaster emergency issued by the governor pursuant to
2 section 29C.6 and related to COVID-19, a brick-and-mortar
3 school district or accredited nonpublic school shall not take
4 action to provide instruction primarily through remote-learning
5 opportunities.

6 2. If the board of directors of a school district or
7 the authorities in charge of an accredited nonpublic school
8 determines any time during the school year beginning July 1,
9 2020, and ending June 30, 2021, that a remote-learning period
10 is necessary, the school board or the authorities in charge of
11 an accredited nonpublic school, as appropriate, shall ensure
12 that teachers and other necessary school staff are available
13 during the remote-learning period to support students, to
14 participate in professional development opportunities, and
15 to perform other job-related functions during the regular,
16 required contract hours, even if the accessibility to or by the
17 teachers and other necessary school staff is offered remotely.

18 Sec. ____ TRUANCY REQUIREMENTS FOR THE 2020–2021 SCHOOL
19 YEAR. In addition to the provisions of chapter 299, a
20 child who is enrolled in a school district or accredited
21 nonpublic school but who does not participate in compulsory
22 remote-learning opportunities, including online learning,
23 electronic learning, distance learning, or virtual learning,
24 offered by the school district or accredited nonpublic school
25 of enrollment during a period of school closure implemented
26 any time during the school year beginning July 1, 2020, and
27 ending June 30, 2021, due to the COVID-19 pandemic shall be
28 considered truant. This section is not applicable to a child
29 who was receiving competent private instruction or independent
30 private instruction in accordance with the requirements of
31 chapter 299A prior to July 1, 2019. Any child who was enrolled
32 in a public school or accredited nonpublic school prior to July
33 1, 2019, may be subject to the provisions of chapter 299 if
34 the child's parent, guardian, or legal custodian did not, for
35 the school year beginning July 1, 2020, complete and send the

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1 report required under section 299.4 to the school district of
2 residence of the child in a timely manner.

3 Sec. ____ TEACHER ENDORSEMENT WAIVER FOR THE 2020–2021
4 SCHOOL YEAR. For the school year beginning July 1, 2020, and
5 ending June 30, 2021, notwithstanding any provision to the
6 contrary, if a school district or accredited nonpublic school
7 has made every reasonable and good-faith effort to employ a
8 teacher licensed under chapter 272 who holds an endorsement for
9 a specified grade level or subject area and is unable to employ
10 a teacher with the appropriate endorsement, and the school
11 district or accredited nonpublic school is also unable to
12 develop, or use a private provider to provide, an online course

13 that meets the requirements of chapter 256, the director of
14 the department of education may waive the teacher-endorsement
15 requirements for the specified grade level or subject area for
16 the school district or accredited nonpublic school, and the
17 provisions of section 256.9, subsection 48, and section 272.15,
18 subsection 4, shall not apply.

19 Sec. ____ MISCELLANEOUS POLICY PROVISIONS FOR SCHOOLS
20 FOR THE 2020–2021 SCHOOL YEAR. The following provisions are
21 applicable for the school year beginning July 1, 2020, and
22 ending June 30, 2021:

23 1. SOCIAL DISTANCING. In implementing social distancing
24 policies included in a return-to-learn plan, the board of
25 directors of each school district and the authorities in charge
26 of each accredited nonpublic school shall, to the extent
27 possible, provide in-person instruction for core academic
28 subjects.

29 2. STATEWIDE ASSESSMENTS. The provisions of section 256.7,
30 subsection 21, paragraph “b”, relating to the administration
31 of statewide summative assessment of student progress, and the
32 assessments administered in accordance with sections 279.60
33 and 279.68, shall not be waived, and such assessments shall be
34 administered to students as required by those sections.

35 3. CPR CERTIFICATION — EXCEPTION FOR GRADUATION. If a

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1 school district or accredited nonpublic school closes on the
2 advice of a local board of health, the department of public
3 health, or because the governor proclaims a public health
4 disaster pursuant to section 29C.6, a student who meets the
5 graduation requirements of section 256.7, subsection 26,
6 paragraph “a”, the requirements of section 280.9A, and the
7 school district’s or accredited nonpublic school’s graduation
8 requirements may graduate without meeting the cardiopulmonary
9 resuscitation certification requirements of section 256.11,
10 section 6, paragraph “c”.

11 4. NOTIFICATION OF SIGNIFICANT HEALTH CONDITION —
12 COMPULSORY REMOTE LEARNING. If a parent or guardian of a
13 student enrolled in a school district or accredited nonpublic
14 school notifies the school district or accredited nonpublic
15 school in writing that the student, another resident of the
16 student’s residence, or a regular caretaker of the student
17 has a significant health condition that increases the risk of
18 COVID-19, the school district or accredited nonpublic school
19 shall make reasonable accommodations for the student, on a
20 case-by-case basis, to attend school through remote learning.
21 The provision of special education and accommodations for
22 students who have individualized education programs or
23 section 504 plans in compliance with the requirements of
24 section 504 of the Rehabilitation Act, 29 U.S.C. §794, and
25 with Tit. II of the Americans with Disabilities Act, 42
26 U.S.C. §12131–12165, will be determined by each respective

27 individualized education program team or section 504 team.
28 The notification shall include the name of the person with
29 the health condition, specify the person's health condition,
30 include written verification of the health condition from the
31 person's physician or licensed health care provider and, for
32 persons other than the student, whether the person with the
33 health condition is a resident of the student's residence
34 or the student's regular caretaker. A school district or
35 an accredited nonpublic school may collaborate with an area

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1 education agency or another school district or accredited
2 nonpublic school to provide remote learning opportunities to a
3 student who meets the requirements of this section.
4 5. Notwithstanding section 256.7, subsection 32; section
5 256.9, subsection 55; section 256.43; or any other provision
6 to the contrary, a school district or accredited nonpublic
7 school may provide instruction primarily through continuous
8 remote-learning opportunities if such instruction is provided
9 in accordance with a return-to-learn plan submitted by
10 the school district or accredited nonpublic school to the
11 department of education in response to a proclamation of a
12 public health disaster emergency explicitly addressing school
13 closures, issued by the governor pursuant to section 29C.6 and
14 related to COVID-19, without regard to whether the accredited
15 nonpublic school or school district is approved to provide
16 instruction primarily through continuous remote-learning
17 opportunities. Instruction provided pursuant to this section
18 shall be provided by teachers licensed pursuant to chapter 272
19 and shall assure and maintain evidence of alignment of the
20 courses with the Iowa core and core content requirements and
21 standards.

22 DIVISION ____

23 SCHOOL DISTRICT IMPACT REPORT

24 Sec. ____ SCHOOL DISTRICT COVID-19 IMPACT REPORT FOR BUDGET
25 YEAR 2019–2020. Each school district shall submit a report
26 to the department of education, in a format and by a date
27 as determined by the department, detailing any reduction in
28 expenditures to the school district resulting from the closure
29 of schools due to the COVID-19 pandemic during the school
30 budget year beginning July 1, 2019, and ending June 30, 2020,
31 including but not limited to reductions in expenditures for
32 transportation, the number of contract employees which include
33 certified and classified employees laid off by the school
34 district and the number of non-contract employees laid off
35 by the school district, both listed by staff position, and

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1 spring or summer programs canceled or otherwise impacted. The
2 department shall prepare and, by November 15, 2020, submit to

the general assembly, a report that details for each school district the total net impact of the COVID-19 pandemic on each school district's budget.

DIVISION ____

EFFECTIVE DATES AND APPLICABILITY

Sec. ____ EFFECTIVE UPON ENACTMENT. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2020, takes effect upon enactment.

Sec. ____ RETROACTIVE APPLICABILITY. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2020, applies retroactively to July 1, 2020.>

17. Title page, by striking lines 1 through 4 and inserting <An Act relating to educational instructional requirements and funding flexibility and including effective date and retroactive applicability provisions.>

18. By renumbering as necessary.>

AMY SINCLAIR

S-5155

HOUSE AMENDMENT TO SENATE FILE 457

Amend Senate File 457, as amended, passed, and reprinted by the Senate, as follows:

1. By striking everything after the enacting clause and inserting:

<DIVISION I

SURCHARGES ADDED TO CRIMINAL PENALTIES AND DISTRIBUTION OF SURCHARGE MONEYS

Section 1. Section 331.301, subsection 16, Code 2020, is amended by striking the subsection.

Sec. 2. Section 331.302, subsection 2, Code 2020, is amended to read as follows:

2. For a violation of an ordinance a county shall not provide a penalty in excess of the maximum fine and term of imprisonment for a simple misdemeanor under section 903.1, subsection 1, paragraph "a". The ~~criminal penalty crime~~ services surcharge required by section 911.1 shall be added to a county fine and is not a part of the county's penalty.

Sec. 3. Section 356.7, subsection 5, paragraph a, Code 2020, is amended to read as follows:

a. Of the moneys collected and credited to the county general fund as provided in this section and section 602.8106, subsection 4, paragraph "b", subparagraph (2), sixty percent of the moneys collected shall be used for the following purposes:

(1) Courthouse security equipment and law enforcement personnel costs.

(2) Infrastructure improvements of a jail, including new or remodeling costs.

(3) Infrastructure improvements of juvenile detention

29 facilities, including new or remodeling costs.

30 ~~(4) Medical and prescription drug costs of inmates in jail.~~

31 Sec. 4. Section 364.3, subsection 2, Code 2020, is amended
32 to read as follows:

33 2. For a violation of an ordinance a city shall not
34 provide a penalty in excess of the maximum fine and term of
35 imprisonment for a simple misdemeanor under section 903.1,

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1 subsection 1, paragraph "a". An amount equal to ~~ten~~ twenty
2 percent of all fines collected by cities shall be deposited
3 in the account established in section 602.8108. However, one
4 hundred percent of all fines collected by a city pursuant to
5 section 321.236, subsection 1, shall be retained by the city.
6 The ~~criminal penalty~~ crime services surcharge required by
7 section 911.1 shall be added to a city fine and is not a part
8 of the city's penalty.

9 Sec. 5. Section 602.8102, subsection 135A, Code 2020, is
10 amended to read as follows:

11 135A. Assess the surcharges provided by sections 911.1,
12 ~~911.2, 911.2A, 911.2B, 911.2C, 911.3, and 911.4 and 911.5.~~

13 Sec. 6. Section 602.8106, subsection 1, paragraphs d and e,
14 Code 2020, are amended to read as follows:

15 d. For court costs in scheduled violation cases where a
16 court appearance is required, ~~sixty~~ fifty-five dollars.

17 e. For court costs in scheduled violation cases where a
18 court appearance is not required, ~~sixty~~ fifty-five dollars.

19 Sec. 7. Section 602.8106, subsections 2, 3, and 4, Code
20 2020, are amended to read as follows:

21 2. The clerk of the district court shall remit ~~ninety~~ eighty
22 percent of all fines and forfeited bail to the city that was
23 the plaintiff in any action, and shall provide that city with a
24 statement showing the total number of cases, the total of all
25 fines and forfeited bail collected, and the total of all cases
26 dismissed. The remaining ~~ten~~ twenty percent shall be submitted
27 to the state court administrator.

28 3. The clerk of the district court shall remit all fines
29 and forfeited bail for violation of a county ordinance, ~~except~~
30 ~~an ordinance relating to vehicle speed or weight restrictions,~~
31 to the county treasurer of the county that was the plaintiff
32 in the action, and shall provide that county with a statement
33 showing the total number of cases, the total of all fines and
34 forfeited bail collected, and the total of all cases dismissed,
35 except all fines and forfeited bail for violation of a county

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1 ordinance relating to vehicle speed or weight restrictions
2 shall be distributed pursuant to subsection 4, paragraph
3 "b". However, if If a county ordinance provides a penalty
4 for a violation which is also penalized under state law, the

5 fines and forfeited bail collected for the violation shall be
6 ~~submitted to the state court administrator~~ distributed pursuant
7 to subsection 4, paragraph "b".

8 4. ~~a. The~~ Except as provided in paragraph "b", the clerk of
9 the district court shall submit all other fines, fees, costs,
10 and forfeited bail received from a magistrate to the state
11 court administrator.

12 b. The fine amount for a violation that occurred within the
13 boundaries of the county shall be distributed as follows:

14 (1) Ninety-one percent to the state court administrator.

15 (2) Nine percent to the county treasurer for deposit in the
16 county general fund where the violation occurred.

17 Sec. 8. Section 602.8107, subsection 1, paragraph b, Code
18 2020, is amended to read as follows:

19 b. (1) "Installment agreement" means an agreement made for
20 the payment of court debt in excess of one hundred dollars in
21 installments.

22 (2) The judicial branch may establish a threshold
23 amount that is lower than the threshold amount specified in
24 subparagraph (1) by court rule.

25 Sec. 9. Section 602.8107, subsection 2, paragraph c,
26 subparagraph (2), Code 2020, is amended to read as follows:

27 (2) Fines or penalties and ~~criminal penalty and law~~
28 ~~enforcement initiative surcharges~~ the crime services surcharge.

29 Sec. 10. Section 602.8107, subsection 4, paragraph a, Code
30 2020, is amended to read as follows:

31 a. This subsection does not apply to amounts collected
32 for victim restitution, the victim compensation fund, the
33 ~~criminal penalty crime services~~ surcharge, sex offender civil
34 ~~penalty, drug abuse resistance education surcharge, the law~~
35 ~~enforcement initiative surcharge, county enforcement surcharge,~~

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1 agricultural theft surcharge, amounts collected as a result
2 of procedures initiated under subsection 5 or under section
3 8A.504, or fees charged pursuant to section 356.7.

4 Sec. 11. Section 602.8108, subsections 3 and 7, Code 2020,
5 are amended to read as follows:

6 3. The clerk of the district court shall remit to the state
7 court administrator, not later than the fifteenth day of each
8 month, ~~ninety-five percent of~~ all moneys collected from the
9 ~~criminal penalty~~ surcharge provided in section 911.1 during the
10 preceding calendar month. ~~The clerk shall remit the remainder~~
11 ~~to the county treasurer of the county that was the plaintiff~~
12 ~~in the action or to the city that was the plaintiff in the~~
13 ~~action. Of the amount received from the clerk, the state~~
14 ~~court administrator shall allocate seventeen and deposit each~~
15 month forty-six percent in the juvenile detention home fund
16 in section 232.142, thirty-two percent to be deposited in the
17 victim compensation fund established in section 915.94, and
18 eighty-three percent to be deposited in the general fund twenty

19 percent in the criminalistics laboratory fund established in
20 section 691.9, and two percent in the drug abuse resistance
21 education fund established in section 80E.4.

22 7. The clerk of the district court shall remit all moneys
23 collected from the assessment of the ~~surcharges~~ surcharge
24 provided in ~~sections~~ section 911.2B and 911.2C to the state
25 court administrator for deposit in the address confidentiality
26 program revolving fund created in section 9.8.

27 Sec. 12. Section 602.8108, subsection 4, Code 2020, is
28 amended by striking the subsection and inserting in lieu
29 thereof the following:

30 4. The clerk of the district court shall remit to the
31 state court administrator, not later than the fifteenth day of
32 each month, ninety-one percent of all moneys collected from
33 county enforcement as provided section 602.8106, subsection 4,
34 paragraph "b", subparagraph (1), during the preceding calendar
35 month. Of the amount received from the clerk, the state court

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1 administrator shall allocate and deposit one and three-tenths
2 percent in the emergency medical services fund in section
3 135.25, and shall allocate and deposit the remainder in the
4 general fund of the state.

5 Sec. 13. Section 602.8108, subsections 5 and 8, Code 2020,
6 are amended by striking the subsections.

7 Sec. 14. Section 602.8108, Code 2020, is amended by adding
8 the following new subsection:

9 NEW SUBSECTION. 13. The clerk of the district court
10 shall remit all moneys collected from the agricultural
11 theft surcharge provided in section 911.5 to the state court
12 administrator no later than the fifteenth day of each month
13 for deposit in the general fund of the state, and the amount
14 deposited is appropriated to the department of agriculture and
15 land stewardship to support the Iowa emergency food purchase
16 program fund established in section 190B.201.

17 Sec. 15. Section 805.8, subsection 1, Code 2020, is amended
18 to read as follows:

19 1. *Application.* Except as otherwise indicated, violations
20 of sections of the Code specified in sections 805.8A, 805.8B,
21 and 805.8C are scheduled violations, and the scheduled fine
22 for each of those violations is as provided in those sections,
23 whether the violation is of state law or of a county or city
24 ordinance. The ~~criminal penalty~~ crime services surcharge
25 required by section 911.1 and the county enforcement surcharge
26 ~~required by section 911.4, if applicable,~~ shall be added to the
27 scheduled fine.

28 Sec. 16. Section 902.9, subsection 2, Code 2020, is amended
29 to read as follows:

30 2. The surcharges required by sections 911.1, ~~911.2~~, 911.2A,
31 and ~~911.3~~ 911.5 shall be added to a fine imposed on a class "C"
32 or class "D" felon, as provided by those sections, and are not

33 a part of or subject to the maximums set in this section.
 34 Sec. 17. Section 903.1, subsection 4, Code 2020, is amended
 35 to read as follows:

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1 4. The surcharges required by sections 911.1, ~~911.2~~, 911.2A,
 2 ~~911.3, and 911.4~~ and 911.5 shall be added to a fine imposed on a
 3 misdemeanor as provided in those sections, and are not a part
 4 of or subject to the maximums set in this section.
 5 Sec. 18. Section 911.1, Code 2020, is amended to read as
 6 follows:
 7 **911.1 Criminal penalty Crime services surcharge.**
 8 1. A ~~criminal penalty~~ crime services surcharge shall be
 9 levied against law violators as provided in this section.
 10 When a court imposes a fine or forfeiture for a violation of
 11 state law, or a city or county ordinance, except an ordinance
 12 regulating the parking of motor vehicles, the court ~~or the~~
 13 ~~clerk of the district court~~ shall assess an additional penalty
 14 in the form of a ~~criminal penalty~~ crime services surcharge
 15 equal to ~~thirty five~~ fifteen percent of the fine or forfeiture
 16 imposed.
 17 2. In the event of multiple offenses, the surcharge shall
 18 be based upon the total amount of fines or forfeitures imposed
 19 for all offenses.
 20 3. When a fine or forfeiture is suspended in whole or in
 21 part, the court shall reduce the surcharge in proportion to the
 22 amount suspended.
 23 4. The surcharge is subject to the provisions of chapter
 24 909 governing the payment and collection of fines, as provided
 25 in section 909.8.
 26 5. The surcharge shall be remitted by the clerk of court as
 27 provided in section 602.8108, subsection 3.
 28 Sec. 19. Section 911.2A, subsection 1, Code 2020, is amended
 29 to read as follows:
 30 1. In addition to any other surcharge, the court ~~or clerk~~
 31 ~~of the district court~~ shall assess a human trafficking victim
 32 surcharge of one thousand dollars if an adjudication of
 33 guilt or a deferred judgment has been entered for a criminal
 34 violation of section 725.1, subsection 2, or section 710A.2,
 35 725.2, or 725.3.

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1 Sec. 20. Section 911.2B, Code 2020, is amended to read as
 2 follows:
 3 **911.2B Domestic abuse assault, or sexual abuse, stalking, and**
 4 **~~human trafficking victim related crimes~~ surcharge.**
 5 1. In addition to any other surcharge, the court ~~or clerk~~
 6 ~~of the district court~~ shall assess a domestic abuse assault,
 7 domestic abuse protective order contempt, sexual abuse,
 8 stalking, and human trafficking victim surcharge of ~~one hundred~~

9 ninety dollars if an adjudication of guilt or a deferred
10 judgment has been entered for a violation of section 708.2A,
11 708.11, or 710A.2, or chapter 709, or if a defendant is held
12 in contempt of court for violating a domestic abuse protective
13 order issued pursuant to chapter 236.

14 2. In the event of multiple offenses, the surcharge shall be
15 imposed for each applicable offense.

16 3. The surcharge shall be remitted by the clerk of court as
17 provided in section 602.8108, subsection 7.

18 Sec. 21. **NEW SECTION. 911.5 Agricultural theft surcharge.**

19 1. In addition to any other surcharge, the court or clerk of
20 the district court shall assess an agricultural theft surcharge
21 equal to five hundred dollars, if an adjudication of guilt or
22 a deferred judgment has been entered for a criminal violation
23 involving any of the following:

24 a. Theft of agricultural property under section 714.2,
25 subsection 1, 2, or 3.

26 b. Criminal mischief under section 716.3, 716.4, or 716.5,
27 by damaging, defacing, altering, or destroying agricultural
28 property.

29 2. As used in this section, agricultural property means any
30 of the following:

31 a. A crop as defined in section 717A.1.

32 b. Livestock as defined in section 717.1.

33 c. (1) A colony or package as defined in section 160.1A,
34 or a hive where bees are kept as described in section 160.5,
35 if the department of agriculture and land stewardship is

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1 authorized by that chapter to inspect the colony, package, or
2 hive or to regulate the movement of the colony, package, or
3 hive.

4 (2) A queen bee that is part of a colony or is being moved
5 to be part of a colony as described in subparagraph (1).

6 3. The surcharge shall be remitted by the clerk of the
7 district court as provided in section 602.8108, subsection 13.

8 Sec. 22. **REPEAL.** Sections 911.2, 911.2C, 911.3, and 911.4,
9 Code 2020, are repealed.

10 **DIVISION II**
11 **COURT FUNDS**

12 Sec. 23. Section 602.1302, subsection 1, Code 2020, is
13 amended to read as follows:

14 1. Except as otherwise provided by sections 602.1303-
15 ~~602.1304~~, and 602.8108 or other applicable law, the expenses of
16 operating and maintaining the judicial branch shall be paid out
17 of the general fund of the state from funds appropriated by the
18 general assembly for the judicial branch. State funding shall
19 be phased in as provided in section 602.11101.

20 Sec. 24. Section 602.1304, subsection 1, Code 2020, is
21 amended to read as follows:

22 1. Except as provided in article 8 and subsection 2 of this

23 ~~section~~, all fees and other revenues collected by judicial
24 officers and court employees shall be paid into the general
25 fund of the state.

26 Sec. 25. Section 602.1304, subsection 2, Code 2020, is
27 amended by striking the subsection.

28 Sec. 26. Section 602.8108, subsection 9, Code 2020, is
29 amended by striking the subsection and inserting in lieu
30 thereof the following:

31 9. a. A court technology and modernization fund is
32 established as a separate fund in the state treasury. The
33 state court administrator shall allocate seven million dollars
34 of the moneys received under subsection 2 to be deposited in
35 the fund, which shall be administered by the judicial branch.

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1 b. The moneys in the fund shall be used to enhance the
2 ability of the judicial branch to process cases more quickly
3 and efficiently, to electronically transmit information to
4 state government, local governments, law enforcement agencies,
5 and the public, and to improve public access to the court
6 system. The moneys in the collection fund may also be used for
7 any the following:

8 (1) The Iowa court information system.

9 (2) Records management, equipment, services, and projects.

10 (3) Other technological improvements approved by the
11 judicial branch.

12 (4) Electronic legal research equipment, systems, and
13 projects.

14 (5) The study, development, and implementation of other
15 innovations and projects that would improve the administration
16 of justice.

17 (6) Capital improvements necessitated by the installation
18 of or connection with the Iowa court information system, the
19 Iowa communications network, or other like networks.

20 c. The fund shall be separate from the general fund of
21 the state and the balance in the fund shall not be considered
22 part of the balance of the general fund of the state.

23 Notwithstanding section 8.33, moneys in the fund shall not
24 revert to the general fund. Notwithstanding section 12C.7,
25 subsection 2, interest or earnings on moneys in the court
26 technology and modernization fund shall remain in the court
27 technology and modernization fund and any interest and earnings
28 shall be in addition to the maximum annual deposit amount.

29 Sec. 27. TRANSFER OF REMAINING FUNDS. Any unobligated
30 or unencumbered moneys remaining in the enhanced court
31 collections fund in section 602.1304 at the end of the fiscal
32 year beginning July 1, 2019, and ending June 30, 2020, shall be
33 transferred to the court technology and modernization fund.

34 DIVISION III
35 CIVIL FEES AND COURT COSTS

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1 Sec. 28. Section 602.8105, subsections 1 and 2, Code 2020,
2 are amended to read as follows:

3 1. The clerk of the district court shall collect the
4 following fees:

5 *a.* Except as otherwise provided in this subsection, for
6 filing and docketing a petition, one hundred ~~eighty five~~
7 ninety-five dollars. In counties having a population of
8 ninety-eight thousand or over, an additional five dollars shall
9 be charged and collected to be known as the journal publication
10 fee and used for the purposes provided for in section 618.13.

11 *0b.* For filing and docketing a petition for dissolution
12 of marriage, which includes the docketing of any dissolution
13 decree, two hundred sixty-five dollars. It is the intent of
14 the general assembly that twenty percent of the funds generated
15 from these fees be appropriated and used for sexual assault
16 and domestic violence centers and eighty percent of the funds
17 generated from these fees be appropriated to the general fund
18 of the state.

19 *b.* For filing and docketing a petition pursuant to chapter
20 598 other than a dissolution of marriage petition, one hundred
21 ten dollars.

22 *c.* For filing and docketing an application for modification
23 of a dissolution decree to which a written stipulation is
24 attached at the time of filing containing the agreement of the
25 parties to the terms of modification, one hundred ten dollars.

26 ~~*d.* For entering a final decree of dissolution of marriage,~~
27 ~~fifty dollars. It is the intent of the general assembly that~~
28 ~~the funds generated from the dissolution fees be appropriated~~
29 ~~and used for sexual assault and domestic violence centers.~~

30 ~~*e.* d. For filing and docketing a petition for adoption~~
31 ~~pursuant to chapter 600, one hundred zero dollars. For~~
32 ~~multiple adoption petitions filed at the same time by the same~~
33 ~~petitioner under section 600.3, the filing fee and any court~~
34 ~~costs for any petition filed in addition to the first petition~~
35 ~~filed are waived.~~

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1 ~~*f.* e.~~ For filing and docketing a small claims action, the
2 amounts specified in section 631.6.

3 ~~*g.* f.~~ For an appeal from a judgment in small claims or for
4 filing and docketing a writ of error, one hundred ~~eighty five~~
5 ninety-five dollars.

6 ~~*h.* g.~~ For a motion to show cause in a civil case, ~~fifty~~
7 sixty dollars.

8 ~~*i.* h.~~ For filing and docketing a transcript of the judgment
9 in a civil case, ~~fifty~~ sixty dollars.

10 ~~*j.* i.~~ For filing a tribal judgment, one hundred ten
11 dollars.

12 2. The clerk of the district court shall collect the

13 following fees for miscellaneous services:

14 a. For filing and entering any other statutory lien, ~~fifty~~
15 sixty dollars.

16 b. For a certificate and seal, ~~twenty~~ thirty dollars.

17 However, there shall be no charge for a certificate and seal to
18 an application to procure a pension, bounty, or back pay for a
19 member of the armed services or other person.

20 c. For certifying a change in title of real estate, ~~fifty~~
21 sixty dollars.

22 d. For filing a praecipe to issue execution under chapter
23 626, ~~twenty-five~~ thirty-five dollars. The fee shall be
24 recoverable by the creditor from the debtor against whom the
25 execution is issued. A fee payable by a political subdivision
26 of the state under this paragraph shall be collected by the
27 clerk of the district court as provided in section 602.8109.
28 However, the fee shall be waived and shall not be collected
29 from a political subdivision of the state if a county attorney
30 or county attorney's designee is collecting a delinquent
31 judgment pursuant to section 602.8107, subsection 4.

32 e. For filing a praecipe to issue execution under chapter
33 654, ~~fifty~~ sixty dollars.

34 f. For filing a confession of judgment under chapter 676,
35 ~~fifty~~ sixty dollars if the judgment is five thousand dollars or

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1 less, and one hundred ten dollars if the judgment exceeds five
2 thousand dollars.

3 g. For filing a lis pendens, ~~fifty~~ sixty dollars.

4 h. For applicable convictions under section 692A.110 prior
5 to July 1, 2009, a civil penalty of two hundred ten dollars,
6 and for applicable convictions under section 692A.110 on or
7 after July 1, 2009, a civil penalty of two hundred ~~fifty~~ sixty
8 dollars.

9 i. Other fees provided by law.

10 Sec. 29. Section 602.8106, subsection 1, paragraph d, Code
11 2020, is amended to read as follows:

12 d. For court costs in scheduled violation cases where a
13 court appearance is required, ~~sixty~~ fifty-five dollars.

14 Sec. 30. Section 631.6, subsection 1, paragraphs a and c,
15 Code 2020, are amended to read as follows:

16 a. Fees for filing and docketing shall be ~~eighty-five~~
17 ninety-five dollars.

18 c. Postage charged for the mailing of original notice shall
19 be ~~ten~~ twenty dollars.

20 DIVISION IV

21 SCHEDULED VIOLATIONS

22 Sec. 31. Section 321.24, subsection 12, Code 2020, is
23 amended to read as follows:

24 12. A person who violates this section commits a simple
25 misdemeanor punishable as a scheduled violation under section
26 805.8A, subsection 2, paragraph "b."

27 Sec. 32. Section 321.260, subsection 2, Code 2020, is
28 amended to read as follows:

29 2. It shall be unlawful for any person to have in the
30 person's possession any official traffic-control device
31 except by legal right or authority. Any person convicted
32 of unauthorized possession of any official traffic-control
33 device shall upon conviction be guilty of a simple misdemeanor
34 punishable as a scheduled violation under section 805.8A,
35 subsection 8, paragraph "c". ~~In addition to any other~~

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1 ~~penalties, the punishment imposed for a violation of this~~
2 ~~subsection shall include assessment of a fine of not less than~~
3 ~~two hundred fifty dollars.~~

4 Sec. 33. Section 321.262, subsection 2, Code 2020, is
5 amended to read as follows:

6 2. The driver shall remain at the scene of the accident
7 until the driver has fulfilled the requirements of section
8 321.263. Any person failing to remain at the scene of the
9 accident or fulfill the requirements of section 321.263 under
10 such circumstances shall be guilty of a simple misdemeanor
11 ~~and punished as provided in section 321.482~~ punishable as
12 a scheduled violation under section 805.8A, subsection 14,
13 paragraph "m".

14 Sec. 34. Section 321.264, Code 2020, is amended to read as
15 follows:

16 **321.264 Striking unattended vehicle.**

17 The driver of any vehicle which collides with any vehicle
18 which is unattended shall immediately stop and shall then and
19 there either locate and notify the operator or owner of such
20 vehicle of the name and address of the driver and owner of the
21 vehicle striking the unattended vehicle or shall leave in a
22 conspicuous place in the vehicle struck a written notice giving
23 the name and address of the driver and of the owner of the
24 vehicle doing the striking and a statement of the circumstances
25 thereof. A person who violates this section commits a simple
26 misdemeanor punishable as a scheduled violation under section
27 805.8A, subsection 14, paragraph "n".

28 Sec. 35. Section 321.265, Code 2020, is amended to read as
29 follows:

30 **321.265 Striking fixtures upon a highway.**

31 The driver of a vehicle involved in an accident resulting
32 in damage to property legally upon or adjacent to a highway
33 shall take reasonable steps to locate and notify the owner,
34 a peace officer, or person in charge of the damaged property
35 of the damage and shall inform the person of the driver's name

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1 and address and the registration number of the vehicle causing
2 the damage and shall, upon request and if available, exhibit

the driver's license of the driver of the vehicle and shall report the accident when and as required in section 321.266. A person who violates this section commits a simple misdemeanor punishable as a scheduled violation under section 805.8A, subsection 14, paragraph "o".

Sec. 36. Section 321.324A, Code 2020, is amended by adding the following new subsection:

NEW SUBSECTION. 4. A person who violates this section commits a simple misdemeanor punishable as a scheduled violation under section 805.8A, subsection 6, paragraph "os".

Sec. 37. Section 321.371, subsection 2, Code 2020, is amended to read as follows:

2. A person who violates this section commits a simple misdemeanor punishable as a scheduled violation under section 805.8A, subsection 14, paragraph "p".

Sec. 38. Section 321.372, subsection 5, paragraph b, subparagraph (1), Code 2020, is amended to read as follows:

(1) For a first offense under subsection 3, the person is guilty of a simple misdemeanor punishable by a fine of at least ~~two hundred fifty~~ three hundred forty-five dollars but not more than ~~six hundred seventy-five~~ nine hundred thirty dollars or by imprisonment for not more than thirty days, or by both. The department may require the person to attend and successfully complete, at the person's own expense, a driver improvement program approved by the department in lieu of driver's license suspension for the offense pursuant to section 321.210.

Sec. 39. Section 321.383, subsection 4, Code 2020, is amended to read as follows:

4. ~~Any~~ Except as provided in subsection 5, any person who violates any provision of this section ~~shall be fined as provided in~~ commits a simple misdemeanor punishable as a scheduled violation under section 805.8A, subsection 3.

Sec. 40. Section 321.383, Code 2020, is amended by adding

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the following new subsection:

NEW SUBSECTION. 5. A person who operates a self-propelled implement of husbandry at a speed which exceeds the limit of thirty-five miles per hour commits a simple misdemeanor punishable as a scheduled violation under section 805.8A, subsection 5.

Sec. 41. Section 321.431, subsection 6, Code 2020, is amended to read as follows:

6. A person who violates this section commits a simple misdemeanor punishable as a scheduled violation under section 805.8A, subsection 3, paragraph "ad".

Sec. 42. Section 805.8A, Code 2020, is amended to read as follows:

805.8A Motor vehicle and transportation scheduled violations.

1. *Parking violations.*

a. For parking violations under sections 321.236, 321.239,

17 321.358, 321.360, and 321.361, the scheduled fine is five
 18 dollars, except if the local authority has established the
 19 fine by ordinance. The scheduled fine for a parking violation
 20 pursuant to section 321.236 increases by five dollars if
 21 authorized by ordinance and if the parking violation is not
 22 paid within thirty days of the date upon which the violation
 23 occurred. For purposes of calculating the unsecured appearance
 24 bond required under section 805.6, the scheduled fine shall
 25 be five dollars, or if the amount of the fine is greater than
 26 five dollars, the unsecured appearance bond shall be the amount
 27 of the fine established by the local authority. However,
 28 violations charged by a city or county upon simple notice of a
 29 fine instead of a uniform citation and complaint required by
 30 section 321.236, subsection 1, paragraph "b", are not scheduled
 31 violations, and this section shall not apply to any offense
 32 charged in that manner. For a parking violation under section
 33 461A.38, the scheduled fine is ten dollars. For a parking
 34 violation under section 321.362, the scheduled fine is twenty
 35 dollars.

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1	b. For a parking violation under section 321L.2A, subsection	
2	2, the scheduled fine is twenty dollars.	
3	c. For violations under section 321L.2A, subsection 3,	
4	sections 321L.3, 321L.4, subsection 2, and section 321L.7, the	
5	scheduled fine is two hundred dollars.	
6	2. <i>Title and registration violations.</i> For title or	
7	registration violations under the following sections, the	
8	scheduled fine is as follows:	
9	a. Section 321.17.....	\$50 \$ 70.
10	b. Section 321.24.....	\$100 \$135.
11	b. <u>c.</u> Section 321.25.....	\$100 \$135.
12	c. <u>d.</u> Section 321.32.....	\$20 \$ 30.
13	d. <u>e.</u> Section 321.34.....	\$20 \$ 30.
14	e. <u>f.</u> Section 321.37.....	\$20 \$ 30.
15	f. <u>g.</u> Section 321.38.....	\$20 \$ 30.
16	g. <u>h.</u> Section 321.41.....	\$20 \$ 30.
17	h. <u>i.</u> Section 321.45.....	\$100 \$135.
18	i. <u>j.</u> Section 321.46.....	\$100 \$135.
19	j. <u>k.</u> Section 321.47.....	\$100 \$135.
20	k. <u>l.</u> Section 321.48.....	\$100 \$135.
21	l. <u>m.</u> Section 321.52.....	\$100 \$135.
22	m. <u>n.</u> Section 321.55.....	\$50 \$ 70.
23	n. <u>o.</u> Section 321.57.....	\$100 \$135.
24	o. <u>p.</u> Section 321.62.....	\$100 \$135.
25	p. <u>q.</u> Section 321.67.....	\$100 \$135.
26	q. <u>r.</u> Section 321.98.....	\$50 \$ 70.
27	r. <u>s.</u> Section 321.99.....	\$200 \$260.
28	s. <u>t.</u> Section 321.104.....	\$100 \$135.
29	t. <u>u.</u> Section 321.115.....	\$30 \$ 45.
30	u. <u>v.</u> Section 321.115A.....	\$30 \$ 45.

31 3. *Equipment violations.* For equipment violations under the
 32 following sections, the scheduled fine is as follows:

33	a. Section 321.234A	\$50	\$ 70.
34	b. Section 321.247	\$100	\$135.
35	c. Section 321.317	\$20	\$ 30.

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1	d. Section 321.381	\$100	\$135.
2	e. Section 321.381A	\$100	\$135.
3	f. Section 321.382	\$25	\$ 35.
4	g. Section 321.383, subsection 4.	\$30	\$ 45.
5	h. Section 321.384	\$30	\$ 45.
6	i. Section 321.385	\$30	\$ 45.
7	j. Section 321.386	\$30	\$ 45.
8	k. Section 321.387	\$20	\$ 30.
9	l. Section 321.388	\$20	\$ 30.
10	m. Section 321.389	\$20	\$ 30.
11	n. Section 321.390	\$20	\$ 30.
12	o. Section 321.392	\$20	\$ 30.
13	p. Section 321.393	\$20	\$ 30.
14	q. Section 321.398	\$30	\$ 45.
15	r. Section 321.402	\$30	\$ 45.
16	s. Section 321.403	\$30	\$ 45.
17	t. Section 321.404	\$30	\$ 45.
18	u. Section 321.404A	\$25	\$ 35.
19	v. Section 321.409	\$30	\$ 45.
20	w. Section 321.415	\$30	\$ 45.
21	x. Section 321.419	\$30	\$ 45.
22	y. Section 321.420	\$30	\$ 45.
23	z. Section 321.421	\$30	\$ 45.
24	aa. Section 321.422	\$20	\$ 30.
25	ab. Section 321.423	\$30	\$ 45.
26	ac. Section 321.430	\$100	\$135.
27	ad. Section 321.431	\$135.	
28	ae. <u>ae.</u> Section 321.432	\$20	\$ 30.
29	af. <u>af.</u> Section 321.433	\$30	\$ 45.
30	ag. <u>ag.</u> Section 321.436	\$20	\$ 30.
31	ah. <u>ah.</u> Section 321.438	\$50	\$ 70.
32	ai. <u>ai.</u> Section 321.439	\$20	\$ 30.
33	aj. <u>aj.</u> Section 321.440	\$20	\$ 30.
34	ak. <u>ak.</u> Section 321.441	\$20	\$ 30.
35	al. <u>al.</u> Section 321.442	\$20	\$ 30.

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1	am. <u>am.</u> Section 321.444	\$20	\$ 30.
2	4. <i>Driver's license violations.</i> For driver's license		
3	violations under the following sections, the scheduled fine is		
4	as follows:		
5	a. Section 321.174	\$200	\$260.
6	b. Section 321.174A	\$50	\$ 70.

7	c. Section 321.178, subsection 2,	
8	paragraph "a", subparagraph (2)	\$30 <u>\$ 45.</u>
9	d. Section 321.180	\$50 <u>\$ 70.</u>
10	e. Section 321.180B	\$50 <u>\$ 70.</u>
11	f. Section 321.193	\$50 <u>\$ 70.</u>
12	g. Section 321.194	\$50 <u>\$ 70.</u>
13	h. Section 321.216	\$100 <u>\$135.</u>
14	i. Section 321.216B	\$200 <u>\$260.</u>
15	j. Section 321.216C	\$200 <u>\$260.</u>
16	k. Section 321.219	\$200 <u>\$260.</u>
17	l. Section 321.220	\$200 <u>\$260.</u>
18	5. <i>Speed violations.</i>	
19	a. For excessive speed violations in excess of the limit	
20	under section 321.236, subsections 5 and 11, sections <u>section</u>	
21	321.285, <u>section 321.383, subsection 5</u> , and <u>section</u> 461A.36, the	
22	scheduled fine shall be the following:	
23	(1) Twenty thirty dollars for speed not more than five miles	
24	per hour in excess of the limit.	
25	(2) Forty fifty-five dollars for speed greater than five but	
26	not more than ten miles per hour in excess of the limit.	
27	(3) Eighty <u>One hundred five</u> dollars for speed greater than	
28	ten but not more than fifteen miles per hour in excess of the	
29	limit.	
30	(4) Ninety <u>One hundred twenty</u> dollars for speed greater	
31	than fifteen but not more than twenty miles per hour in excess	
32	of the limit.	
33	(5) One hundred <u>thirty-five</u> dollars plus five dollars for	
34	each mile per hour of excessive speed over twenty miles per	
35	hour over the limit.	

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1	b. Excessive speed by a school bus is punishable as provided	
2	in subsection 10.	
3	c. Excessive speed in conjunction with a violation of	
4	section 321.278 is not a scheduled violation, whatever the	
5	amount of excess speed.	
6	d. For a violation under section 321.295, the scheduled fine	
7	is fifty <u>seventy</u> dollars.	
8	6. <i>Operating violations.</i> For operating violations under the	
9	following sections, the scheduled fine is as follows:	
10	a. Section 321.236, subsections 3, 4, 9,	
11	and 12	\$20 <u>\$ 30.</u>
12	b. Section 321.275, subsections 1	
13	through 7	\$35 <u>\$ 50.</u>
14	c. Section 321.277A	\$35 <u>\$ 50.</u>
15	d. Section 321.288	\$100 <u>\$135.</u>
16	e. Section 321.297	\$100 <u>\$135.</u>
17	f. Section 321.299	\$100 <u>\$135.</u>
18	g. Section 321.302	\$100 <u>\$135.</u>
19	h. Section 321.303	\$100 <u>\$135.</u>
20	i. Section 321.304, subsections 1	

21	and 2.....	\$100	\$135.
22	j. Section 321.305.....	\$100	\$135.
23	k. Section 321.306.....	\$100	\$135.
24	l. Section 321.311.....	\$100	\$135.
25	m. Section 321.312.....	\$100	\$135.
26	n. Section 321.314.....	\$100	\$135.
27	o. Section 321.315.....	\$35	\$ 50.
28	p. Section 321.316.....	\$35	\$ 50.
29	q. Section 321.318.....	\$35	\$ 50.
30	r. Section 321.323.....	\$100	\$135.
31	<u>Os. Section 321.324A.....</u>	\$135.	
32	s. Section 321.340.....	\$100	\$135.
33	t. Section 321.353.....	\$100	\$135.
34	u. Section 321.354.....	\$100	\$135.
35	v. Section 321.363.....	\$35	\$ 50.

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1	w. Section 321.365.....	\$35	\$ 50.
2	x. Section 321.366.....	\$100	\$135.
3	y. Section 321.395.....	\$100	\$135.
4	7. <i>Failure to yield or obey violations.</i> For failure to yield		
5	or obey violations under the following sections, the scheduled		
6	fine is as follows:		
7	a. Section 321.257, subsection 2, for a violation by an		
8	operator of a motor vehicle.....	\$100	\$135.
9	b. Section 321.298.....	\$100	\$135.
10	c. Section 321.307.....	\$100	\$135.
11	d. Section 321.313.....	\$100	\$135.
12	e. Section 321.319.....	\$100	\$135.
13	f. Section 321.320.....	\$100	\$135.
14	g. Section 321.321.....	\$100	\$135.
15	h. Section 321.327.....	\$100	\$135.
16	i. Section 321.329.....	\$100	\$135.
17	j. Section 321.333.....	\$100	\$135.
18	8. <i>Traffic sign or signal violations.</i> For traffic sign or		
19	signal violations under the following sections, the scheduled		
20	fine is as follows:		
21	a. Section 321.236, subsections 2 and 6.....	\$35	\$ 50.
22	b. Section 321.256.....	\$100	\$135.
23	<u>c. Section 321.260, subsection 2.....</u>	\$455.	
24	e. <u>d.</u> Section 321.294.....	\$100	\$135.
25	e. <u>e.</u> Section 321.304, subsection 3.....	\$100	\$135.
26	e. <u>f.</u> Section 321.322.....	\$100	\$135.
27	9. <i>Bicycle or pedestrian violations.</i> For bicycle or		
28	pedestrian violations under the following sections, the		
29	scheduled fine for a pedestrian or bicyclist is as follows:		
30	a. Section 321.234, subsections 3 and 4.....	\$25	\$ 35.
31	b. Section 321.236, subsection 10.....	\$15	\$ 25.
32	c. Section 321.257, subsection 2.....	\$25	\$ 35.
33	d. Section 321.275, subsection 8.....	\$25	\$ 35.
34	e. Section 321.325.....	\$25	\$ 35.

35 *f.* Section 321.326.....~~\$25~~ \$ 35.

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1 *g.* Section 321.328.....~~\$25~~ \$ 35.
2 *h.* Section 321.331.....~~\$25~~ \$ 35.
3 *i.* Section 321.332.....~~\$25~~ \$ 35.
4 *j.* Section 321.397.....~~\$25~~ \$ 35.
5 *k.* Section 321.434.....~~\$25~~ \$ 35.
6 9A. *Electric personal assistive mobility device*
7 *violations.* For violations under section 321.235A, the
8 scheduled fine is ~~fifteen~~ twenty-five dollars.
9 10. *School bus violations.* For violations by an operator of
10 a school bus under sections 321.285 and 321.372, subsections 1
11 and 2, the scheduled fine is one hundred ~~thirty-five~~ thirty-five dollars.
12 However, an excessive speed violation by a school bus of
13 more than ten miles per hour in excess of the limit is not a
14 scheduled violation.
15 11. *a. Emergency vehicle and equipment-related*
16 *violations.* For violations relating to authorized emergency
17 vehicles, fire apparatus and equipment, and police bicycles
18 under the following sections, the scheduled fine is as follows:
19 (1) Section 321.231.....~~\$100~~ \$135.
20 (2) Section 321.323A, subsection 1.....~~\$100~~ \$135.
21 (3) Section 321.324.....~~\$100~~ \$135.
22 (4) Section 321.367.....~~\$100~~ \$135.
23 (5) Section 321.368.....~~\$100~~ \$135.
24 *b. Violations relating to stationary nonemergency vehicles.*
25 For violations relating to the approach of certain stationary
26 nonemergency vehicles under section 321.323A, subsections 2 and
27 3, the scheduled fine is one hundred ~~thirty-five~~ thirty-five dollars.
28 12. *Restrictions on vehicles.*
29 *a.* For violations under sections 321.309, 321.310, 321.394,
30 321.461, and 321.462, the scheduled fine is ~~thirty-five~~ fifty
31 dollars.
32 *b.* For violations under section 321.437, the scheduled fine
33 is ~~thirty-five~~ fifty dollars.
34 *c.* For height, length, width, and load violations under
35 sections 321.454, 321.455, 321.456, 321.457, and 321.458, the

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1 scheduled fine is two hundred ~~sixty~~ sixty dollars.
2 *d.* For violations under section 321.466, the scheduled fine
3 is ~~twenty~~ twenty-five dollars for each two thousand pounds or
4 fraction thereof of overweight.
5 *e.* (1) Violations of the schedule of axle and tandem axle
6 and gross or group of axle weight violations in section 321.463
7 shall be scheduled violations subject to the provisions,
8 procedures, and exceptions contained in sections 805.6 through
9 805.11, irrespective of the amount of the fine under that
10 schedule.

11 (a) Violations of the schedule of weight violations shall be
12 chargeable, where the fine charged does not exceed one thousand
13 dollars, only by uniform citation and complaint.

14 (b) Violations of the schedule of weight violations, where
15 the fine charged exceeds one thousand dollars shall, when the
16 violation is admitted and section 805.9 applies, be chargeable
17 upon uniform citation and complaint, indictment, or county
18 attorney's information, but otherwise shall be chargeable only
19 upon indictment or county attorney's information.

20 (2) In all cases of charges under the schedule of weight
21 violations, the charge shall specify the amount of fine charged
22 under the schedule. Where a defendant is convicted and the
23 fine under the foregoing schedule of weight violations exceeds
24 one thousand dollars, the conviction shall be of an indictable
25 offense although section 805.9 is employed and whether the
26 violation is charged upon uniform citation and complaint,
27 indictment, or county attorney's information.

28 f. For a violation under section 321E.16, other than the
29 provisions relating to weight, the scheduled fine is two
30 hundred ~~sixty~~ dollars.

31 13. *Motor carrier and other operator violations.*

32 a. (1) For a violation under section 321.54, the scheduled
33 fine is ~~thirty~~ forty-five dollars.

34 (2) For violations under sections 326.22 and 326.23, the
35 scheduled fine is ~~fifty~~ seventy dollars.

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1 b. For a violation under section 321.449, 321.449A, or
2 321.449B, the scheduled fine is ~~fifty~~ seventy dollars.

3 c. For violations under sections 321.364, 321.450, 321.460,
4 and 452A.52, the scheduled fine is two hundred sixty dollars.

5 d. For violations of section 325A.3, subsection 6, or
6 section 325A.8, the scheduled fine is one hundred thirty-five
7 dollars.

8 e. For violations of chapter 325A, other than a violation of
9 section 325A.3, subsection 6, or section 325A.8, the scheduled
10 fine is ~~two~~ three hundred ~~fifty~~ twenty-five dollars.

11 f. For violations of section 327B.1, subsection 1 or 3, the
12 scheduled fine is ~~two~~ three hundred ~~fifty~~ twenty-five dollars.

13 14. *Miscellaneous violations.*

14 a. *Failure to obey a peace officer.* For a violation under
15 section 321.229, the scheduled fine is one hundred thirty-five
16 dollars.

17 b. *Abandoning a motor vehicle.* For a violation under
18 section 321.91, the scheduled fine is two hundred sixty
19 dollars.

20 c. *Seat belt or restraint violations.*

21 (1) For a violation under section 321.445, the scheduled
22 fine is ~~fifty~~ seventy dollars.

23 (2) For a violation under section 321.446, the scheduled
24 fine is one hundred thirty-five dollars.

25 *d. Litter and debris violations.* For violations under
26 sections 321.369 and 321.370, the scheduled fine is ~~seventy~~
27 ninety dollars.
28 *e. Open container violations.* For violations under sections
29 321.284 and 321.284A, the scheduled fine is two hundred sixty
30 dollars.
31 *f. Proof of financial responsibility.* If, in connection
32 with a motor vehicle accident, a person is charged and found
33 guilty of a violation of section 321.20B, subsection 1,
34 the scheduled fine is ~~five six~~ hundred forty-five dollars;
35 otherwise, the scheduled fine for a violation of section

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1 321.20B, subsection 1, is ~~two three~~ hundred fifty twenty-five
2 dollars. Notwithstanding section 805.12, fines collected
3 pursuant to this paragraph shall be submitted to the state
4 court administrator and distributed fifty percent to the victim
5 compensation fund established in section 915.94, twenty-five
6 percent to the county in which such fine is imposed, and
7 twenty-five percent to the general fund of the state.
8 *g. Speed detection jamming devices.* For a violation under
9 section 321.232, the scheduled fine is one hundred thirty-five
10 dollars.
11 *h. Railroad crossing violations.* For violations under
12 sections 321.341, 321.342, 321.343, and 321.344, and 321.344B,
13 the scheduled fine is two hundred sixty dollars.
14 *i. Road work zone violations.* The scheduled fine for any
15 moving traffic violation under chapter 321, as provided in
16 this section, shall be doubled if the violation occurs within
17 any road work zone, as defined in section 321.1. However,
18 notwithstanding subsection 5, the scheduled fine for violating
19 the speed limit in a road work zone is as follows:
20 (1) One hundred ~~fifty~~ ninety-five dollars for speed not more
21 than ten miles per hour over the posted speed limit.
22 (2) Three hundred ninety dollars for speed greater than ten
23 but not more than twenty miles per hour over the posted speed
24 limit.
25 (3) ~~Five Six~~ hundred forty-five dollars for speed greater
26 than twenty but not more than twenty-five miles per hour over
27 the posted speed limit.
28 (4) One thousand two hundred eighty-five dollars for speed
29 greater than twenty-five miles per hour over the posted speed
30 limit.
31 *j. Vehicle component parts records violations.* For
32 violations under section 321.95, the scheduled fine is ~~fifty~~
33 seventy dollars.
34 *k. Actions against a person on a bicycle.* For violations
35 under section 321.281, the scheduled fine is ~~two three~~ hundred

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1 ~~fifty twenty-five~~ dollars.

2 *l. Writing, sending, or viewing an electronic message while*
3 *driving violations.* For violations under section 321.276, the
4 scheduled fine is ~~thirty forty-five~~ dollars.

5 *m. Leaving scene of traffic accident.* For violations under
6 section 321.262, the scheduled fine is one hundred thirty-five
7 dollars.

8 *n. Striking unattended vehicle.* For violations under
9 section 321.264, the scheduled fine is one hundred thirty-five
10 dollars.

11 *o. Striking fixtures upon highway.* For violations under
12 section 321.265, the scheduled fine is one hundred thirty-five
13 dollars.

14 *p. Clearing up wrecks.* For violations under section
15 321.371, the scheduled fine is thirty-five dollars.

16 Sec. 43. Section 805.8B, Code 2020, is amended to read as
17 follows:

18 **805.8B Navigation, recreation, hunting, and fishing scheduled**
19 **violations.**

20 1. *Navigation violations.*

21 *a.* For violations of registration, inspections,
22 identification, and record provisions under sections 462A.5,
23 462A.35, and 462A.37, and for unused or improper or defective
24 lights and warning devices under section 462A.9, subsections 3,
25 4, 5, 9, and 10, the scheduled fine is ~~ten twenty~~ dollars.

26 *b.* For violations of registration, identification, and
27 record provisions under sections 462A.4 and 462A.10, and for
28 unused or improper or defective equipment under section 462A.9,
29 subsections 2, 6, 7, 8, 13, and 14, and section 462A.11, and
30 for operation violations under sections 462A.26, 462A.31, and
31 462A.33, the scheduled fine is ~~twenty thirty~~ dollars.

32 *c.* For operating violations under sections 462A.12, 462A.15,
33 subsection 1, sections 462A.24, and 462A.34, the scheduled fine
34 is ~~twenty-five thirty-five~~ dollars. However, a violation of
35 section 462A.12, subsection 2, is not a scheduled violation.

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1 *d.* For violations of use, location, and storage of vessels,
2 devices, and structures under sections 462A.27, 462A.28, and
3 462A.32, the scheduled fine is ~~fifteen twenty-five~~ dollars.

4 *e.* For violations of all subdivision ordinances under
5 section 462A.17, subsection 2, except those relating to
6 matters subject to regulation by authority of section 462A.31,
7 subsection 5, the scheduled fine is the same as prescribed for
8 similar violations of state law. For violations of subdivision
9 ordinances for which there is no comparable state law, the
10 scheduled fine is ~~ten twenty~~ dollars.

11 2. *Snowmobile violations.*

12 *a.* For registration or user permit violations under section

13 321G.3, subsection 1, or section 321G.4B, the scheduled fine is
14 ~~forty~~ sixty-five dollars.
15 b. (1) For operating violations under section 321G.9, the
16 scheduled fine is ~~forty~~ seventy dollars.
17 (2) For operating violations under sections 321G.11 and
18 321G.13, subsection 1, paragraph "d", the scheduled fine is
19 ~~twenty~~ thirty dollars.
20 (3) For operating violations under section 321G.13,
21 subsection 1, paragraphs "a", "b", "e", "f", "g", "h", and "i",
22 and section 321G.13, subsections 2 and 3, the scheduled fine is
23 one hundred thirty-five dollars.
24 c. For improper or defective equipment under section
25 321G.12, the scheduled fine is ~~twenty~~ thirty dollars.
26 d. For violations of section 321G.19, the scheduled fine is
27 ~~twenty~~ thirty dollars.
28 e. For decal violations under section 321G.5, the scheduled
29 fine is ~~twenty~~ thirty dollars.
30 f. For stop signal violations under section 321G.17, the
31 scheduled fine is one hundred thirty-five dollars.
32 g. For violations of section 321G.20 and for education
33 certificate violations under section 321G.24, subsection 1, the
34 scheduled fine is ~~forty~~ seventy dollars.
35 h. For violations of section 321G.21, the scheduled fine is

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1 one hundred thirty-five dollars.
2 2A. *All-terrain vehicle violations.*
3 a. For registration or user permit violations under section
4 321I.3, subsection 1, the scheduled fine is ~~forty~~ seventy
5 dollars.
6 b. (1) For operating violations under sections 321I.12 and
7 321I.14, subsection 1, paragraph "d", the scheduled fine is
8 ~~twenty~~ thirty dollars.
9 (2) For operating violations under section 321I.10,
10 subsections 1 and 4, the scheduled fine is ~~forty~~ seventy
11 dollars.
12 (3) For operating violations under section 321I.14,
13 subsection 1, paragraphs "a", "e", "f", "g", and "h", and
14 section 321I.14, subsections 2, 3, 4, and 5, the scheduled fine
15 is one hundred thirty-five dollars.
16 c. For improper or defective equipment under section
17 321I.13, the scheduled fine is ~~twenty~~ thirty dollars.
18 d. For violations of section 321I.20, the scheduled fine is
19 ~~twenty~~ thirty dollars.
20 e. For decal violations under section 321I.6, the scheduled
21 fine is ~~twenty~~ thirty dollars.
22 f. For stop signal violations under section 321I.18, the
23 scheduled fine is one hundred thirty-five dollars.
24 g. For violations of section 321I.21 and for education
25 certificate violations under section 321I.26, subsection 1, the
26 scheduled fine is ~~forty~~ seventy dollars.

- 27 *h.* For violations of section 321I.22, the scheduled fine is
28 one hundred ~~thirty-five~~ dollars.
29 3. *Hunting and fishing violations.*
30 *a.* For violations of section 484A.2, the scheduled fine is
31 ~~ten twenty~~ dollars.
32 *b.* For violations of sections 481A.54, 481A.69, 481A.71,
33 481A.72, 482.6, 483A.3, 483A.6, 483A.8A, 483A.19, 483A.27, and
34 483A.27A, the scheduled fine is ~~twenty thirty~~ dollars.
35 *c.* For violations of sections 481A.6, 481A.21, 481A.22,

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- 1 481A.26, 481A.50, 481A.56, 481A.60 through 481A.62, 481A.83,
2 481A.84, 481A.92, 481A.123, 481A.145, subsection 3, sections
3 483A.6A, 483A.7, 483A.8, 483A.23, 483A.24, and 483A.28, the
4 scheduled fine is ~~twenty five~~ thirty-five dollars.
5 *d.* For violations of sections 481A.7, 481A.24, 481A.47,
6 481A.52, 481A.53, 481A.55, 481A.58, 481A.76, 481A.90, 481A.91,
7 481A.97, 481A.122, 481A.126, 481A.142, 481A.145, subsection
8 2, sections 482.5, 482.7, 482.8, 482.10, and 483A.37, the
9 scheduled fine is ~~fifty~~ seventy dollars.
10 *e.* For violations of sections 481A.57, 481A.85, 481A.93,
11 481A.95, 481A.120, 481A.137, 481B.5, 482.3, 482.9, 482.15, and
12 483A.42, the scheduled fine is one hundred ~~thirty-five~~ dollars.
13 *f.* For violations of section 481A.38 relating to the taking,
14 pursuing, killing, trapping or ensnaring, buying, selling,
15 possessing, or transporting any game, protected nongame
16 animals, fur-bearing animals, or fur or skin of the animals,
17 mussels, frogs, or fish or part of them, the scheduled fines
18 are as follows:
19 (1) For deer or turkey, the scheduled fine is one hundred
20 ~~thirty-five~~ dollars.
21 (2) For protected nongame, the scheduled fine is one hundred
22 ~~thirty-five~~ dollars.
23 (3) For mussels, frogs, spawn, or fish, the scheduled fine
24 is ~~twenty five~~ thirty-five dollars.
25 (4) For other game, the scheduled fine is ~~fifty~~ seventy
26 dollars.
27 (5) For fur-bearing animals, the scheduled fine is
28 ~~seventy five~~ one hundred dollars.
29 *g.* For violations of section 481A.38 relating to an attempt
30 to take, pursue, kill, trap, buy, sell, possess, or transport
31 any game, protected nongame animals, fur-bearing animals, or
32 fur or skin of the animals, mussels, frogs, or fish or part of
33 them, the scheduled fines are as follows:
34 (1) For game or fur-bearing animals, the scheduled fine is
35 ~~fifty~~ seventy dollars.

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- 1 (2) For protected nongame, the scheduled fine is ~~fifty~~
2 seventy dollars.

- 3 (3) For mussels, frogs, spawn, or fish, the scheduled fine
4 is ~~ten~~ twenty dollars.
- 5 h. For violations of section 481A.48 relating to
6 restrictions on game birds and animals, the scheduled fines are
7 as follows:
- 8 (1) For out-of-season, the scheduled fine is one hundred
9 thirty-five dollars.
- 10 (2) For over limit, the scheduled fine is one hundred
11 thirty-five dollars.
- 12 (3) For attempt to take, the scheduled fine is ~~fifty~~ seventy
13 dollars.
- 14 (4) For general waterfowl restrictions, the scheduled fine
15 is ~~fifty~~ seventy dollars.
- 16 (a) For no federal stamp, the scheduled fine is ~~fifty~~
17 seventy dollars.
- 18 (b) For unplugged shotgun, the scheduled fine is ~~ten~~ twenty
19 dollars.
- 20 (c) For possession of other than steel shot, the scheduled
21 fine is ~~twenty-five~~ thirty-five dollars.
- 22 (d) For early or late shooting, the scheduled fine is
23 ~~twenty-five~~ thirty-five dollars.
- 24 (5) For possession of a prohibited pistol or revolver while
25 hunting deer, the scheduled fine is one hundred thirty-five
26 dollars.
- 27 (6) For possession of a prohibited rifle while hunting
28 deer, the scheduled fine is ~~two~~ three hundred ~~fifty~~ twenty-five
29 dollars.
- 30 i. For violations of section 481A.67 relating to general
31 violations of fishing laws, the scheduled fine is ~~twenty-five~~
32 thirty-five dollars.
- 33 (1) For over limit catch, the scheduled fine is ~~thirty~~
34 forty-five dollars.
- 35 (2) For under minimum length or weight, the scheduled fine

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- 1 is ~~twenty~~ thirty dollars.
- 2 (3) For out-of-season fishing, the scheduled fine is ~~fifty~~
3 seventy dollars.
- 4 j. For violations of section 481A.73 relating to trotlines
5 and throwlines:
- 6 (1) For trotline or throwline violations in legal waters,
7 the scheduled fine is ~~twenty-five~~ thirty-five dollars.
- 8 (2) For trotline or throwline violations in illegal waters,
9 the scheduled fine is ~~fifty~~ seventy dollars.
- 10 k. For violations of section 481A.144, subsection 4, or
11 section 481A.145, subsections 4, 5, and 6, relating to minnows:
- 12 (1) For general minnow violations, the scheduled fine is
13 ~~twenty-five~~ thirty-five dollars.
- 14 (2) For commercial purposes, the scheduled fine is ~~fifty~~
15 seventy dollars.
- 16 l. For violations of section 481A.87 relating to the taking

17 or possessing of fur-bearing animals out of season:

18 (1) For red fox, gray fox, or mink, the scheduled fine is
19 one hundred ~~thirty-five~~ dollars.

20 (2) For all other furbearers, the scheduled fine is ~~fifty~~
21 ~~seventy~~ dollars.

22 m. For violations of section 482.4 relating to gear tags:

23 (1) For commercial license violations, the scheduled fine
24 is one hundred ~~thirty-five~~ dollars.

25 (2) For no gear tags, the scheduled fine is ~~twenty-five~~
26 ~~thirty-five~~ dollars.

27 n. For violations of section 482.11, the scheduled fine is
28 one hundred ~~thirty-five~~ dollars.

29 o. For violations of rules adopted pursuant to section
30 483A.1 relating to licenses and permits, the scheduled fines
31 are as follows:

32 (1) For a license or permit costing ten dollars or less, the
33 scheduled fine is ~~twenty~~ ~~thirty~~ dollars.

34 (2) For a license or permit costing more than ten dollars
35 but not more than twenty dollars, the scheduled fine is ~~thirty~~

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1 ~~forty-five~~ dollars.

2 (3) For a license or permit costing more than twenty dollars
3 but not more than forty dollars, the scheduled fine is ~~fifty~~
4 ~~seventy~~ dollars.

5 (4) For a license or permit costing more than forty dollars
6 but not more than fifty dollars, the scheduled fine is ~~seventy~~
7 ~~ninety-five~~ dollars.

8 (5) For a license or permit costing more than fifty dollars
9 but less than one hundred dollars, the scheduled fine is one
10 hundred ~~thirty-five~~ dollars.

11 (6) For a license or permit costing one hundred dollars or
12 more, the scheduled fine is two times the cost of the original
13 license or permit.

14 p. For violations of section 483A.26 relating to false
15 claims for licenses:

16 (1) For making a false claim for a license by a resident,
17 the scheduled fine is ~~fifty~~ ~~seventy~~ dollars.

18 (2) For making a false claim for a license by a nonresident,
19 the scheduled fine is one hundred ~~thirty-five~~ dollars.

20 q. For violations of section 483A.36 relating to the
21 conveyance of guns:

22 (1) For conveying an assembled, unloaded gun, the scheduled
23 fine is ~~twenty-five~~ ~~thirty-five~~ dollars.

24 (2) For conveying a loaded gun, the scheduled fine is ~~fifty~~
25 ~~seventy~~ dollars.

26 4. *Ginseng violations.* For a violation of section 456A.24,
27 subsection 11, the scheduled fine is one hundred ~~thirty-five~~
28 dollars.

29 5. *Aquatic invasive species violations.* For violations
30 of section 456A.37, subsection 3, the scheduled fine is as

31 follows:

32 a. For violations of section 456A.37, subsection 3,
33 paragraph “a”, the scheduled fine is ~~five~~ six hundred ~~forty-five~~
34 dollars.

35 b. For violations of section 456A.37, subsection 3,

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1 paragraph “b”, the scheduled fine is ~~seventy-five~~ one hundred
2 dollars.

3 c. For repeat violations of section 456A.37, subsection 3,
4 paragraph “a” or “b”, within the same twelve-month period, the
5 scheduled fine shall include an additional fine of ~~five~~ six
6 hundred ~~forty-five~~ dollars for each violation.

7 6. *Misuse of parks and preserves.*

8 a. For violations under sections 461A.39, 461A.45, and
9 461A.50, the scheduled fine is ~~ten~~ twenty dollars.

10 b. For violations under sections 461A.40, 461A.46, and
11 461A.49, the scheduled fine is ~~fifteen~~ twenty-five dollars.

12 c. For violations of sections 461A.35, 461A.42, and 461A.44,
13 the scheduled fine is ~~fifty~~ seventy dollars.

14 d. For violations of section 461A.48, the scheduled fine is
15 ~~twenty-five~~ thirty-five dollars.

16 e. For violations under section 461A.43, the scheduled fine
17 is ~~thirty~~ forty-five dollars.

18 Sec. 44. Section 805.8C, Code 2020, is amended to read as
19 follows:

20 **805.8C Miscellaneous scheduled violations.**

21 1. *Energy emergency violations.* For violations of an
22 executive order issued by the governor under the provisions of
23 section 473.8, the scheduled fine is ~~fifty~~ seventy dollars.

24 2. *Alcoholic beverage violations.* For violations of section
25 123.49, subsection 2, paragraph “h”, the scheduled fine for
26 a licensee or permittee is one thousand ~~five~~ nine hundred
27 ~~twenty-five~~ dollars, and the scheduled fine for a person who
28 is employed by a licensee or permittee is ~~five~~ six hundred
29 ~~forty-five~~ dollars.

30 3. *Violations related to smoking, tobacco, tobacco products,*
31 *alternative nicotine products, vapor products, and cigarettes.*

32 a. For violations described in section 142D.9, subsection 1,
33 the scheduled fine is fifty dollars, and is a civil penalty,
34 and the ~~criminal penalty~~ crime services surcharge under section
35 911.1 shall not be added to the penalty, and the court costs

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1 pursuant to section 805.9, subsection 6, shall not be imposed.
2 If the civil penalty assessed for a violation described in
3 section 142D.9, subsection 1, is not paid in a timely manner,
4 a citation shall be issued for the violation in the manner
5 provided in section 804.1. However, a person under age
6 eighteen shall not be detained in a secure facility for failure

7 to pay the civil penalty. The complainant shall not be charged
8 a filing fee.

9 b. For violations of section 453A.2, subsection 1, by an
10 employee of a retailer, the scheduled fine is as follows:

11 (1) If the violation is a first offense, the scheduled fine
12 is one hundred thirty-five dollars.

13 (2) If the violation is a second offense, the scheduled fine
14 is ~~two~~ three hundred ~~fifty~~ twenty-five dollars.

15 (3) If the violation is a third or subsequent offense, the
16 scheduled fine is ~~five~~ six hundred forty-five dollars.

17 c. For violations of section 453A.2, subsection 2, the
18 scheduled fine is as follows and is a civil penalty, and the
19 ~~criminal penalty crime services~~ surcharge under section 911.1
20 shall not be added to the penalty, and the court costs pursuant
21 to section 805.9, subsection 6, shall not be imposed:

22 (1) If the violation is a first offense, the scheduled fine
23 is ~~fifty~~ seventy dollars.

24 (2) If the violation is a second offense, the scheduled fine
25 is one hundred thirty-five dollars.

26 (3) If the violation is a third or subsequent offense, the
27 scheduled fine is ~~two~~ three hundred ~~fifty~~ twenty-five dollars.

28 4. *Electrical or mechanical amusement device violations.*

29 a. For violations of legal age for operating an electrical
30 or mechanical amusement device required to be registered
31 as provided in section 99B.53, pursuant to section 99B.57,
32 subsection 1, the scheduled fine is ~~two~~ three hundred ~~fifty~~
33 twenty-five dollars. Failure to pay the fine by a person
34 under the age of eighteen shall not result in the person being
35 detained in a secure facility.

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1 b. For first offense violations concerning electrical or
2 mechanical amusement devices as provided in section 99B.54,
3 subsection 2, the scheduled fine is ~~two~~ three hundred ~~fifty~~
4 twenty-five dollars.

5 5. *Gambling violations.*

6 a. For violations of legal age for gambling wagering under
7 section 99D.11, subsection 7, section 99F.9, subsection 5,
8 and section 725.19, subsection 1, the scheduled fine is ~~five~~
9 six hundred forty-five dollars. Failure to pay the fine by a
10 person under the age of eighteen shall not result in the person
11 being detained in a secure facility.

12 b. For legal age violations for entering or attempting
13 to enter a facility under section 99F.9, subsection 6, the
14 scheduled fine is ~~five~~ six hundred forty-five dollars. Failure
15 to pay the fine by a person under the age of eighteen shall not
16 result in the person being detained in a secure facility.

17 6. *Pseudoephedrine sales violations.* For violations of
18 section 126.23A, subsection 1, by an employee of a retailer, or
19 for violations of section 126.23A, subsection 2, paragraph "a",
20 by a purchaser, the scheduled fine is as follows:

- 21 a. If the violation is a first offense, the scheduled fine
22 is two hundred sixty dollars.
- 23 b. If the violation is a second offense, the scheduled fine
24 is ~~two~~ three hundred ~~fifty~~ twenty-five dollars.
- 25 c. If the violation is a third or subsequent offense, the
26 scheduled fine is ~~five~~ six hundred ~~forty-five~~ dollars.
- 27 7. *Alcoholic beverage violations by persons eighteen,*
28 *nineteen, or twenty years of age.* For first offense violations
29 of section 123.47, subsection 4, the scheduled fine is two
30 hundred sixty dollars.
- 31 8. *Unlicensed premises owner — under eighteen years of age*
32 *consumption or possession.* For first offense violations of
33 section 123.47, subsection 2, the scheduled fine is two hundred
34 sixty dollars.
- 35 9. *Notification violations.* For violations of section

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- 1 229.22, subsection 6, the scheduled fine is one thousand
2 dollars for a first violation and two thousand dollars for a
3 second or subsequent violation. The scheduled fine under this
4 subsection is a civil penalty, and the ~~criminal penalty crime~~
5 services surcharge under section 911.1 shall not be added to
6 the penalty.
- 7 10. *Scrap metal transaction violations.* For violations
8 of section 714.27, the scheduled fine is one hundred dollars
9 for a first violation, five hundred dollars for a second
10 violation within two years, and one thousand dollars for a
11 third or subsequent violation within two years. The scheduled
12 fine under this subsection is a civil penalty which shall
13 be deposited into the general fund of the county or city if
14 imposed by a designated officer or employee of a county or
15 city, or deposited in the general fund of the state if imposed
16 by a state agency, and the ~~criminal penalty crime services~~
17 surcharge under section 911.1 shall not be added to the
18 penalty.
- 19 11. *Trespassing violations.* For trespasses punishable under
20 section 716.8, subsection 1 or 5, the scheduled fine is two
21 hundred sixty dollars for a first violation, ~~five~~ six hundred
22 forty-five dollars for a second violation, and one thousand
23 two hundred eighty-five dollars for a third or subsequent
24 violation.
- 25 12. *Internet fantasy sports contest violations.* For
26 violations of legal age for entering an internet fantasy sports
27 contest under section 99E.7, the scheduled fine is five hundred
28 dollars. Failure to pay the fine by a person under the age
29 of eighteen shall not result in the person being detained in
30 a secure facility.

DIVISION V

MISDEMEANOR AND FELONY FINES

- 31 Sec. 45. Section 902.9, subsection 1, paragraphs d and e,
32 Code 2020, are amended to read as follows:

35 d. A class “C” felon, not an habitual offender, shall be

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1 confined for no more than ten years, and in addition shall be
2 sentenced to a fine of at least one thousand three hundred
3 seventy dollars but not more than ~~ten~~ thirteen thousand six
4 hundred sixty dollars.

5 e. A class “D” felon, not an habitual offender, shall be
6 confined for no more than five years, and in addition shall
7 be sentenced to a fine of at least ~~seven hundred fifty one~~
8 thousand twenty-five dollars but not more than ~~seven ten~~
9 thousand five two hundred forty-five dollars.

10 Sec. 46. Section 903.1, subsections 1 and 2, Code 2020, are
11 amended to read as follows:

12 1. If a person eighteen years of age or older is convicted
13 of a simple or serious misdemeanor and a specific penalty is
14 not provided for or if a person under eighteen years of age
15 has been waived to adult court pursuant to section 232.45 on
16 a felony charge and is subsequently convicted of a simple,
17 serious, or aggravated misdemeanor, the court shall determine
18 the sentence, and shall fix the period of confinement or the
19 amount of fine, which fine shall not be suspended by the court,
20 within the following limits:

21 a. For a simple misdemeanor, there shall be a fine of at
22 least ~~sixty five one hundred five~~ sixty five one hundred five dollars but not to exceed ~~six~~
23 eight hundred twenty-five fifty-five dollars. The court may
24 order imprisonment not to exceed thirty days in lieu of a fine
25 or in addition to a fine.

26 b. For a serious misdemeanor, there shall be a fine of at
27 least ~~three four hundred fifteen thirty~~ three four hundred fifteen thirty dollars but not to
28 exceed ~~one two~~ thousand eight five hundred ~~seventy five~~ sixty
29 dollars. In addition, the court may also order imprisonment
30 not to exceed one year.

31 2. When a person is convicted of an aggravated misdemeanor,
32 and a specific penalty is not provided for, the maximum penalty
33 shall be imprisonment not to exceed two years. There shall be
34 a fine of at least ~~six eight hundred twenty-five~~ fifty-five
35 dollars but not to exceed ~~six eight~~ thousand two five hundred

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1 ~~fifty forty~~ dollars. When a judgment of conviction of an
2 aggravated misdemeanor is entered against any person and the
3 court imposes a sentence of confinement for a period of more
4 than one year the term shall be an indeterminate term.

5 DIVISION VI

6 CRIMINALISTICS LABORATORY FUND

7 Sec. 47. Section 691.9, Code 2020, is amended to read as
8 follows:

9 **691.9 Criminalistics laboratory fund.**

10 A criminalistics laboratory fund is created as a separate

11 fund in the state treasury under the control of the department
12 of public safety. The fund shall consist of appropriations
13 made to the fund and transfers of interest, moneys collected
14 from the crime services surcharge established in section 911.1,
15 and earnings. All moneys in the fund are appropriated to
16 the department of public safety for use by the department in
17 criminalistics laboratory equipment and supply purchasing,
18 maintenance, depreciation, ~~and training,~~ and payments of the
19 fees charged by the department of administrative services for
20 the criminalistics laboratory facility in Ankeny. Any balance
21 in the fund on June 30 of any fiscal year shall not revert to
22 any other fund of the state but shall remain available for the
23 purposes described in this section.

24 DIVISION VII

25 DRUG ABUSE RESISTANCE EDUCATION FUND

26 Sec. 48. NEW SECTION. **80E.4 Drug abuse resistance education**
27 **fund.**

28 A drug abuse resistance education fund is created as a
29 separate fund in the state treasury under the control of the
30 governor's office of drug control policy for use by the drug
31 abuse resistance education program and other programs with a
32 similar purpose. The fund shall consist of appropriations made
33 to the fund and transfers of interest, moneys collected from
34 the crime services surcharge established in section 911.1,
35 and earnings. All moneys in the fund are appropriated to the

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1 governor's office of drug control policy. Notwithstanding
2 section 8.33, any balance in the fund on June 30 of any fiscal
3 year shall not revert to any other fund of the state but shall
4 remain available for the purposes described in this section.

5 DIVISION VIII

6 EMERGENCY MEDICAL SERVICES FUND

7 Sec. 49. Section 135.25, Code 2020, is amended to read as
8 follows:

9 **135.25 Emergency medical services fund.**

10 An emergency medical services fund is created in the state
11 treasury under the control of the department. The fund
12 includes, but is not limited to, amounts appropriated by the
13 general assembly, amounts transferred pursuant to section
14 602.8108, subsection 4, and other moneys available from
15 federal or private sources which are to be used for purposes
16 of this section. Funds remaining in the fund at the end of
17 each fiscal year shall not revert to the general fund of the
18 state but shall remain in the emergency medical services fund,
19 notwithstanding section 8.33. The fund is established to
20 assist counties by matching, on a dollar-for-dollar basis,
21 moneys spent by a county for the acquisition of equipment for
22 the provision of emergency medical services and by providing
23 grants to counties for education and training in the delivery
24 of emergency medical services, as provided in this section and

25 section 422D.6. A county seeking matching funds under this
26 section shall apply to the emergency medical services division
27 of the department. The department shall adopt rules concerning
28 the application and awarding process for the matching funds and
29 the criteria for the allocation of moneys in the fund if the
30 moneys are insufficient to meet the emergency medical services
31 needs of the counties. Moneys allocated by the department to a
32 county for emergency medical services purposes may be used for
33 equipment or training and education as determined by the board
34 of supervisors pursuant to section 422D.6.

35 DIVISION IX

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1 FUNDING FOR JUVENILE DETENTION HOME FUND

2 Sec. 50. Section 232.142, subsection 6, Code 2020, is
3 amended to read as follows:

4 6. A juvenile detention home fund is created in the state
5 treasury under the authority of the department. The fund shall
6 consist of moneys deposited in the fund pursuant to ~~sections~~
7 ~~221.218A and 321A.32A~~ section 602.8108. The moneys in the fund
8 shall be used for the costs of the establishment, improvement,
9 operation, and maintenance of county or multicounty juvenile
10 detention homes in accordance with annual appropriations made
11 by the general assembly from the fund for these purposes.

12 Sec. 51. Section 321.210B, subsection 7, Code 2020, is
13 amended to read as follows:

14 7. a. A civil penalty assessed pursuant to section
15 ~~221.218A, 321A.32A, or 321J.17~~ shall be added to the amount
16 owing under the installment agreement.

17 ~~b. The clerk of the district court shall transmit to the~~
18 ~~department, from the first moneys collected, an amount equal to~~
19 ~~the amount of any civil penalty assessed pursuant to section~~
20 ~~221.218A or 321A.32A and added to the installment agreement.~~
21 ~~The department shall transmit the money received from the~~
22 ~~clerk of the district court pursuant to this paragraph to the~~
23 ~~treasurer of state for deposit in the juvenile detention home~~
24 ~~fund created in section 232.142.~~

25 ~~c. b.~~ The clerk of the district court shall transmit to the
26 department, from the first moneys collected, an amount equal to
27 the amount of any civil penalty assessed pursuant to section
28 321J.17 and added to the installment agreement. The department
29 shall transmit the money received from the clerk of the
30 district court pursuant to this paragraph to the treasurer of
31 state who shall deposit one-half of the money in the separate
32 fund established in section 915.94 and one-half of the money in
33 the general fund of the state.

34 Sec. 52. Section 321M.9, subsection 1, Code 2020, is amended
35 to read as follows:

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1 1. *Fees to counties.* Notwithstanding any other provision
2 in the Code to the contrary, the county treasurer of a county
3 authorized to issue driver's licenses under this chapter shall
4 retain for deposit in the county general fund seven dollars of
5 fees received for each issuance or renewal of driver's licenses
6 and nonoperator's identification cards, but shall not retain
7 any moneys for the issuance of any persons with disabilities
8 identification devices. The five dollar processing fee charged
9 by a county treasurer for collection of a civil penalty under
10 section ~~321.218A, 321A.32A, or~~ 321J.17 shall be retained for
11 deposit in the county general fund. The county treasurer
12 shall remit the balance of fees and all civil penalties to the
13 department.

14 Sec. 53. Section 331.557A, subsection 4, Code 2020, is
15 amended to read as follows:

16 4. Accept payment of the civil penalties penalty assessed
17 pursuant to ~~sections 321.218A, 321A.32A, and section~~ 321J.17
18 and remit the penalties penalty to the state department of
19 transportation.

20 Sec. 54. REPEAL. Sections 321.218A and 321A.32A, Code 2020,
21 are repealed.

22 DIVISION X

23 NONRESIDENT STATE PARK USER FEE PILOT PROGRAM

24 Sec. 55. Section 455A.14A, subsection 1, paragraph a, Code
25 2020, is amended to read as follows:

26 a. The department shall charge an entrance fee of five
27 dollars per vehicle ~~for a~~ if the vehicle is operated by a
28 nonresident of the state, which the nonresident operator shall
29 pay.

30 Sec. 56. Section 455A.14B, subsection 1, paragraph a, Code
31 2020, is amended to read as follows:

32 a. The department shall charge an entrance fee of five
33 dollars per vehicle ~~for a~~ if the vehicle is operated by a
34 nonresident of the state, which the nonresident operator shall
35 pay.

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1 Sec. 57. Section 805.8C, Code 2020, is amended by adding the
2 following new subsection:

3 NEW SUBSECTION. 13. *State park user fee violations.* For
4 failure to pay the entrance fee by a nonresident operator of a
5 vehicle under section 455A.14A, subsection 1, paragraph "a",
6 or under section 455A.14B, subsection 1, paragraph "a", the
7 scheduled fine is fifteen dollars.

8 DIVISION XI

9 IOWA EMERGENCY FOOD PURCHASE PROGRAM FUND

10 Sec. 58. NEW SECTION. 190B.201 **Iowa emergency food purchase**
11 **program fund.**

12 1. An Iowa emergency food purchase program fund is

13 established in the state treasury and shall be administered
14 by the department of agriculture and land stewardship. The
15 fund shall consist of moneys appropriated to the fund pursuant
16 to section 602.8108, subsection 13, and any other moneys
17 appropriated to the fund.

18 2. The purpose of the fund is to relieve situations of
19 emergency experienced by families or individuals who reside in
20 this state, including low-income families and individuals and
21 unemployed families and individuals, by distributing food to
22 those persons, and the department may contract with an Iowa
23 food bank association to manage the program.

24 3. The Iowa food bank association managing the program
25 shall distribute food under the program to emergency feeding
26 organizations in this state. The Iowa food bank association
27 shall report to the department as required by the department.

28 4. *"Iowa food bank association"* means a private nonprofit
29 entity that meets all of the following requirements:

30 a. The association is organized under chapter 504.

31 b. The association qualifies under section 501(c)(3) of the
32 Internal Revenue Code as an organization exempt from federal
33 income tax under section 501(a) of the Internal Revenue Code.

34 c. The association's members include food banks, or
35 affiliations of food banks, that together serve all counties

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1 in this state.

2 d. The association's principal office is located in this
3 state.

4 5. Notwithstanding section 8.33, moneys in the fund
5 that remain unencumbered or unobligated at the close of
6 the fiscal year shall not revert but shall remain available
7 for expenditure for the purposes designated until two years
8 following the last day of the fiscal year in which the funds
9 were originally appropriated.

10 DIVISION XII

11 CIVIL CLAIMS FOR REIMBURSEMENT

12 Sec. 59. Section 331.659, subsection 1, paragraph a,
13 unnumbered paragraph 1, Code 2020, is amended to read as
14 follows:

15 A Except for a civil claim for reimbursement under section
16 356.7, a sheriff or a deputy sheriff shall not:

17 Sec. 60. Section 356.7, subsection 2, paragraph i, Code
18 2020, is amended by striking the paragraph.

19 Sec. 61. Section 356.7, subsection 4, Code 2020, is amended
20 by striking the subsection and inserting in lieu thereof the
21 following:

22 4. A claim for reimbursement shall be filed in a separate
23 civil action rather than as a claim in the underlying criminal
24 case.

25 Sec. 62. Section 602.8102, Code 2020, is amended by adding
26 the following new subsection:

27 NEW SUBSECTION. 105C. Apply payments made to a civil claim
28 for reimbursement judgment under section 356.7 to court debt,
29 as defined in section 602.8107, in the priority order set out
30 in section 602.8107, subsection 2, if the debtor has delinquent
31 court debt.
32 Sec. 63. Section 602.8105, subsection 1, Code 2020, is
33 amended by adding the following new paragraph:
34 NEW PARAGRAPH. *k.* For a civil claim for reimbursement under
35 section 356.7, zero dollars.

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1 Sec. 64. EFFECTIVE DATE. This division of this Act, being
2 deemed of immediate importance, takes effect upon enactment.
3 DIVISION XIII
4 RESTITUTION
5 Sec. 65. Section 602.8107, subsection 1, paragraph a, Code
6 2020, is amended by striking the paragraph and inserting in
7 lieu thereof the following:
8 *a.* “Court debt” means all restitution, fees, and forfeited
9 bail.
10 Sec. 66. Section 602.8107, subsection 2, paragraphs b and c,
11 Code 2020, are amended to read as follows:
12 *b.* (1) ~~¶~~ Except as provided in subparagraph (2), if a case
13 number is not identified, the clerk shall apply the payment to
14 the balance owed in the criminal case with the oldest judgment
15 against the person.
16 (2) The clerk shall apply payments to pecuniary damages
17 in other criminal cases when no case number is identified in
18 priority order from the oldest judgment to the most recent
19 judgment before applying payments to any other court debt.
20 *c.* Payments received under this section shall be applied in
21 the following priority order:
22 (1) Pecuniary damages as defined in section 910.1,
23 subsection 3.
24 (2) Fines or penalties and criminal penalty and law
25 enforcement initiative surcharges.
26 (3) Crime victim compensation program reimbursement.
27 (4) Court costs, ~~including correctional fees assessed~~
28 ~~pursuant to sections 356.7 and 904.108,~~ court-appointed
29 attorney fees, or public defender expenses.
30 Sec. 67. Section 602.8107, subsection 4, paragraph a, Code
31 2020, is amended to read as follows:
32 *a.* This subsection does not apply to amounts collected for
33 ~~victim~~ restitution involving pecuniary damages, the victim
34 compensation fund, the criminal penalty surcharge, sex offender
35 civil penalty, drug abuse resistance education surcharge,

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1 the law enforcement initiative surcharge, county enforcement
2 surcharge, or amounts collected as a result of procedures

initiated under subsection 5 or under section 8A.504, ~~or fees charged pursuant to section 356.7.~~

Sec. 68. Section 909.3, subsection 1, Code 2020, is amended to read as follows:

1. ~~All~~ Unless a plan of payment has been issued pursuant to chapter 910, fines imposed by the court shall be paid on the day the fine is imposed, and the person shall be instructed to pay such fines with the office of the clerk of the district court on the date of imposition.

Sec. 69. Section 910.1, Code 2020, is amended by adding the following new subsections:

NEW SUBSECTION. 01. "*Category "A" restitution*" means fines, penalties, and surcharges.

NEW SUBSECTION. 001. "*Category "B" restitution*" means the contribution of funds to a local anticrime organization which provided assistance to law enforcement in an offender's case, the payment of crime victim compensation program reimbursements, payment of restitution to public agencies pursuant to section 321J.2, subsection 13, paragraph "b", court costs, court-appointed attorney fees ordered pursuant to section 815.9, including the expense of a public defender, and payment to the medical assistance program pursuant to chapter 249A for expenditures paid on behalf of the victim resulting from the offender's criminal activities including investigative costs incurred by the Medicaid fraud control unit pursuant to section 249A.50.

NEW SUBSECTION. 1A. "*Financial affidavit*" means a signed affidavit under penalty of perjury that provides financial information about the offender to enable the sentencing court or the department of corrections to make a determination regarding the ability of the offender to pay category "B" restitution. "*Financial affidavit*" includes the offender's income, physical and mental health, age, education, employment,

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inheritance, other debts, other amounts of restitution owed, family circumstances, and any assets subject to execution, including but not limited to cash, accounts at financial institutions, stocks, bonds, and any other property which may be applied to the satisfaction of judgments.

NEW SUBSECTION. 3A. "*Permanent restitution order*" means an enforceable restitution order entered either at the time of sentencing or at a later date determined by the court.

NEW SUBSECTION. 3B. "*Plan of payment*" or "*restitution plan of payment*" means a plan for paying restitution wherein the defendant is ordered to pay a certain amount of money each month to repay outstanding restitution.

NEW SUBSECTION. 3C. "*Plan of restitution*" means a permanent restitution order, restitution plan of payment, any other court order relating to restitution, or any combination of the foregoing.

17 Sec. 70. Section 910.1, subsection 4, Code 2020, is amended
18 by striking the subsection and inserting in lieu thereof the
19 following:

20 4. *“Restitution”* means pecuniary damages, category “A”
21 restitution, and category “B” restitution.

22 Sec. 71. Section 910.2, Code 2020, is amended by striking
23 the section and inserting in lieu thereof the following:

24 **910.2 Restitution or community service ordered by sentencing**
25 **court.**

26 1. *a.* In all criminal cases in which there is a plea of
27 guilty, verdict of guilty, or special verdict upon which a
28 judgment of conviction is rendered, the sentencing court shall
29 order that pecuniary damages be paid by each offender to the
30 victims of the offender’s criminal activities, and that all
31 other restitution be paid to the clerk of court subject to the
32 following:

33 (1) Pecuniary damages and category “A” restitution shall be
34 ordered without regard to an offender’s reasonable ability to
35 make payments.

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1 (2) Category “B” restitution shall be ordered subject to
2 an offender’s reasonable ability to make payments pursuant to
3 section 910.2A.

4 *b.* Pecuniary damages shall be paid to victims in full before
5 category “A” and category “B” restitution are paid.

6 *c.* In structuring a plan of restitution, the plan of payment
7 shall provide for payments in the following order of priority:

8 (1) Pecuniary damages to the victim.

9 (2) Category “A” restitution.

10 (3) Category “B” restitution in the following order:

11 (a) Crime victim compensation program reimbursement.

12 (b) Public agencies.

13 (c) Court costs.

14 (d) Court-appointed attorney fees ordered pursuant to
15 section 815.9, including the expense of a public defender.

16 (e) Contribution to a local anticrime organization.

17 (f) The medical assistance program.

18 2. *a.* When the offender is not reasonably able to pay

19 all or a part of category “B” restitution, the court may
20 require the offender in lieu of that portion of category “B”
21 restitution for which the offender is not reasonably able to
22 pay, to perform a needed public service for a governmental
23 agency or for a private nonprofit agency which provides a
24 service to the youth, elderly, or poor of the community.

25 *b.* When community service is ordered, the court shall set
26 a specific number of hours of service to be performed by the
27 offender. When calculating the amount of community service to
28 be performed in lieu of payment of court-appointed attorney
29 fees, the court shall determine the approximate equivalent
30 value of the expenses of the public defender. The judicial

31 district department of correctional services shall provide for
32 the assignment of the offender to a public agency or private
33 nonprofit agency to perform the required service.
34 Sec. 72. NEW SECTION. 910.2A Reasonable ability to pay —
35 **category “B” restitution payments.**

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1 1. An offender is presumed to have the reasonable ability
2 to make restitution payments for the full amount of category
3 “B” restitution.
4 2. If an offender requests that the court determine the
5 amount of category “B” restitution payments the offender is
6 reasonably able to make toward paying the full amount of such
7 restitution, the court shall hold a hearing and make such a
8 determination, subject to the following provisions:
9 a. To obtain relief at such a hearing, the offender must
10 affirmatively prove by a preponderance of the evidence that the
11 offender is unable to reasonably make payments toward the full
12 amount of category “B” restitution.
13 b. The offender must furnish the prosecuting attorney and
14 sentencing court with a completed financial affidavit. Failure
15 to furnish a completed financial affidavit waives any claim
16 regarding the offender’s reasonable ability to pay.
17 c. The prosecuting attorney, the attorney for the defendant,
18 and the court shall be permitted to question the offender
19 regarding the offender’s reasonable ability to pay.
20 d. Based on the evidence offered at the hearing, including
21 but not limited to the financial affidavit, the court shall
22 determine the amount of category “B” restitution the offender
23 is reasonably able to make payments toward, and order the
24 offender to make payments toward that amount.
25 3. a. If an offender does not make a request as provided in
26 subsection 2 at the time of sentencing or within thirty days
27 after the court issues a permanent restitution order, the court
28 shall order the offender to pay the full amount of category “B”
29 restitution.
30 b. An offender’s failure to request a determination
31 pursuant to this section waives all future claims regarding
32 the offender’s reasonable ability to pay, except as provided
33 by section 910.7.
34 4. If an offender requests that the court make a
35 determination pursuant to subsection 2, the offender’s

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1 financial affidavit shall be filed of record in all criminal
2 cases for which the offender owes restitution and the affidavit
3 shall be accessible by a prosecuting attorney or attorney for
4 the offender without court order or appearance.
5 5. A court that makes a determination under this section is
6 presumed to have properly exercised its discretion. A court is

7 not required to state its reasons for making a determination.
8 Sec. 73. NEW SECTION. 910.2B Conversion of existing
9 restitution orders.
10 1. All of the following, if entered by a district court
11 prior to the effective date of this Act, shall be converted to
12 permanent restitution orders:
13 a. A temporary restitution order.
14 b. A supplemental restitution order.
15 c. A restitution order that does not contain a determination
16 of the defendant's reasonable ability to pay the restitution
17 ordered.
18 2. The only means by which a defendant may challenge the
19 conversion of a restitution order is through the filing of a
20 petition pursuant to section 910.7.
21 3. The provisions of this chapter, including but not limited
22 to the procedures in section 910.2A, shall apply to a challenge
23 to the conversion of an existing restitution order in the
24 district court and on appeal.
25 4. A challenge to the conversion of an existing restitution
26 order to a permanent restitution order shall be filed in the
27 district court no later than one year from the effective date
28 of this Act.
29 Sec. 74. Section 910.3, Code 2020, is amended to read as
30 follows:
31 **910.3 Determination of amount of restitution.**
32 1. The county prosecuting attorney shall prepare a
33 statement of pecuniary damages to victims of the defendant
34 and, if applicable, any award by the crime victim compensation
35 program and expenses incurred by public agencies pursuant to

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1 section 321J.2, subsection 13, paragraph "b", and shall provide
2 the statement to the presentence investigator or submit the
3 statement to the court at the time of sentencing.
4 2. The clerk of court shall prepare a statement of
5 court-appointed attorney fees ordered pursuant to section
6 815.9, including the expense of a public defender, and court
7 costs including correctional fees claimed by a sheriff or
8 municipality pursuant to section 356.7, which shall be provided
9 to the presentence investigator or submitted to the court at
10 the time of sentencing.
11 3. If these the statements in subsection 1 or 2 are provided
12 to the presentence investigator, they shall become a part of
13 the presentence report.
14 4. If pecuniary damage amounts are not available or are
15 incomplete at the time of sentencing, the county prosecuting
16 attorney shall provide a statement of pecuniary damages
17 incurred up to that time to the clerk of court.
18 5. The statement of pecuniary damages shall ordinarily be
19 provided no later than thirty days after sentencing. However,
20 a prosecuting attorney may file a statement of pecuniary

21 damages within a reasonable time after the prosecuting attorney
22 is notified by a victim of any pecuniary damages incurred.
23 6. If a defendant believes no person suffered pecuniary
24 damages, the defendant shall so state.
25 7. If the defendant has any mental or physical impairment
26 which would limit or prohibit the performance of a public
27 service, the defendant shall so state. The court may order a
28 mental or physical examination, or both, of the defendant to
29 determine a proper course of action. ~~At the time of sentencing~~
30 ~~or at a later date to be determined by the court, the~~
31 8. The court shall ~~set out the~~ enter a permanent restitution
32 order setting out the amount of restitution including the
33 amount of public service to be performed as restitution and
34 the persons to whom restitution must be paid. A permanent
35 restitution order entered at the time of sentencing is part of

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1 the final judgment of sentence as defined in section 814.6 and
2 shall be considered in a properly perfected appeal.
3 9. If the full amount of restitution cannot be determined
4 at the time of sentencing, the court shall issue a ~~temporary~~
5 ~~permanent restitution~~ order ~~determining a reasonable amount~~
6 ~~for setting forth the amount of~~ restitution identified up to
7 that time. ~~At a later date as determined by the court, the~~
8 ~~court shall issue a permanent, supplemental order, setting the~~
9 ~~full amount of restitution. The court shall enter further~~
10 ~~supplemental orders, if necessary. These court orders shall be~~
11 ~~known as the plan of restitution.~~
12 10. A permanent restitution order may be superseded by
13 subsequent orders if additional or different restitution is
14 ordered. A permanent restitution order entered after the time
15 of sentencing shall only be challenged pursuant to section
16 910.7.
17 Sec. 75. Section 910.4, subsection 1, paragraph b,
18 subparagraphs (1) and (2), Code 2020, are amended to read as
19 follows:
20 (1) If the court extends the period of probation, the period
21 of probation shall not be for more than the maximum period of
22 probation for the offense committed except for an extension of
23 a period of probation as authorized in section 907.7. After
24 discharge from probation or after the expiration of the period
25 of probation, as extended if applicable, the failure of an
26 offender to comply with the plan of restitution ~~ordered by the~~
27 ~~court~~ shall constitute contempt of court.
28 (2) If an offender's probation is revoked, the offender's
29 assigned probation officer shall forward to the director of
30 the Iowa department of corrections, all known information
31 concerning the offender's restitution plan, restitution plan of
32 payment, the restitution payment balance obligations, including
33 but not limited to the plan of restitution, and any other
34 pertinent information concerning or affecting restitution by

35 the offender.

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1 Sec. 76. Section 910.4, subsections 2 and 3, Code 2020, are
2 amended to read as follows:

3 2. When the offender is committed to a county jail, or to
4 an alternate facility, the office or individual charged with
5 supervision of the offender shall prepare a restitution plan
6 of payment ~~taking into consideration the offender's income,~~
7 ~~physical and mental health, age, education, employment and~~
8 ~~family circumstances~~ and shall submit the plan to the court.

9 ~~a. The office or individual charged with supervision of the~~
10 ~~offender shall review the plan of restitution ordered by the~~
11 ~~court, and shall submit a restitution plan of payment to the~~
12 ~~sentencing court.~~

13 ~~b. a.~~ When community service is ordered by the court as
14 restitution, the restitution plan of payment shall set out a
15 plan to meet the requirement for the community service.

16 ~~c. The court may approve or modify the plan of restitution~~
17 ~~and restitution plan of payment.~~

18 ~~d. b.~~ When there is a significant change in the offender's
19 income or circumstances, the office or individual which has
20 supervision of the restitution plan of payment shall submit a
21 modified ~~restitution~~ plan of payment to the court.

22 3. a. When there is a transfer of supervision from one
23 office or individual charged with supervision of the offender
24 to another, the sending office or individual shall forward to
25 the receiving office or individual all necessary information
26 regarding the balance owed against the original amount of
27 restitution ordered and the balance of public service required.

28 b. ~~When~~ If there has been a significant change in the
29 offender's circumstances ~~and or income have significantly~~
30 ~~changed~~, the receiving office or individual shall submit a
31 new restitution plan of payment to the sentencing court ~~for~~
32 ~~approval or modification based on the considerations enumerated~~
33 ~~in this section.~~

34 Sec. 77. Section 910.4, Code 2020, is amended by adding the
35 following new subsection:

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1 NEW SUBSECTION. 4. Notwithstanding any other provision
2 in this chapter, the plan of payment shall be based on all
3 information pertinent to the offender's reasonable ability to
4 pay. The first monthly payment under such a plan shall be made
5 within thirty days of the approval of the plan.

6 Sec. 78. Section 910.6, Code 2020, is amended to read as
7 follows:

8 **910.6 Payment plan — copy to victims.**

9 An office or individual preparing a restitution plan of
10 payment or modified ~~restitution~~ plan of payment, ~~when it is~~

11 ~~approved by the court if approval is required under section~~
12 ~~910.4, or when the plan is completed if court approval~~
13 ~~under section 910.4 is not required,~~ shall forward a copy to
14 the clerk of court in the county in which the offender was
15 sentenced. The clerk of court shall forward a copy of the
16 restitution plan of payment or modified plan of payment to the
17 victim or victims.

18 Sec. 79. Section 910.7, subsections 1 and 3, Code 2020, are
19 amended to read as follows:

20 1. At any time during the period of probation, parole, or
21 incarceration, the offender, the prosecuting attorney, or the
22 office or individual who prepared the offender's restitution
23 plan may petition the court on any matter related to the plan
24 of restitution or restitution plan of payment and the court
25 shall grant a hearing if on the face of the petition it appears
26 that a hearing is warranted.

27 3. If a petition related to a plan of restitution has been
28 filed, the offender, the ~~county~~ prosecuting attorney, the
29 department of corrections if the offender is currently confined
30 in a correctional institution, the office or individual who
31 prepared the offender's restitution plan, and the victim shall
32 receive notice prior to any hearing under this section.

33 Sec. 80. Section 910.7, Code 2020, is amended by adding the
34 following new subsections:

35 NEW SUBSECTION. 4. An appellate court shall not review

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1 or modify an offender's plan of restitution, restitution
2 plan of payment, or any other issue related to an offender's
3 restitution under this subsection, unless the offender has
4 exhausted the offender's remedies under this section and
5 obtained a ruling from the district court prior to the issue
6 being raised in the appellate courts.

7 NEW SUBSECTION. 5. Appellate review of a district court
8 ruling under this section shall be by writ of certiorari.

9 Sec. 81. Section 910.9, subsection 3, Code 2020, is amended
10 to read as follows:

11 3. ~~Fines, penalties, and surcharges, crime victim~~
12 ~~compensation program reimbursement, public agency restitution,~~
13 ~~court costs including correctional fees claimed by a sheriff~~
14 ~~or municipality pursuant to section 356.7, and court appointed~~
15 ~~attorney fees ordered pursuant to section 815.9, including the~~
16 ~~expenses for public defenders, Category "A" restitution and~~
17 ~~category "B" restitution shall not be withheld by the clerk of~~
18 ~~court until all pecuniary damages to victims have been paid in~~
19 ~~full. Payments to victims shall be made by the clerk of court~~
20 ~~at least quarterly. Payments by a clerk of court shall be made~~
21 ~~no later than the last business day of the quarter, but may be~~
22 ~~made more often at the discretion of the clerk of court. The~~
23 ~~clerk of court receiving final payment from an offender shall~~
24 ~~notify all victims that full restitution has been made. Each~~

25 office or individual charged with supervising an offender who
26 is required to perform community service as full or partial
27 restitution shall keep records to assure compliance with the
28 portions of the plan of restitution and restitution plan of
29 payment relating to community service and, when the offender
30 has complied fully with the community service requirement,
31 notify the sentencing court.

32 Sec. 82. FINANCIAL AFFIDAVIT — SUPREME COURT RULES. The
33 supreme court shall adopt rules prescribing the form and
34 content of the financial affidavit.

35 Sec. 83. EFFECTIVE DATE. This division of this Act, being

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1 deemed of immediate importance, takes effect upon enactment.

2 DIVISION XIV

3 COLLECTION OF COURT DEBT

4 Sec. 84. Section 321.40, subsection 10, Code 2020, is
5 amended to read as follows:

6 10. *a.* The clerk of the district court shall notify the
7 county treasurer of any delinquent court debt, as defined in
8 section 602.8107, which is being collected by the ~~private~~
9 ~~collection designee~~ department of revenue pursuant to section
10 602.8107, subsection 3, or the county attorney pursuant to
11 section 602.8107, subsection 4. The county treasurer shall
12 refuse to renew the vehicle registration of the applicant upon
13 such notification from the clerk of the district court in
14 regard to such applicant.

15 *b.* If the applicant enters into or renews an installment
16 agreement as defined in section 602.8107, that is satisfactory
17 to the ~~private collection designee~~ department of revenue, the
18 county attorney, or the county attorney's designee, the ~~private~~
19 ~~collection designee~~ department of revenue, county attorney, or
20 a county attorney's designee shall provide the county treasurer
21 with written or electronic notice of the installment agreement
22 within five days of entering into the installment agreement.
23 The county treasurer shall temporarily lift the registration
24 hold on an applicant for a period of ten days if the treasurer
25 receives such notice in order to allow the applicant to
26 register a vehicle for the year. If the applicant remains in
27 compliance with the installment agreement entered into with
28 the ~~private collection designee~~ department of revenue or the
29 county attorney or the county attorney's designee, subsequent
30 lifts of registration holds shall be granted without additional
31 restrictions.

32 Sec. 85. Section 321.210A, subsection 2, Code 2020, is
33 amended to read as follows:

34 2. If after suspension, the person enters into an
35 installment agreement with the county attorney, the county

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1 attorney's designee, or the ~~private collection designee~~
2 department of revenue in accordance with section 321.210B to
3 pay the fine, penalty, court cost, or surcharge, the person's
4 license shall be reinstated by the department upon receipt of a
5 report of an executed installment agreement.

6 Sec. 86. Section 321.210B, subsections 1, 3, 8, 9, 11, and
7 13, Code 2020, are amended to read as follows:

8 1. *a.* If a person's fine, penalty, surcharge, or court
9 cost is deemed delinquent as provided in section 602.8107,
10 subsection 2, and the person's driver's license has been
11 suspended pursuant to section 321.210A, or the clerk of the
12 district court has reported the delinquency to the department
13 as required by section 321.210A, the person may execute an
14 installment agreement as defined in section 602.8107 with
15 the county attorney, the county attorney's designee, or the
16 ~~private collection designee under contract with the judicial~~
17 ~~branch pursuant to section 602.8107, subsection 5~~ department
18 of revenue, to pay the delinquent amount and the civil penalty
19 assessed in subsection 7 in installments. Prior to execution
20 of the installment agreement, the person shall provide the
21 county attorney, the county attorney's designee, or the ~~private~~
22 ~~collection designee~~ department of revenue with a financial
23 statement in order for the parties to the agreement to
24 determine the amount of the installment payments.

25 *b.* Cases involving court debt assigned to a county attorney,
26 a county attorney's designee, or the ~~private collection~~
27 ~~designee~~ department of revenue shall remain so assigned.

28 3. The county attorney, the county attorney's designee, or
29 the ~~private collection designee~~ department of revenue shall
30 file or give notice of the installment agreement with the clerk
31 of the district court in the county where the fine, penalty,
32 surcharge, or court cost was imposed, within five days of
33 execution of the agreement.

34 8. *a.* Except as provided in paragraph "b", upon
35 determination by the county attorney, the county attorney's

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1 designee, or the ~~private collection designee~~ department of
2 revenue that the person is in default, the county attorney, the
3 county attorney's designee, or the ~~private collection designee~~
4 department of revenue shall notify the clerk of the district
5 court.

6 *b.* (1) If the person is in default and the person
7 provides a new financial statement within fifteen days of
8 the determination made pursuant to paragraph "a" indicating
9 that the person's financial condition has changed to such an
10 extent that lower installment payments would have been required
11 prior to the execution of the initial installment agreement
12 under subsection 1, the county attorney, the county attorney's

13 designee, or the ~~private collection designee~~ department of
14 revenue shall not notify the clerk of the district court,
15 and the person shall not be considered in default. The new
16 installment payments shall be based upon the new financial
17 statement filed in compliance with this subparagraph.
18 (2) A person making new installment payments after
19 complying with the provisions of subparagraph (1) shall not be
20 considered executing a new installment agreement for purposes
21 of calculating the number of installment agreements a person
22 may execute in a person's lifetime under subsection 12.
23 9. The clerk of the district court, upon receipt of a
24 notification of a default from the county attorney, the
25 county attorney's designee, or the ~~private collection designee~~
26 department of revenue, shall report the default to the
27 department of transportation.
28 11. If a new fine, penalty, surcharge, or court cost
29 is imposed on a person after the person has executed an
30 installment agreement with the county attorney, the county
31 attorney's designee, or the ~~private collection designee~~
32 department of revenue, and the new fine, penalty, surcharge,
33 or court cost is deemed delinquent as provided in section
34 602.8107, subsection 2, and the person's driver's license
35 has been suspended pursuant to section 321.210A, the person

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1 may enter into a second installment agreement with the
2 county attorney, county attorney's designee, or the ~~private~~
3 ~~collection designee~~ department of revenue to pay the delinquent
4 amount and the civil penalty, if assessed, in subsection 7 in
5 installments.
6 13. Except for a civil penalty assessed and collected
7 pursuant to subsection 7, any amount collected under the
8 installment agreement by the county attorney or the county
9 attorney's designee shall be distributed as provided in section
10 602.8107, subsection 4, and any amount collected by the ~~private~~
11 ~~collection designee~~ department of revenue shall be deposited
12 with the clerk of the district court for distribution under
13 section 602.8108.
14 Sec. 87. Section 602.8107, subsection 3, Code 2020, is
15 amended to read as follows:
16 3. *Collection by* ~~private collection designee under contract~~
17 ~~with the judicial branch~~ department of revenue.
18 a. (1) Thirty days after court debt has been assessed
19 and full payment has not been received, or if an installment
20 payment is not received within thirty days after the date it
21 is due, the judicial branch shall assign a case to the ~~private~~
22 ~~collection designee under contract with the judicial branch~~
23 ~~pursuant to subsection 5 to collect debts owed to the clerk of~~
24 ~~the district court~~ department of revenue, unless the case has
25 been assigned to the county attorney under paragraph "c".
26 (2) The department of revenue may impose a fee established

27 by rule to reflect the cost of processing which shall be added
28 to the debt owed to the clerk of the district court.
29 b. In addition, court debt which is being collected under
30 an installment agreement pursuant to section 321.210B which is
31 in default that remains delinquent shall remain assigned to
32 the ~~private collection designee~~ department of revenue if the
33 installment agreement was executed with the ~~private collection~~
34 ~~designee~~ department of revenue; or to the county attorney
35 or county attorney's designee if the installment agreement

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1 was executed with the county attorney or county attorney's
2 designee.
3 c. Thirty days after court debt has been assessed and full
4 payment has not been received, or if an installment payment is
5 not received within thirty days after the date it is due, and
6 if a county attorney has filed with the clerk of the district
7 court a notice of full commitment to collect delinquent court
8 debt pursuant to subsection 4, the case shall be assigned
9 to the county attorney as provided in subsection 4. The
10 judicial branch shall assign cases with delinquent court debt
11 to a county attorney in the same format and with the same
12 frequency as cases with delinquent court debt are assigned to
13 the ~~private collection designee~~ department of revenue under
14 paragraph "a", and a county attorney shall not be required
15 to file an individual notice of full commitment to collect
16 delinquent court debt for each assigned case. If the county
17 attorney or the county attorney's designee, while collecting
18 delinquent court debt pursuant to subsection 4, determines that
19 a person owes additional court debt for which a case has not
20 been assigned by the judicial branch, the county attorney or
21 the county attorney's designee shall notify the clerk of the
22 district court of the appropriate case numbers and the judicial
23 branch shall assign these cases to the county attorney for
24 collection if the additional court debt is delinquent.

25 Sec. 88. Section 602.8107, subsection 4, unnumbered
26 paragraph 1, Code 2020, is amended to read as follows:
27 The county attorney or the county attorney's designee may
28 collect court debt after the court debt is deemed delinquent
29 pursuant to subsection 2. In order to receive a percentage of
30 the amounts collected pursuant to this subsection, the county
31 attorney must first file with the clerk of the district court
32 on or before July 1 of the first year the county attorney
33 collects court debt under this subsection, a notice of full
34 commitment to collect delinquent court debt, and a memorandum
35 of understanding with the state court administrator for all

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1 cases assigned to the county for collection by the court.
2 The notice shall contain a list of procedures which will be

3 initiated by the county attorney. For a county attorney
4 filing a notice of full commitment for the first time, the
5 cases involving delinquent court debt previously assigned to
6 the ~~private collection designee~~ department of revenue shall
7 remain assigned to the ~~private collection designee~~ department
8 of revenue. Cases involving delinquent court debt assigned
9 to the county attorney after the filing of a notice of full
10 commitment by the county attorney shall remain assigned to the
11 county attorney. A county attorney who chooses to discontinue
12 collection of delinquent court debt shall file with the clerk
13 of the district court on or before May 15 a notice of the intent
14 to cease collection of delinquent court debt at the start of
15 the next fiscal year. If a county attorney ceases collection
16 efforts, or if the state court administrator deems that a
17 county attorney collections program has become ineligible to
18 collect as specified in paragraph "f", all cases involving
19 delinquent court debt assigned to the county attorney shall
20 be transferred on July 1 to the ~~private collection designee~~
21 department of revenue for collection, except that debt
22 associated with any existing installment agreement shall remain
23 assigned to the county for collection unless an installment
24 payment becomes delinquent, after which the delinquent debt
25 associated with the installment agreement shall be transferred
26 promptly to the ~~private collection designee~~ department of
27 revenue for collection.

28 Sec. 89. Section 602.8107, subsection 4, paragraph f, Code
29 2020, is amended to read as follows:

30 *f.* Beginning July 1, 2017, within two years of beginning
31 to collect delinquent court debt, a county attorney shall be
32 required to collect one hundred percent of the applicable
33 threshold amount specified in paragraph "c". If a county
34 attorney collects more than eighty percent but less than one
35 hundred percent of the applicable threshold amount, the state

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1 court administrator shall provide notice to the county attorney
2 specifying that in order to remain eligible to participate in
3 the county attorney collection program, the county attorney
4 must collect at least one hundred twenty-five percent of the
5 applicable threshold amount by the end of the next fiscal year.
6 If a county attorney who has been given such a notice fails
7 to collect one hundred twenty-five percent of the applicable
8 threshold amount, the state court administrator shall provide
9 notice to the county attorney that the county is ineligible to
10 participate in the county attorney collection program for the
11 next two fiscal years and all existing and future court cases
12 with delinquent court debt shall be assigned to the ~~private~~
13 ~~collection designee~~ department of revenue. The provisions of
14 this paragraph apply to all counties, including those counties
15 where delinquent court debt is collected pursuant to a chapter
16 28E agreement with one or more counties.

17 Sec. 90. Section 602.8107, subsection 5, Code 2020, is
18 amended by striking the subsection.

19 Sec. 91. Section 602.8107, subsection 7, Code 2020, is
20 amended to read as follows:

21 7. *Reports.* The judicial branch shall prepare a report
22 aging the court debt. ~~The report shall include the amounts~~
23 ~~collected by the private collection designee, the distribution~~
24 ~~of these amounts, and the amount of the fee collected by the~~
25 ~~private collection designee.~~ In addition, the report shall
26 include the amounts written off pursuant to subsection 6. The
27 judicial branch shall provide the report to the co-chairpersons
28 and ranking members of the joint appropriations subcommittee on
29 the justice system, the legislative services agency, and the
30 department of management by December 15 of each year.

31 Sec. 92. EFFECTIVE DATE. This division of this Act takes
32 effect January 1, 2021.

33 DIVISION XV

34 EFFECTIVE DATE

35 Sec. 93. EFFECTIVE DATE. Unless otherwise provided, this

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1 Act takes effect July 15, 2020.>

2 2. Title page, by striking lines 1 through 3 and inserting
3 <An Act relating to the criminal and juvenile justice system
4 by modifying criminal penalties, surcharges, fines, fees, and
5 costs, creating and modifying funds, making appropriations
6 and allocating revenues, modifying installment agreements,
7 modifying civil claims for reimbursement, restitution,
8 and collection of court debt, and providing effective date
9 provisions.>

S-5156

1 Amend Senate File 2417 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 REBUILD IOWA INFRASTRUCTURE FUND

6 Section 1. REBUILD IOWA INFRASTRUCTURE FUND —
7 APPROPRIATIONS. There is appropriated from the rebuild Iowa
8 infrastructure fund to the following departments and agencies
9 for the following fiscal years, the following amounts, or so
10 much thereof as is necessary, to be used for the purposes
11 designated:

12 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
13 FY 2020–2021:

14 For security cameras on the state capitol complex,
15 notwithstanding section 8.57, subsection 5, paragraph “c”:

16 \$ 250,000

17 2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

18 a. (1) For deposit in the water quality initiative fund

19 created in section 466B.45 for purposes of supporting the
 20 water quality initiative administered by the division of soil
 21 conservation and water quality as provided in section 466B.42,
 22 including salaries, support, maintenance, and miscellaneous
 23 purposes, notwithstanding section 8.57, subsection 5, paragraph
 24 “c”:

25 FY 2020–2021:

26 \$ 5,200,000

27 (2) (a) The moneys appropriated in this lettered
 28 paragraph shall be used to support demonstration projects in
 29 subwatersheds as designated by the department that are part
 30 of high-priority watersheds identified by the water resources
 31 coordinating council.

32 (b) The moneys appropriated in this lettered paragraph
 33 shall be used to support demonstration projects in watersheds
 34 generally, including regional watersheds, as designated by the
 35 division and high-priority watersheds identified by the water

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1 resources coordinating council.

2 (3) In supporting projects in watersheds and subwatersheds
 3 as provided in subparagraph (2), subparagraph divisions (a) and

4 (b), all of the following shall apply:

5 (a) The demonstration projects shall utilize water quality
 6 practices as described in the latest revision of the document
 7 entitled “Iowa Nutrient Reduction Strategy” initially presented
 8 in November 2012 by the department of agriculture and land
 9 stewardship, the department of natural resources, and Iowa
 10 state university of science and technology.

11 (b) The division shall implement demonstration projects
 12 as provided in subparagraph division (a) by providing
 13 for participation by persons who hold a legal interest in
 14 agricultural land used in farming. To every extent practical,
 15 the division shall provide for collaborative participation by
 16 such persons who hold a legal interest in agricultural land
 17 located within the same subwatershed.

18 (c) The division shall implement demonstration projects on
 19 a cost-share basis as determined by the division. Except for
 20 edge-of-field practices, the state’s share of the amount shall
 21 not exceed 50 percent of the estimated cost of establishing the
 22 practice as determined by the division or 50 percent of the
 23 actual cost of establishing the practice, whichever is less.

24 (d) The demonstration projects shall be used to educate
 25 other persons about the feasibility and value of establishing
 26 similar water quality practices. The division shall promote
 27 field day events for purposes of allowing interested persons to
 28 establish water quality practices on their agricultural land.

29 (e) The division shall conduct water quality evaluations
 30 within supported subwatersheds. Within a reasonable period
 31 after accumulating information from such evaluations, the
 32 division shall create an aggregated database of water quality

practices. Any information identifying a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record.

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(4) The moneys appropriated in this lettered paragraph shall be used to support education and outreach in a manner that encourages persons who hold a legal interest in agricultural land used for farming to implement water quality practices, including the establishment of such practices in watersheds generally, and not limited to subwatersheds or high-priority watersheds.

(5) The moneys appropriated in this lettered paragraph may be used to contract with persons to coordinate the implementation of efforts provided in this paragraph.

(6) The moneys appropriated in this lettered paragraph may be used by the department to support urban soil and water conservation efforts, which may include but are not limited to management practices related to bioretention, landscaping, the use of permeable or pervious pavement, and soil quality restoration. The moneys shall be allocated on a cost-share basis as provided in chapter 161A.

(7) Notwithstanding any other provision of law to the contrary, the department may use moneys appropriated in this lettered paragraph to carry out the provisions of this paragraph on a cost-share basis in combination with other moneys available to the department from a state or federal source.

(8) Not more than 10 percent of the moneys appropriated in this lettered paragraph may be used for costs of administration and implementation of the water quality initiative administered by the soil conservation division.

b. For deposit in the renewable fuels infrastructure fund created in section 159A.16 for renewable fuel infrastructure programs:

FY 2020–2021:		
.....	\$	3,000,000

3. DEPARTMENT OF CULTURAL AFFAIRS

a. For deposit in the Iowa great places program fund created in section 303.3D for Iowa great places program projects that

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meet the definition of “vertical infrastructure” in section 8.57, subsection 5, paragraph “c”:

FY 2020–2021:		
.....	\$	1,000,000

b. For grants to nonprofit organizations committed to strengthening communities through youth development, healthy living, and social responsibility for costs associated with the renovation and maintenance of facility infrastructure at

9	facilities located in cities with a population of less than		
10	28,000 as determined by the 2010 federal decennial census:		
11	FY 2020–2021:		
12	.....	\$	250,000
13	4. ECONOMIC DEVELOPMENT AUTHORITY		
14	a. For deposit in the community attraction and tourism fund		
15	created in section 15F.204:		
16	FY 2020–2021:		
17	.....	\$	5,000,000
18	b. For equal distribution to regional sports authority		
19	districts certified by the department pursuant to section		
20	15E.321, notwithstanding section 8.57, subsection 5, paragraph		
21	“c”:		
22	FY 2020–2021:		
23	.....	\$	500,000
24	5. DEPARTMENT OF HUMAN SERVICES		
25	a. For critical infrastructure at state institutions,		
26	including the state resource centers, the mental health		
27	institutes, and the state training school at Eldora:		
28	FY 2020–2021:		
29	.....	\$	596,500
30	b. For the renovation and construction of certain nursing		
31	facilities, consistent with the provisions of chapter 249K:		
32	FY 2020–2021:		
33	.....	\$	500,000
34	6. IOWA LAW ENFORCEMENT ACADEMY		
35	a. For costs associated with furniture, fixtures, and		

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1	equipment at the academy, notwithstanding section 8.57,		
2	subsection 5, paragraph “c”:		
3	FY 2020–2021:		
4	.....	\$	280,000
5	b. For resurfacing parking lots at the academy:		
6	FY 2020–2021:		
7	.....	\$	550,000
8	7. DEPARTMENT OF NATURAL RESOURCES		
9	a. For implementation of lake projects that have		
10	established watershed improvement initiatives and community		
11	support in accordance with the department’s annual lake		
12	restoration plan and report, notwithstanding section 8.57,		
13	subsection 5, paragraph “c”:		
14	FY 2020–2021:		
15	.....	\$	8,000,000
16	b. For state park infrastructure improvements:		
17	FY 2020–2021:		
18	.....	\$	1,000,000
19	c. For the administration of a water trails and low head		
20	dam public hazard statewide plan, including salaries, support,		
21	maintenance, and miscellaneous purposes, notwithstanding		
22	section 8.57, subsection 5, paragraph “c”:		

23	FY 2020–2021:	
24	.....	\$ 250,000
25	8. DEPARTMENT OF PUBLIC DEFENSE	
26	a. For major maintenance projects at national guard	
27	armories and facilities:	
28	FY 2020–2021:	
29	.....	\$ 1,000,000
30	b. For improvement projects for Iowa national guard	
31	installations and readiness centers to support operations and	
32	training requirements:	
33	FY 2020–2021:	
34	\$ 1,000,000
35	c. For construction improvement projects at the Camp Dodge	

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1	facility:	
2	FY 2020–2021:	
3	\$ 500,000
4	d. The department of public defense shall report to the	
5	general assembly by December 15, 2020, regarding the projects	
6	the department has funded or intends to fund from moneys	
7	appropriated to the department pursuant to this subsection for	
8	the fiscal year beginning July 1, 2020.	
9	9. DEPARTMENT OF PUBLIC SAFETY	
10	a. For payments and other costs due under a financing	
11	agreement entered into by the treasurer of state for building	
12	the statewide interoperable communications system pursuant to	
13	section 29C.23, subsection 2, notwithstanding section 8.57,	
14	subsection 5, paragraph “c”:	
15	FY 2020–2021:	
16	.....	\$ 3,960,945
17	b. For the purchase of ballistic vests, notwithstanding	
18	section 8.57, subsection 5, paragraph “c”:	
19	FY 2020–2021:	
20	.....	\$ 467,500
21	c. For the purchase of bomb suits, notwithstanding section	
22	8.57, subsection 5, paragraph “c”:	
23	FY 2020–2021:	
24	.....	\$ 384,000
25	d. For the purchase of an airplane, notwithstanding section	
26	8.57, subsection 5, paragraph “c”:	
27	FY 2020–2021:	
28	.....	\$ 1,713,170
29	10. BOARD OF REGENTS	
30	a. For allocation by the state board of regents to the	
31	state university of Iowa, Iowa state university of science	
32	and technology, and the university of northern Iowa to	
33	reimburse the institutions for deficiencies in the operating	
34	funds resulting from the pledging of tuition, student fees	
35	and charges, and institutional income to finance the cost of	

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1	providing academic and administrative buildings and facilities	
2	and utility services at the institutions:	
3	FY 2020–2021:	
4	..... \$	28,268,466
5	b. For replacement of an antenna and transmission system for	
6	Iowa public radio:	
7	FY 2020–2021:	
8	..... \$	875,000
9	11. DEPARTMENT OF TRANSPORTATION	
10	a. For deposit in the public transit infrastructure grant	
11	fund created in section 324A.6A, for projects that meet	
12	the definition of vertical infrastructure in section 8.57,	
13	subsection 5, paragraph “c”:	
14	FY 2020–2021:	
15	..... \$	500,000
16	b. For acquiring, constructing, and improving recreational	
17	trails within the state:	
18	FY 2020–2021:	
19	..... \$	1,000,000
20	c. For deposit in the railroad revolving loan and grant	
21	fund created in section 327H.20A, notwithstanding section 8.57,	
22	subsection 5, paragraph “c”:	
23	FY 2020–2021:	
24	..... \$	500,000
25	d. For vertical infrastructure improvements at the	
26	commercial service airports within the state:	
27	FY 2020–2021:	
28	..... \$	900,000
29	e. For vertical infrastructure improvements at general	
30	aviation airports within the state:	
31	FY 2020–2021:	
32	..... \$	450,000
33	12. TREASURER OF STATE	
34	For distribution in accordance with chapter 174 to qualified	
35	fairs that belong to the association of Iowa fairs for county	

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1	fair vertical infrastructure improvements:	
2	FY 2020–2021:	
3 \$	1,060,000
4	13. DEPARTMENT OF VETERANS AFFAIRS	
5	For resurfacing the roadway at the Iowa veteran’s cemetery:	
6	FY 2020–2021:	
7	..... \$	50,000
8	14. JUDICIAL BRANCH	
9	For major maintenance to the Iowa judicial building:	
10	FY 2020–2021:	
11	..... \$	400,000
12	15. LEGISLATIVE BRANCH	

13 For repair of the gutters of the Iowa state capitol:
14 FY 2020–2021:
15 \$ 2,500,000
16 Sec. 2. REVERSION. For purposes of section 8.33, unless
17 specifically provided otherwise, unencumbered or unobligated
18 moneys from an appropriation made in this division of this Act
19 shall not revert but shall remain available for expenditure for
20 the purposes designated until the close of the fiscal year that
21 ends two years after the end of the fiscal year for which the
22 appropriation is made. However, if the project or projects for
23 which such appropriation was made are completed in an earlier
24 fiscal year, unencumbered or unobligated moneys shall revert at
25 the close of that same fiscal year.
26 DIVISION II
27 TECHNOLOGY REINVESTMENT FUND
28 Sec. 3. TECHNOLOGY REINVESTMENT FUND. There is
29 appropriated from the technology reinvestment fund created in
30 section 8.57C to the following departments and agencies for the
31 fiscal year beginning July 1, 2020, and ending June 30, 2021,
32 the following amounts, or so much thereof as is necessary, to
33 be used for the purposes designated:
34 1. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD
35 For upgrading the web reporting system:

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1 \$ 500,000
2 2. DEPARTMENT OF CORRECTIONS
3 For institutions building automation systems:
4 \$ 500,000
5 3. DEPARTMENT OF EDUCATION
6 a. For the continued development and implementation of an
7 educational data warehouse to be utilized by teachers, parents,
8 school district administrators, area education agency staff,
9 department of education staff, and policymakers:
10 \$ 600,000
11 The department may allocate a portion of the moneys
12 appropriated in this lettered paragraph for an e-transcript
13 data system capable of tracking students throughout their
14 education via interconnectivity with multiple schools.
15 b. For maintenance and lease costs associated with
16 connections for part III of the Iowa communications network:
17 \$ 2,727,000
18 c. To the public broadcasting division for the replacement
19 of equipment:
20 \$ 1,000,000
21 4. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT
22 For the implementation of a statewide mass notification and
23 emergency messaging system:
24 \$ 400,000
25 5. DEPARTMENT OF HUMAN RIGHTS
26 a. For the cost of equipment and computer software for the

27 continued development and implementation of Iowa's criminal
 28 justice information system:
 29 \$ 1,400,000
 30 b. For the costs associated with the justice enterprise data
 31 warehouse:
 32 \$ 157,980
 33 6. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION
 34 For firewall and distributed denial-of-service attack
 35 protection for the Iowa communications network:

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1 \$ 2,071,794
 2 7. IOWA LAW ENFORCEMENT ACADEMY
 3 For information technology for classrooms and conference
 4 rooms at the academy building:
 5 \$ 400,000
 6 8. DEPARTMENT OF HUMAN SERVICES
 7 For technology costs associated with the state poison
 8 control center:
 9 \$ 34,000
 10 9. DEPARTMENT OF MANAGEMENT
 11 a. For the continued development and implementation of
 12 a searchable database that can be placed on the internet for
 13 budget and financial information:
 14 \$ 45,000
 15 b. For the continued development and implementation of the
 16 comprehensive electronic grant management system:
 17 \$ 70,000
 18 c. For the upgrade of the local government budget and
 19 property tax system:
 20 \$ 624,000
 21 10. DEPARTMENT OF PUBLIC HEALTH
 22 For replacement of computer infrastructure and software at
 23 the state medical examiner's office:
 24 \$ 395,000
 25 11. DEPARTMENT OF REVENUE
 26 For tax system modernization:
 27 \$ 3,000,000
 28 12. DEPARTMENT OF VETERANS AFFAIRS
 29 For security cameras at the Iowa veteran's cemetery:
 30 \$ 21,000
 31 13. JUDICIAL BRANCH
 32 For voice-over internet protocol phone upgrades at county
 33 courthouses:
 34 \$ 163,000
 35 Sec. 4. REVERSION. For purposes of section 8.33, unless

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1 specifically provided otherwise, unencumbered or unobligated
 2 moneys from an appropriation made in this division of this Act

3 shall not revert but shall remain available for expenditure for
4 the purposes designated until the close of the fiscal year that
5 ends two years after the end of the fiscal year for which the
6 appropriation is made. However, if the project or projects for
7 which such appropriation was made are completed in an earlier
8 fiscal year, unencumbered or unobligated moneys shall revert at
9 the close of that same fiscal year.

10 DIVISION III
11 CHANGES TO PRIOR APPROPRIATIONS

12 Sec. 5. 2015 Iowa Acts, chapter 139, section 1, subsection
13 10, paragraph b, as amended by 2017 Iowa Acts, chapter 173,
14 section 11, 2018 Iowa Acts, chapter 1162, section 9, and
15 2019 Iowa Acts, chapter 137, section 6 is amended to read as
16 follows:

17 b. For construction of a student innovation center at
18 Iowa state university of science and technology, to include
19 reimbursement of infrastructure costs incurred by the
20 university for construction of the facility in ~~the~~ prior fiscal
21 ~~year~~ years:

22 FY 2016–2017:		
23	\$	1,000,000
24 FY 2017–2018:		
25	\$	6,000,000
26 FY 2018–2019:		
27	\$	6,000,000
28 FY 2019–2020:		
29	\$	7,000,000
30 FY 2020–2021:		
31	\$	10,000,000
32		<u>6,625,000</u>
33 FY 2021–2022:		
34	\$	10,000,000
35		<u>13,375,000</u>

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1 Sec. 6. 2016 Iowa Acts, chapter 1133, section 7, is amended
2 to read as follows:
3 SEC. 7. REVERSION.
4 1. For Except as provided in subsection 2, for purposes
5 of section 8.33, unless specifically provided otherwise,
6 unencumbered or unobligated moneys made from an appropriation
7 in this division of this Act shall not revert but shall remain
8 available for expenditure for the purposes designated until the
9 close of the fiscal year that ends three years after the end of
10 the fiscal year for which the appropriation is made. However,
11 if the project or projects for which such appropriation was
12 made are completed in an earlier fiscal year, unencumbered
13 or unobligated moneys shall revert at the close of that same
14 fiscal year.
15 2. For purposes of section 8.33, unless specifically
16 provided otherwise, unencumbered or unobligated moneys

17 appropriated in section 6, subsection 2, of this division of
 18 this 2016 Act. shall not revert but shall remain available for
 19 the purpose designated until the close of the fiscal year that
 20 begins July 1, 2020.

21 Sec. 7. 2018 Iowa Acts, chapter 1162, section 1, is amended
 22 to read as follows:

23 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

24 For major maintenance projects:

25 FY 2018–2019: 24,500,000
 26 \$

27 Of the moneys appropriated in this subsection for the fiscal
 28 year beginning July 1, 2018, the department shall give priority
 29 to projects for repair of the roof of the state historical
 30 building and is authorized to expend such amount not to exceed
 31 \$3,300,000 for the costs associated with projects for repair of
 32 the roof of the state historical building.

33 FY 2019–2020: 20,000,000
 34 \$
 35 Of the moneys appropriated in this subsection for the fiscal

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1 year beginning July 1, 2019, the department shall give priority
 2 to projects for repair of the roof of the state historical
 3 building and is authorized to expend such amount not to exceed
 4 \$3,300,000 for the costs associated with projects for repair of
 5 the roof of the state historical building.

6 FY 2020–2021: 20,000,000
 7 \$ 12,000,000

8
 9 FY 2021–2022: 20,000,000
 10 \$ 25,000,000

11
 12 FY 2022–2023: 20,000,000
 13 \$ 25,000,000

14
 15 Sec. 8. 2018 Iowa Acts, chapter 1162, section 1, subsection
 16 10, paragraph b, is amended to read as follows:

17 b. For construction of a new veterinary diagnostic
 18 laboratory at Iowa state university of science and technology,
 19 to include reimbursement of infrastructure costs incurred by
 20 the university for construction of the laboratory in ~~the~~ prior
 21 fiscal ~~year~~ years:

22 FY 2018–2019: 1,000,000
 23 \$

24 FY 2019–2020: 12,500,000
 25 \$

26 FY 2020–2021: 12,500,000
 27 \$ 7,500,000

28
 29 FY 2021–2022: 12,500,000
 30 \$

31		<u>14,200,000</u>
32	FY 2022–2023:	
33 \$	<u>12,500,000</u>
34		<u>14,200,000</u>
35	FY 2023–2024:	

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1 \$	<u>12,500,000</u>
2		<u>14,200,000</u>
3	Sec. 9. 2019 Iowa Acts, chapter 137, section 1, subsection	
4	4, paragraphs d and e, are amended to read as follows:	
5	d. For deposit in the vacant state buildings demolition fund	
6	created in section 15.261:	
7	FY 2019–2020:	
8	..... \$	1,000,000
9	FY 2020–2021:	
10	..... \$	1,000,000
11	FY 2021–2022:	
12	..... \$	1,000,000
13	e. For deposit in the vacant state buildings rehabilitation	
14	fund created in section 15.262, notwithstanding section 8.57,	
15	subsection 5, paragraph “c”:	
16	FY 2019–2020:	
17	..... \$	1,000,000
18	FY 2020–2021:	
19	..... \$	1,000,000
20	FY 2021–2022:	
21	..... \$	1,000,000

22 Sec. 10. EFFECTIVE DATE. This division of this Act, being
23 deemed of immediate importance, takes effect upon enactment.

24 DIVISION IV
25 MISCELLANEOUS PROVISIONS

26 Sec. 11. Section 2.12B, Code 2020, is amended by adding the
27 following new subsection:

28 NEW SUBSECTION. 2A. The facilities manager for facilities
29 under the control of the general assembly shall develop and
30 submit to the legislative council by December 15, 2020, a
31 five-year maintenance project schedule report, with annual
32 written updates thereafter, for the Iowa state capitol and the
33 Ola Babcock Miller building.

34 Sec. 12. Section 8.57C, subsection 3, paragraph a,
35 subparagraph (2), Code 2020, is amended to read as follows:

Page 15

1 (2) The fiscal year beginning July 1, ~~2020~~ 2021, and for
2 each subsequent fiscal year thereafter.
3 Sec. 13. Section 8.57C, subsection 3, Code 2020, is amended
4 by adding the following new paragraph:
5 NEW PARAGRAPH. i. There is appropriated from the rebuild
6 Iowa infrastructure fund for the fiscal year beginning July 1,

7 2020, and ending June 30, 2021, the sum of seventeen million
8 five hundred thousand dollars to the technology reinvestment
9 fund, notwithstanding section 8.57, subsection 5, paragraph
10 "c".

11 Sec. 14. ROUTINE MAINTENANCE FUND. Notwithstanding the
12 standing appropriation in section 8A.330, there is appropriated
13 from the rebuild Iowa infrastructure fund to the department of
14 administrative services for deposit in the routine maintenance
15 fund established in section 8A.330 for the fiscal year
16 beginning July 1, 2020, the sum of one million dollars.

17 DIVISION V

18 REBUILD IOWA INFRASTRUCTURE FUND APPROPRIATION

19 Sec. 15. IOWA ECONOMIC EMERGENCY FUND TRANSFERS.

20 Notwithstanding any provision of section 8.55 to the contrary
21 and for purposes of transfers from the Iowa economic emergency
22 fund created in section 8.55 as provided in this section during
23 the fiscal year beginning July 1, 2020, the maximum balance of
24 the Iowa economic emergency fund is the amount equal to two
25 and one-half percent of the adjusted revenue estimate for the
26 fiscal year beginning July 1, 2020. If the amount of moneys
27 in the Iowa economic emergency fund is equal to the maximum
28 balance, moneys in excess of this amount shall be distributed
29 as follows during the fiscal year beginning July 1, 2020:

30 1. The first seventy million dollars shall be transferred to
31 the general fund of the state.

32 2. Of the excess remaining after the transfer in subsection
33 1, the difference, reduced by the transfer made in subsection
34 1, between the actual net revenue for the general fund of the
35 state for the fiscal year beginning July 1, 2019, and ending

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1 June 30, 2020, and the adjusted revenue estimate for the fiscal
2 year beginning July 1, 2019, and ending June 30, 2020, shall
3 be transferred to the taxpayer relief fund created in section
4 8.57E.

5 3. The remainder of the excess, if any, shall be transferred
6 to the general fund of the state.

7 Sec. 16. REBUILD IOWA INFRASTRUCTURE FUND — GENERAL FUND
8 APPROPRIATION. There is appropriated from the general fund
9 of the state for the fiscal year beginning July 1, 2019, and
10 ending June 30, 2020, to the rebuild Iowa infrastructure fund
11 created in section 8.57, the sum of seventy million dollars.

12 Sec. 17. EFFECTIVE DATE. This division of this Act, being
13 deemed of immediate importance, takes effect upon enactment.

14 Sec. 18. RETROACTIVE APPLICABILITY. This division of this
15 Act applies retroactively to June 1, 2020.

16 DIVISION VI

17 CONTINGENT EFFECTIVE DATE AND RETROACTIVE APPLICABILITY

18 Sec. 19. EFFECTIVE UPON ENACTMENT. Unless otherwise
19 provided, this Act, if approved by the governor on or after
20 July 1, 2020, takes effect upon enactment.

21 Sec. 20. RETROACTIVE APPLICABILITY. Unless otherwise
 22 provided, this Act, if approved by the governor on or after
 23 July 1, 2020, applies retroactively to July 1, 2020.>
 24 2. By renumbering as necessary.

CRAIG JOHNSON

S-5157

1 Amend House File 2641, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:
 5 <DIVISION I
 6 DEPARTMENT OF REVENUE ADMINISTRATION AND PENALTY PROVISIONS
 7 Section 1. Section 421.6, Code 2020, is amended to read as
 8 follows:
 9 **421.6 Definition of return.**
 10 For purposes of this title, unless the context otherwise
 11 requires, “return” means any tax or information return, amended
 12 return, declaration of estimated tax, or claim for refund
 13 that is required by, provided for, or permitted under, the
 14 provisions of this title or section 533.329, and which is filed
 15 with the department by, on behalf of, or with respect to any
 16 person. “Return” includes any amendment or supplement to these
 17 items, including supporting schedules, attachments, or lists
 18 which are supplemental to or part of the filed return.
 19 Sec. 2. Section 421.17, Code 2020, is amended by adding the
 20 following new subsection:
 21 **NEW SUBSECTION. 36.** To enter into an agreement pursuant
 22 to chapter 28E with the state fair organized under chapter 173
 23 or with a fair defined in section 174.1, to collect and remit
 24 taxes and fees from sellers making sales at retail on property
 25 owned, controlled, or operated by a fair or through events
 26 conducted by a fair.
 27 Sec. 3. Section 421.27, subsection 1, Code 2020, is amended
 28 to read as follows:
 29 1. *Failure to timely file a return or deposit form.*
 30 a. If a person fails to file with the department on or
 31 before the due date a return or deposit form there shall be
 32 added to the tax shown due or required to be shown due a penalty
 33 of ten percent of the tax shown due or required to be shown due.
 34 b. In the case of a specified business with no tax shown
 35 due or required to be shown due that fails to timely file an

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1 income return, the specified business shall pay the greater of
 2 the following penalty amounts:
 3 (1) Two hundred dollars.
 4 (2) An amount equal to ten percent of the imputed Iowa
 5 liability of the specified business, not to exceed twenty-five

6 thousand dollars.

7 c. The penalty, if assessed pursuant to paragraph "a" or
8 "b," shall be waived by the department upon a showing of any of
9 the following conditions:

- 10 ~~e.~~ (1) ~~At~~ An amount of tax greater than zero is required to
11 be shown due and at least ninety percent of the tax required to
12 be shown due has been paid by the due date of the tax.
13 ~~b.~~ (2) Those taxpayers who are required to file quarterly
14 returns, or monthly or semimonthly deposit forms may have one
15 late return or deposit form within a three-year period. The
16 use of any other penalty exception will not count as a late
17 return or deposit form for purposes of this exception.
18 ~~e.~~ (3) The death of a taxpayer, death of a member of
19 the immediate family of the taxpayer, or death of the person
20 directly responsible for filing the return and paying the tax,
21 when the death interferes with timely filing.
22 ~~d.~~ (4) The onset of serious, long-term illness or
23 hospitalization of the taxpayer, of a member of the immediate
24 family of the taxpayer, or of the person directly responsible
25 for filing the return and paying the tax.
26 ~~e.~~ (5) Destruction of records by fire, flood, or other act
27 of God.
28 ~~f.~~ (6) The taxpayer presents proof that the taxpayer
29 relied upon applicable, documented, written advice specifically
30 made to the taxpayer, to the taxpayer's preparer, or to an
31 association representative of the taxpayer from the department,
32 state department of transportation, county treasurer, or
33 federal internal revenue service, whichever is appropriate,
34 that has not been superseded by a court decision, ruling by a
35 quasi-judicial body, or the adoption, amendment, or repeal of

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1 a rule or law.

- 2 ~~g.~~ (7) Reliance upon results in a previous audit was a
3 direct cause for the failure to file where the previous audit
4 expressly and clearly addressed the issue and the previous
5 audit results have not been superseded by a court decision, or
6 the adoption, amendment, or repeal of a rule or law.
7 ~~h.~~ (8) Under rules prescribed by the director, the taxpayer
8 presents documented proof of substantial authority to rely
9 upon a particular position or upon proof that all facts and
10 circumstances are disclosed on a return or deposit form.
11 ~~i.~~ (9) The return, deposit form, or payment is timely,
12 but erroneously, mailed with adequate postage to the internal
13 revenue service, another state agency, or a local government
14 agency and the taxpayer provides proof of timely mailing with
15 adequate postage.
16 ~~j.~~ (10) The tax has been paid by the wrong licensee and the
17 payments were timely remitted to the department for one or more
18 tax periods prior to notification by the department.
19 ~~k.~~ (11) The failure to file was discovered through a

20 sanctioned self-audit program conducted by the department.

21 ~~+~~ (12) If the availability of funds in payment of tax
22 required to be made through electronic funds transfer is
23 delayed and the delay of availability is due to reasons beyond
24 the control of the taxpayer. “*Electronic funds transfer*” means
25 any transfer of funds, other than a transaction originated
26 by check, draft, or similar paper instrument, that is
27 initiated through an electronic terminal telephone, computer,
28 magnetic tape, or similar device for the purpose of ordering,
29 instructing, or authorizing a financial institution to debit or
30 credit an account.

31 ~~---~~ (13) The failure to file a timely inheritance tax return
32 resulting solely from a disclaimer that required the personal
33 representative to file an inheritance tax return. The penalty
34 shall be waived if such return is filed and any tax due is paid
35 within the later of nine months from the date of death or sixty

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1 days from the delivery or filing of the disclaimer pursuant to
2 section 633E.12.

3 ~~---~~ (14) That an Iowa inheritance tax return is filed for
4 an estate within the later of nine months from the date of
5 death or sixty days from the filing of a disclaimer by the
6 beneficiary of the estate refusing to take the property or
7 right or interest in the property.

8 Sec. 4. Section 421.27, subsections 4 and 6, Code 2020, are
9 amended to read as follows:

10 4. *Willful failure to file or deposit.*

11 a. (1) In case of willful failure to file a return
12 or deposit form with the intent to evade tax or a filing
13 requirement, or in case of willfully filing a false return
14 or deposit form with the intent to evade tax, in lieu of the
15 penalties otherwise provided in this section, a penalty of
16 seventy-five percent shall be added to the amount shown due or
17 required to be shown as tax on the return or deposit form.

18 (2) In case of a willful failure by a specified business to
19 file an income return with no tax shown due or required to be
20 shown due with intent to evade a filing requirement, or in case
21 of willfully filing a false income return with no tax shown due
22 or required to be shown due with the intent to evade reporting
23 of Iowa-source income, the penalty imposed shall be the greater
24 of the following amounts:

25 (a) One thousand five hundred dollars.

26 (b) An amount equal to seventy-five percent of the imputed
27 Iowa liability of the specified business.

28 (3) If penalties are applicable for failure to file a
29 return or deposit form and failure to pay the tax shown due or
30 required to be shown due on the return or deposit form, the
31 penalty provision for failure to file shall be in lieu of the
32 penalty provisions for failure to pay the tax shown due or
33 required to be shown due on the return or deposit form, except

34 in the case of willful failure to file a return or deposit form
 35 or willfully filing a false return or deposit form with intent

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1 to evade tax.
 2 *b.* The penalties imposed under this subsection are not
 3 subject to waiver.
 4 6. ~~Improper receipt of payments~~ Liability — fraudulent
 5 practice. A person who makes an erroneous application for
 6 refund, credit, reimbursement, rebate, or other payment shall
 7 be liable for any overpayment received or tax liability reduced
 8 plus interest at the rate in effect under section 421.7.
 9 *a.* In addition, a person ~~who willfully commits a fraudulent~~
 10 ~~practice and is liable for a penalty equal to seventy-five~~
 11 ~~percent of the refund, credit, exemption, reimbursement,~~
 12 ~~rebate, or other payment or benefit being claimed if the person~~
 13 ~~does any of the following:~~
 14 (1) ~~Willfully makes a false or frivolous application for~~
 15 ~~refund, credit, exemption, reimbursement, rebate, or other~~
 16 ~~payment or benefit with intent to evade tax or with intent to~~
 17 ~~receive a refund, credit, exemption, reimbursement, rebate,~~
 18 ~~or other payment or benefit, to which the person is not~~
 19 ~~entitled is guilty of a fraudulent practice and is liable for a~~
 20 ~~penalty equal to seventy five percent of the refund, credit,~~
 21 ~~reimbursement, rebate, or other payment being claimed.~~
 22 (2) ~~Willfully submits any false information, document,~~
 23 ~~or document containing false information in support of an~~
 24 ~~application for refund, credit, exemption, reimbursement,~~
 25 ~~rebate, or other payment or benefit with the intent to evade~~
 26 ~~tax.~~
 27 (3) ~~Willfully submits with any false information, document,~~
 28 ~~or document containing false information in support of an~~
 29 ~~application for refund with the intent to receive a refund,~~
 30 ~~credit, exemption, reimbursement, rebate, or other payment~~
 31 ~~benefit, to which the person is not entitled.~~
 32 *b.* Payments, penalties, and interest due under this
 33 subsection may be collected and enforced in the same manner as
 34 the tax imposed.
 35 Sec. 5. Section 421.27, Code 2020, is amended by adding the

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1 following new subsections:
 2 NEW SUBSECTION. 8. Definitions. As used in this section:
 3 *a.* "Imputed Iowa liability" means any of the following:
 4 (1) In the case of corporations other than corporations
 5 described in section 422.34 or section 422.36, subsection 5,
 6 the corporation's Iowa net income after the application of the
 7 Iowa business activity ratio, if applicable, multiplied by the
 8 top income tax rate imposed under section 422.33 for the tax
 9 year.

(2) In the case of financial institutions as defined in section 422.61, the financial institution's Iowa net income after the application of the Iowa business activity ratio, if applicable, multiplied by the franchise tax rate imposed under section 422.63 for the tax year.

(3) In this case of all other entities, including corporations described in section 422.36, subsection 5, and all other entities required to file an information return under section 422.15, subsection 2, the entity's Iowa net income after the application of the Iowa business activity ratio, if applicable, multiplied by the top income tax rate imposed under section 422.5A for the tax year.

b. "Income return" means an income tax return or information return required under section 422.15, subsection 2, or section 422.36, 422.37, or 422.62.

c. "Specified business" means a partnership or other entity required to file an information return under section 422.15, subsection 2, a corporation required to file a return under section 422.36 or 422.37, or a financial institution required to file a return under section 422.62.

NEW SUBSECTION. 9. Additional penalty. In addition to the penalties imposed by this section, if a taxpayer fails to file a return within ninety days of written notice by the department that the taxpayer is required to do so, there shall be added to the amount shown due or required to be shown due a penalty in the amount of one thousand dollars.

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1 Sec. 6. **NEW SECTION. 421.27A Perjury.**

2 1. For purposes of this title, a form, application, or any
3 other documentation required or requested by the department
4 shall be required to be certified under penalty of perjury that
5 the information contained in the form, application, or other
6 documentation is true and correct.

7 2. A person commits a class "D" felony under any of the
8 following circumstances:

9 *a.* The person makes a form, application, or other document
10 containing false information in support of an application for
11 refund, credit, exemption, reimbursement, rebate, or other
12 payment or benefit with intent to evade tax.

13 *b.* The person makes a form, application, or other document
14 containing false information with intent to unlawfully receive
15 a refund, credit, exemption, reimbursement, rebate, or other
16 payment or benefit, to which the person is not entitled.

17 *c.* The person knowingly makes any false affidavit.

18 *d.* The person knowingly swears or affirms falsely to any
19 matter or thing required by the terms of this title to be sworn
20 to or affirmed.

21 Sec. 7. **NEW SECTION. 421.59 Power of attorney — authority
22 to act on behalf of taxpayer.**

23 1. *a.* A taxpayer may authorize an individual to act on

24 behalf of the taxpayer by filing a power of attorney with the
25 department, on a form prescribed by the department.
26 **b.** A taxpayer may at any time revoke a power of attorney
27 filed with the department pursuant to subsection 1. Upon
28 processing of the taxpayer's revocation of a power of attorney,
29 the department shall cease honoring the power of attorney.
30 **2.** The department may authorize the following persons to act
31 and receive information on behalf of and exercise all of the
32 rights of a taxpayer, regardless of whether a power of attorney
33 has been filed pursuant to subsection 1:
34 **a.** A guardian, conservator, or custodian appointed by a
35 court, if a taxpayer has been deemed legally incompetent by a

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1 court. The authority of the appointee to act on behalf of the
2 taxpayer shall be limited to the extent specifically stated in
3 the order of appointment.
4 **(1)** Upon request, a guardian, conservator, or custodian of
5 a taxpayer shall submit to the department a copy of the court
6 order appointing the guardian, conservator, or custodian.
7 **(2)** The department may petition the court that appointed the
8 guardian, conservator, or custodian to verify the appointment
9 or to determine the scope of the appointment.
10 **b.** A receiver appointed pursuant to chapter 680. An
11 appointed receiver shall be limited to act on behalf of the
12 taxpayer by the authority stated in the order of appointment.
13 **(1)** Upon the request of the department, a receiver shall
14 submit to the department a copy of the court order appointing
15 the receiver.
16 **(2)** The department may petition the court that appointed the
17 receiver to verify the appointment or to determine the scope
18 of the appointment.
19 **c.** An individual who has been named as an authorized
20 representative on a fiduciary return of income filed under
21 section 422.14 or a tax return filed under chapter 450.
22 **d.** **(1)** An individual holding the following title or
23 position within a corporation, association, partnership, or
24 other business entity:
25 **(a)** A president or chief executive officer, or any other
26 officer of the corporation or association if the president or
27 chief executive officer certifies that the officer has the
28 authority to legally bind the corporation or association.
29 **(b)** A designated partner duly authorized to act on behalf
30 of the partnership.
31 **(c)** A person authorized to act on behalf of a limited
32 liability company in tax matters pursuant to a valid statement
33 of authority.
34 **(2)** An individual seeking to act on behalf of a taxpayer
35 pursuant to this paragraph shall file an affidavit with the

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1 department attesting to the identity and qualifications of the
2 individual and any necessary certifications required under this
3 paragraph. The department may require any documents or other
4 evidence to demonstrate the individual has authority to act on
5 behalf of the taxpayer before the department.

6 e. A licensed attorney who has appeared on behalf of the
7 taxpayer or the taxpayer's estate in a court proceeding.
8 Authorization under this paragraph is limited to those matters
9 within the scope of the representation.

10 f. A parent or guardian of a taxpayer who has not reached
11 the age of majority where the parent or guardian has signed the
12 taxpayer's return on behalf of the taxpayer. Authorization
13 under this paragraph is limited to those matters relating to
14 the return signed by the parent or guardian. Authorization
15 under this paragraph automatically terminates when the taxpayer
16 reaches the age of majority pursuant to section 599.1.

17 3. a. In lieu of executing a power of attorney pursuant
18 to subsection 1, the department may enter into a memorandum of
19 understanding with the taxpayer for each employee, officer,
20 or member of a third-party entity engaged with or otherwise
21 hired by a taxpayer to manage the tax matters of the taxpayer,
22 to permit the disclosure of confidential tax information to
23 the third-party entity and the authority to act on behalf of
24 the taxpayer. The memorandum of understanding shall adhere to
25 requirements as established by the director.

26 b. The memorandum of understanding shall be signed by
27 the director, the taxpayer, and the third-party entity or an
28 authorized representative of the third-party entity.

29 c. At any time, a taxpayer may unilaterally revoke
30 a memorandum of understanding entered into pursuant to
31 this subsection by filing a notice of revocation with the
32 department. Upon the filing of such a revocation by the
33 taxpayer, the department shall cease honoring the memorandum
34 of understanding.

35 4. The department shall adopt rules pursuant to chapter 17A

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1 to administer this section.

2 Sec. 8. Section 421.60, subsection 2, paragraph a,
3 subparagraph (2), Code 2020, is amended to read as follows:

4 (2) The statement prepared in accordance with this
5 paragraph shall be available on the department's internet site.
6 The internet site for this information shall be distributed by
7 the department to all taxpayers at the first contact by the
8 department with respect to the determination or collection of
9 any tax, except in the case of simply providing tax forms.

10 Sec. 9. Section 421.60, Code 2020, is amended by adding the
11 following new subsection:

12 NEW SUBSECTION. 11. *Electronic communication.*

13 Notwithstanding any provision of the law to the contrary, for
14 purposes of this title and sections 321.105A and 533.329, a
15 taxpayer may elect to receive any notices, correspondence,
16 or other communication electronically that the department is
17 required to send by regular mail. The director may establish
18 procedures and limitations for obtaining this election from the
19 taxpayer.

20 Sec. 10. Section 421.62, subsection 1, Code 2020, is amended
21 by adding the following new paragraph:

22 NEW PARAGRAPH. *0b. "Income tax return or claim for refund"*
23 means any tax return or claim for refund under chapter 422,
24 excluding withholding returns under section 422.16.

25 Sec. 11. Section 421.62, subsection 1, paragraph c,
26 subparagraph (1), Code 2020, is amended to read as follows:

27 (1) "*Tax return preparer*" means any individual who, for
28 a fee or other consideration, prepares ten or more income
29 tax returns or claims for refund ~~under chapter 422~~ during
30 a calendar year, or who assumes final responsibility for
31 completed work on such income tax returns or claims for refund
32 ~~under chapter 422~~ on which preliminary work has been done by
33 another individual.

34 Sec. 12. Section 421.62, subsection 2, paragraph a, Code
35 2020, is amended to read as follows:

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1 *a.* On or after January 1, 2020, a tax return preparer
2 is required to include the tax return preparer's PTIN on
3 any income tax return or claim for refund prepared by the
4 tax return preparer and filed ~~under chapter 422~~ with the
5 department.

6 Sec. 13. Section 421.64, subsection 1, Code 2020, is amended
7 to read as follows:

8 1. For purposes of this section, "*tax return preparer*" means
9 the same as defined in section ~~421.64~~ 421.62.

10 Sec. 14. Section 422.20, subsections 1 and 2, Code 2020, are
11 amended to read as follows:

12 1. It shall be unlawful for any present or former officer
13 or employee of the state to willfully or recklessly divulge or
14 to make known in any manner whatever not provided by law to
15 any person the amount or source of income, profits, losses,
16 expenditures, or any particular thereof, set forth or disclosed
17 in any income return, or to permit any income return or copy
18 thereof or any book containing any abstract or particulars
19 thereof to be seen or examined by any person except as provided
20 by law; and it shall be unlawful for any person to willfully or
21 recklessly print or publish in any manner whatever not provided
22 by law any income return, or any part thereof or source of
23 income, profits, losses, or expenditures appearing in any
24 income return; and any person committing an offense against the
25 foregoing provision shall be guilty of a serious misdemeanor.
26 If the offender is an officer or employee of the state, such

27 person shall also be dismissed from office or discharged from
28 employment. Nothing herein shall prohibit turning over to duly
29 authorized officers of the United States or tax officials of
30 other states state information and income returns pursuant
31 to agreement between the director and the secretary of the
32 treasury of the United States or the secretary's delegate or
33 pursuant to a reciprocal agreement with another state.
34 2. It is unlawful for an officer, employee, or agent, or
35 former officer, employee, or agent of the state to willfully

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1 or recklessly disclose to any person, except as authorized
2 in subsection 1 of this section, any federal tax return
3 or return information as defined in section 6103(b) of the
4 Internal Revenue Code. It is unlawful for a person to whom
5 any federal tax return or return information, as defined in
6 section 6103(b) of the Internal Revenue Code, is disclosed
7 in a manner unauthorized by subsection 1 of this section
8 to thereafter willfully or recklessly print or publish in
9 any manner not provided by law any such return or return
10 information. A person violating this provision is guilty of
11 a serious misdemeanor.

12 Sec. 15. Section 422.20, subsection 3, paragraph a, Code
13 2020, is amended to read as follows:

14 a. Unless otherwise expressly permitted by section 8A.504,
15 section 8G.4, section 11.41, section 96.11, subsection 6,
16 section 421.17, subsections 22, 23, and 26, section 421.17,
17 subsection 27, paragraph "k", section 421.17, subsection 31,
18 section 252B.9, section 321.40, subsection 6, sections 321.120,
19 421.19, 421.28, 421.59, 422.72, and 452A.63, this section, or
20 another provision of law, a tax return, return information, or
21 investigative or audit information shall not be divulged to any
22 person or entity, other than the taxpayer, the department, or
23 internal revenue service for use in a matter unrelated to tax
24 administration.

25 Sec. 16. Section 422.20, Code 2020, is amended by adding the
26 following new subsections:

27 NEW SUBSECTION. 3A. The director may disclose the tax
28 return of a partnership, limited liability company, or S
29 corporation, any such return information, or any investigative
30 information related to the return, to any person who was a
31 partner, shareholder, or member of such an entity during any
32 part of the period covered by the return.

33 NEW SUBSECTION. 3B. a. Prior to being made available for
34 public inspection, the department shall redact from the record
35 in an appeal or contested case the following information from

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1 any pleading, exhibit, attachment, motion, written evidence,
2 final order, decision, or opinion:

3 (1) A financial account number.
4 (2) An account number generated by the department to
5 identify an audit or examination.
6 (3) A social security number.
7 (4) A federal employer identification number.
8 (5) The name of a minor.
9 (6) A medical record or other medical information.
10 b. Upon a motion filed by the taxpayer, the department
11 may redact from the record in an appeal or contested case any
12 other information from a pleading, exhibit, attachment, motion,
13 or written evidence, if the taxpayer proves by clear and
14 convincing evidence that the release of such information would
15 disclose a trade secret or be a clear, unwarranted invasion of
16 personal privacy.
17 c. Notwithstanding paragraph "a", when making final orders,
18 decisions, or opinions available for public inspection, the
19 department may disclose the items in paragraph "a" if the
20 department determines such information is necessary to the
21 resolution or decision of the appeal or case.
22 d. Except as described in paragraphs "a" and "b", all
23 information contained in a pleading, exhibit, attachment,
24 motion, written evidence, final order, decision, opinion,
25 and the record in an appeal or contested case is subject to
26 examination to the extent provided by chapter 22.
27 Sec. 17. Section 422.25, subsection 1, Code 2020, is amended
28 by adding the following new paragraph:
29 **NEW PARAGRAPH.** c. The period of examination and
30 determination is unlimited under this title in the case of
31 any action by the department to recover or rescind any tax
32 expenditure as defined by section 2.48, subsection 1, or any
33 other incentive or assistance, due to a failure to meet or
34 maintain the requirements of a program administered by the
35 economic development authority.

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1 Sec. 18. Section 422.69, subsection 1, Code 2020, is amended
2 to read as follows:
3 1. All fees, taxes, interest, and penalties imposed under
4 this chapter shall be paid to the department in the form of
5 remittances payable to the ~~state treasurer~~ department and the
6 department shall transmit each payment daily to the state
7 treasurer.
8 Sec. 19. Section 422.72, subsection 1, paragraph a,
9 subparagraph (1), Code 2020, is amended to read as follows:
10 (1) It is unlawful for the director, or any person having
11 an administrative duty under this chapter, or any present or
12 former officer or other employee of the state authorized by the
13 director to examine returns, to willfully or recklessly divulge
14 in any manner whatever, the business affairs, operations, or
15 information obtained by an investigation under this chapter of
16 records and equipment of any person visited or examined in the

17 discharge of official duty, or the amount or source of income,
18 profits, losses, expenditures or any particular thereof, set
19 forth or disclosed in any return, or to willfully or recklessly
20 permit any return or copy of a return or any book containing
21 any abstract or particulars thereof to be seen or examined by
22 any person except as provided by law.

23 Sec. 20. Section 422.72, Code 2020, is amended by adding the
24 following new subsection:

25 NEW SUBSECTION. 7A. a. Prior to being made available for
26 public inspection, the department shall redact from the record
27 in an appeal or contested case the following information from
28 any pleading, exhibit, attachment, motion, written evidence,
29 final order, decision, or opinion:

30 (1) A financial account number.

31 (2) An account number generated by the department to
32 identify an audit or examination.

33 (3) A social security number.

34 (4) A federal employer identification number.

35 (5) The name of a minor.

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1 (6) A medical record or other medical information.

2 b. Upon a motion filed by the taxpayer, the department
3 may redact from the record in an appeal or contested case any
4 other information from a pleading, exhibit, attachment, motion,
5 or written evidence, if the taxpayer proves by clear and
6 convincing evidence that the release of such information would
7 disclose a trade secret or be a clear, unwarranted invasion of
8 personal privacy.

9 c. Notwithstanding paragraph "a", when making final orders,
10 decisions, or opinions available for public inspection, the
11 department may disclose the items in paragraph "a" if the
12 department determines such information is necessary to the
13 resolution or decision of the appeal or case.

14 d. Except as described in paragraphs "a" and "b", all
15 information contained in a pleading, exhibit, attachment,
16 motion, written evidence, final order, decision, opinion,
17 and the record in an appeal or contested case is subject to
18 examination to the extent provided by chapter 22.

19 Sec. 21. Section 423.37, Code 2020, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 4. The period of limitation on examination
22 and determination is unlimited under this title in the case
23 of any action by the department to recover or rescind any tax
24 expenditure as defined by section 2.48, subsection 1, or any
25 other incentive or assistance, due to a failure to meet or
26 maintain the requirements of a program administered by the
27 economic development authority.

28 Sec. 22. Section 428A.1, subsection 3, Code 2020, is amended
29 to read as follows:

30 3. The declaration of value shall state the full

31 consideration paid for the real property transferred. If
32 agricultural land, as defined in section 9H.1, is purchased by
33 a corporation, limited partnership, trust, alien or nonresident
34 alien, the declaration of value shall include the name and
35 address of the buyer, the name and address of the seller, a

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1 legal description of the agricultural land, and identify the
2 buyer as a corporation, limited partnership, trust, alien, or
3 nonresident alien. The county recorder shall not record the
4 declaration of value, but shall enter on the declaration of
5 value information the director of revenue requires for the
6 production of the sales/assessment ratio study and transmit
7 all declarations of value to the city or county assessor in
8 whose jurisdiction the property is located. The city or county
9 assessor shall ~~enter on the declaration of value~~ provide the
10 information the director of revenue requires for the production
11 of the sales/assessment ratio study ~~and transmit one copy of~~
12 ~~each declaration of value to the director of revenue,~~ at times
13 as directed by the director of revenue. The assessor shall
14 retain ~~one copy of each declaration of value~~ for three years
15 from December 31 of the year in which the transfer of realty
16 for which the declaration was filed took place. The director
17 of revenue shall, upon receipt of the information required to
18 be filed under this chapter by the city or county assessor,
19 send to the office of the secretary of state that part of the
20 declaration of value which identifies a corporation, limited
21 partnership, trust, alien, or nonresident alien as a purchaser
22 of agricultural land as defined in section 9H.1.

23 Sec. 23. Section 441.48, Code 2020, is amended to read as
24 follows:

25 **441.48 Notice of adjustment.**

26 1. Before the department of revenue shall adjust the
27 valuation of any class of property any such percentage, the
28 department shall first serve ten days' notice by mail, on the
29 county auditor of the county whose valuation is proposed to be
30 adjusted. The department shall hold an adjourned meeting after
31 such

32 2. If the county or assessing jurisdiction intends to
33 protest the proposed adjustment, the board of supervisors or
34 city council, as applicable, shall provide the department with
35 notice of intent to protest prior to expiration of the ten

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1 days' notice.

2 3. After expiration of the ten days' notice, at which time
3 the county or assessing jurisdiction may appear by its city
4 council or board of supervisors, city or county attorney, and
5 other assessing jurisdiction, or city or county officials, and
6 make written or oral protest against such proposed adjustment.

7 4. The protest shall consist simply of a statement of the
8 error, or errors, complained of with such facts as may lead to
9 their correction. ~~At the adjourned meeting~~

10 5. After written protest is received, or an oral protest
11 is heard, the final action may be taken in reference to the
12 proposed adjustment.

13 Sec. 24. Section 489.706, subsection 2, Code 2020, is
14 amended to read as follows:

15 2. The secretary of state shall refer the federal tax
16 identification number contained in the application for
17 reinstatement to the ~~departments department~~ of ~~revenue and~~
18 workforce development. The ~~departments department~~ of ~~revenue~~
19 ~~and~~ workforce development shall report to the secretary of
20 state the tax status of the limited liability company. If
21 ~~either the~~ department reports to the secretary of state that
22 a filing delinquency or liability exists against the limited
23 liability company, the secretary of state shall not cancel the
24 declaration of dissolution until the filing delinquency or
25 liability is satisfied.

26 Sec. 25. Section 490.1422, subsection 2, paragraph a, Code
27 2020, is amended to read as follows:

28 a. The secretary of state shall refer the federal tax
29 identification number contained in the application for
30 reinstatement to the ~~departments department~~ of ~~revenue and~~
31 workforce development. The ~~departments department~~ of ~~revenue~~
32 ~~and~~ workforce development shall report to the secretary
33 of state the tax status of the corporation. If ~~either the~~
34 department reports to the secretary of state that a filing
35 delinquency or liability exists against the corporation,

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1 the secretary of state shall not cancel the certificate of
2 dissolution until the filing delinquency or liability is
3 satisfied.

4 Sec. 26. Section 501.813, subsection 2, paragraph a, Code
5 2020, is amended to read as follows:

6 a. The secretary of state shall refer the federal tax
7 identification number contained in the application for
8 reinstatement to the ~~departments department~~ of ~~revenue and~~
9 workforce development. The ~~departments department~~ of ~~revenue~~
10 ~~and~~ workforce development shall report to the secretary
11 of state the tax status of the cooperative. If ~~either the~~
12 department reports to the secretary of state that a filing
13 delinquency or liability exists against the cooperative,
14 the secretary of state shall not cancel the certificate of
15 dissolution until the filing delinquency or liability is
16 satisfied.

17 Sec. 27. Section 504.1423, subsection 2, paragraph a, Code
18 2020, is amended to read as follows:

19 a. The secretary of state shall refer the federal tax
20 identification number contained in the application for

21 reinstatement to the ~~departments~~ department of revenue and
22 workforce development. The ~~departments~~ department of revenue
23 and workforce development shall report to the secretary
24 of state the tax status of the corporation. If ~~either the~~ the
25 department reports to the secretary of state that a filing
26 delinquency or liability exists against the corporation,
27 the secretary of state shall not cancel the certificate of
28 dissolution until the filing delinquency or liability is
29 satisfied.

30 Sec. 28. Section 533.329, Code 2020, is amended by adding
31 the following new subsection:

32 NEW SUBSECTION. 03. Returns shall be in the form the
33 director of revenue prescribes, and shall be filed with the
34 department of revenue on or before the last day of the fourth
35 month after the expiration of the tax year. The moneys and

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1 credits tax is due and payable on the last day of the fourth
2 month after the expiration of the tax year.

3 Sec. 29. Section 533.329, subsection 3, Code 2020, is
4 amended to read as follows:

5 3. The department of revenue shall administer and enforce
6 the provisions of this section, and except as explicitly
7 provided in this section or another provision of law, shall
8 apply all applicable penalty, interest, and administrative
9 provisions of chapters 421 and 422 as nearly as possible in
10 administering and enforcing the moneys and credits tax imposed
11 by this section.

12 Sec. 30. LEGISLATIVE INTENT. It is the intent of the
13 general assembly that the sections of this division amending
14 Code sections 422.25 and 423.37 are conforming amendments
15 consistent with current state law, and that the amendments
16 do not change the application of current law but instead
17 reflect current law both before and after the enactment of this
18 division of this Act.

19 Sec. 31. EFFECTIVE DATE. The following, being deemed of
20 immediate importance, take effect upon enactment:

21 1. The section of this division of this Act amending section
22 422.25.

23 2. The section of this division of this Act amending section
24 423.37.

25 Sec. 32. APPLICABILITY. The following applies to any
26 return for which a written notice that the taxpayer is required
27 to file such return is issued by the department on or after
28 January 1, 2022:

29 The portion of the section of this division of this Act
30 enacting section 421.27, subsection 9.

31 Sec. 33. APPLICABILITY. The following apply to tax years
32 beginning on or after January 1, 2022:

33 1. The section of this division of this Act amending section
34 421.27, subsection 1.

35 2. The portion of the section of this division of this Act

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1 amending section 421.27, subsection 4.

2 3. The portion of the section of this division of this Act

3 enacting section 421.27, subsection 8.

4 DIVISION II

5 SALES AND USE TAX

6 Sec. 34. Section 321G.4, subsection 2, Code 2020, is amended
7 to read as follows:

8 2. a. The owner of the snowmobile shall file an application
9 for registration with the department through the county
10 recorder of the county of residence in the manner established
11 by the commission. The application shall be completed by the
12 owner and shall be accompanied by a fee of fifteen dollars and
13 a writing fee as provided in section 321G.27. A snowmobile
14 shall not be registered by the county recorder until the
15 county recorder is presented with receipts, bills of sale,
16 or other satisfactory evidence that the sales or use tax has
17 been paid for the purchase of the snowmobile or that the
18 owner is exempt from paying the tax. A snowmobile that has
19 an expired registration certificate from another state may be
20 registered in this state upon proper application, payment of
21 all applicable registration and writing fees, and payment of a
22 penalty of five dollars.

23 b. If the owner of the snowmobile is unable to present
24 satisfactory evidence that the sales or use tax has been paid,
25 the county recorder shall collect the tax. On or before the
26 tenth day of each month, the county recorder shall remit to
27 the department of revenue the amount of the taxes collected
28 during the preceding month, together with an itemized statement
29 on forms furnished by the department of revenue showing the
30 name of each taxpayer, the make and purchase price of each
31 snowmobile, the amount of tax paid, and such other information
32 as the department of revenue requires.

33 Sec. 35. Section 321I.4, subsection 2, Code 2020, is amended
34 to read as follows:

35 2. a. The owner of the all-terrain vehicle shall file an

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1 application for registration with the department through the
2 county recorder of the county of residence, or in the case
3 of a nonresident owner, in the county of primary use, in the
4 manner established by the commission. The application shall
5 be completed by the owner and shall be accompanied by a fee
6 of fifteen dollars and a writing fee as provided in section
7 321I.29. An all-terrain vehicle shall not be registered by the
8 county recorder until the county recorder is presented with
9 receipts, bills of sale, or other satisfactory evidence that
10 the sales or use tax has been paid for the purchase of the

11 all-terrain vehicle or that the owner is exempt from paying the
12 tax. An all-terrain vehicle that has an expired registration
13 certificate from another state may be registered in this state
14 upon proper application, payment of all applicable registration
15 and writing fees, and payment of a penalty of five dollars.

16 b. If the owner of the all-terrain vehicle is unable to
17 present satisfactory evidence that the sales or use tax has
18 been paid, the county recorder shall collect the tax. On or
19 before the tenth day of each month, the county recorder shall
20 remit to the department of revenue the amount of the taxes
21 collected during the preceding month, together with an itemized
22 statement on forms furnished by the department of revenue
23 showing the name of each taxpayer, the make and purchase price
24 of each all-terrain vehicle, the amount of tax paid, and such
25 other information as the department of revenue requires.

26 Sec. 36. Section 423.2, subsection 6, paragraph bs, Code
27 2020, is amended to read as follows:

28 *bs.* Services arising from or related to installing,
29 maintaining, servicing, repairing, operating, upgrading, or
30 enhancing either specified digital products or software sold
31 as tangible personal property.

32 Sec. 37. Section 423.2, subsection 8, paragraph d,
33 subparagraph (1), Code 2020, is amended to read as follows:

34 (1) The retail sale of tangible personal property or
35 specified digital product and a service, where the tangible

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1 personal property or specified digital product is essential
2 to the use of the service, and is provided exclusively in
3 connection with the service, and the true object of the
4 transaction is the service.

5 Sec. 38. Section 423.3, subsection 3A, Code 2020, is amended
6 to read as follows:

7 3A. The sales price from the sale of a commercial recreation
8 service offering the opportunity to hunt a preserve whitetail
9 as defined in section 484C.1 if the sale occurred between July
10 1, 2005, and December 31, 2015.

11 Sec. 39. Section 423.3, subsection 31, unnumbered paragraph
12 1, Code 2020, is amended to read as follows:

13 The sales price of tangible personal property or specified
14 digital products sold to and of services furnished to a tribal
15 government as defined in 216A.161, or the sales price of
16 tangible personal property or specified digital products sold
17 to and of services furnished, and used for public purposes
18 sold to a tax-certifying or tax-levying body of the state or a
19 governmental subdivision of the state, including the following:
20 regional transit systems, as defined in section 324A.1;
21 the state board of regents; department of human services;
22 state department of transportation; any municipally owned
23 solid waste facility which sells all or part of its processed
24 waste as fuel to a municipally owned public utility; and all

25 divisions, boards, commissions, agencies, or instrumentalities
26 of state, federal, county, ~~or~~ municipal ~~government, or tribal~~
27 ~~government~~ which have no earnings going to the benefit of an
28 equity investor or stockholder, except any of the following:

29 Sec. 40. Section 423.3, subsection 80, paragraphs b and c,
30 Code 2020, are amended to read as follows:

31 b. Subject to the limitations in paragraph "c", if a
32 contractor, subcontractor, or builder is to use building
33 materials, supplies, ~~and~~ equipment, ~~or services~~ in the
34 performance of a written construction contract with a
35 designated exempt entity, the person shall purchase such

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1 items of tangible personal property or services without
2 liability for the tax if such property or services will be
3 used in the performance of the written construction contract
4 and a purchasing agent authorization letter and an exemption
5 certificate, issued by the designated exempt entity, are
6 presented to the retailer.

7 c. (1) With regard to a written construction contract
8 with a designated exempt entity described in paragraph "a",
9 subparagraph (1), the sales price of building materials,
10 supplies, ~~or~~ equipment, or services is exempt from tax by this
11 subsection only to the extent the building materials, supplies,
12 ~~or~~ equipment, or services are completely consumed in the
13 performance of the construction contract with the designated
14 exempt entity, and only if the property that is the subject
15 of the construction project becomes public property or the
16 property of the designated exempt entity.

17 (2) With regard to a written construction contract with
18 a designated exempt entity described in paragraph "a",
19 subparagraph (2), the sales price of building materials,
20 supplies, ~~or~~ equipment, or services is exempt from tax by this
21 subsection only to the extent the building materials, supplies,
22 ~~or~~ equipment, or services are completely consumed in the
23 performance of a construction contract to construct a project,
24 as defined in section 15J.2, subsection 10, which project has
25 been approved by the economic development authority board in
26 accordance with chapter 15J.

27 Sec. 41. Section 423.4, subsection 1, Code 2020, is amended
28 to read as follows:

29 1. a. For purposes of this subsection, a "designated exempt
30 entity" means any of the following:

31 (1) A private nonprofit educational institution in this
32 state;

33 (2) A nonprofit Iowa affiliate of a nonprofit international
34 organization whose primary activity is the promotion of the
35 construction, remodeling, or rehabilitation of one-family or

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1 two-family dwellings for low-income families;
 2 (3) A nonprofit private museum in this state;
 3 (4) A tax-certifying or tax-levying body or governmental
 4 subdivision of the state, including the state board of regents,
 5 state department of human services, state department of
 6 transportation, ~~a~~
 7 (5) A municipally owned solid waste facility which sells all
 8 or part of its processed waste as fuel to a municipally owned
 9 public utility, ~~and all~~
 10 (6) The state of Iowa;
 11 (7) Any political subdivision of the state.
 12 (8) All divisions, boards, commissions, agencies, or
 13 instrumentalities of state, federal, county, or municipal
 14 government which do not have earnings going to the benefit of
 15 an equity investor or stockholder;
 16 (9) A tribal government as defined in section 216A.161,
 17 and any instrumentalities of the tribal government which do
 18 not have earnings going to the benefit of an equity investor
 19 or stockholder.
 20 b. A designated exempt entity may ~~make application~~ apply
 21 to the department for the refund of the sales or use tax upon
 22 the sales price of all sales of ~~goods, wares, or merchandise~~
 23 ~~building materials, supplies, equipment,~~ or from services
 24 furnished to a contractor, used in the ~~fulfillment~~ performance
 25 of a written contract with the ~~state of Iowa, any political~~
 26 ~~subdivision of the state, or a division, board, commission,~~
 27 ~~agency, or instrumentality of the state or a political~~
 28 ~~subdivision, a private nonprofit educational institution in~~
 29 ~~this state, a nonprofit Iowa affiliate described in this~~
 30 ~~subsection, or a nonprofit private museum in this state if the~~
 31 ~~property becomes an integral part of the project under contract~~
 32 ~~and at the completion of the project becomes public property,~~
 33 ~~is devoted to educational uses, becomes part of a low income~~
 34 ~~one family or two family dwelling in the state, or becomes a~~
 35 ~~nonprofit private museum; except goods, wares, or merchandise,~~

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1 designated exempt entity if all of the following apply:
 2 (1) The building materials, supplies, equipment, or
 3 services are completely consumed in the performance of a
 4 construction project with the designated entity.
 5 (2) The property that is subject of the construction project
 6 becomes public property or the property of an exempt entity.
 7 (3) The building materials, supplies, equipment, or
 8 services furnished ~~which are not~~ used in the performance of
 9 any contract in connection with the operation of any municipal
 10 utility engaged in selling gas, electricity, or heat to
 11 the general public or in connection with the operation of a
 12 municipal pay television system; and ~~except goods, wares, and~~

13 ~~merchandise are not~~ used in the performance of a contract for a
 14 “project” under chapter 419 as defined in that chapter other
 15 than goods, wares, or merchandise used in the performance of
 16 a contract for a “project” under chapter 419 for which a bond
 17 issue was approved by a municipality prior to July 1, 1968, or
 18 for which the goods, wares, or merchandise becomes an integral
 19 part of the project under contract and at the completion of the
 20 project becomes public property or is devoted to educational
 21 uses.

22 ~~or c.~~ A contractor shall state under oath, on forms
 23 provided by the department, the amount of such sales of goods,
 24 wares, or merchandise, or services furnished and used in the
 25 performance of such contract, and upon which sales or use tax
 26 has been paid, and shall file such forms with the ~~governmental~~
 27 ~~unit, private nonprofit educational institution, nonprofit Iowa~~
 28 ~~affiliate, or nonprofit private museum designated exempt entity~~
 29 which has made any written contract for performance by the
 30 contractor. The forms shall be filed by the contractor with
 31 the ~~governmental unit, educational institution, nonprofit Iowa~~
 32 ~~affiliate, or nonprofit private museum designated exempt entity~~
 33 before final settlement is made.

34 ~~b. d.~~ Such governmental unit, educational institution,
 35 ~~nonprofit Iowa affiliate, or nonprofit private museum A~~

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1 designated exempt entity shall, not more than one year after
 2 the final settlement has been made, ~~make application apply~~
 3 to the department for any refund of the amount of the sales
 4 or use tax which shall have been paid upon any ~~goods, wares,~~
 5 ~~or merchandise building materials, supplies, equipment,~~
 6 or services furnished, the application to be made in the
 7 manner and upon forms to be provided by the department,
 8 and the department shall forthwith audit the claim and, if
 9 approved, issue a warrant to the ~~governmental unit, educational~~
 10 ~~institution, nonprofit Iowa affiliate, or nonprofit private~~
 11 ~~museum designated exempt entity~~ in the amount of the sales or
 12 use tax which has been paid to the state of Iowa under the
 13 contract.

14 ~~or e.~~ Refunds authorized under this subsection shall accrue
 15 interest in accordance with section 421.60, subsection 2,
 16 paragraph “e”.

17 ~~f. f.~~ Any contractor who willfully makes a false report of
 18 tax paid under the provisions of this subsection is guilty of
 19 a simple misdemeanor and in addition shall be liable for the
 20 payment of the tax and any applicable penalty and interest.

21 Sec. 42. Section 423.4, subsection 2, paragraphs a and b,
 22 Code 2020, are amended to read as follows:

23 a. A contractor awarded a contract for a transportation
 24 construction project is considered the consumer of all building
 25 materials, building supplies, ~~and~~ equipment, ~~and services~~ and
 26 shall pay sales tax to the supplier or remit consumer use tax

27 directly to the department.
28 b. The contractor is not required to file information with
29 the state department of transportation stating the amount of
30 ~~goods, wares, or merchandise, or services rendered, furnished,~~
31 ~~or performed and~~ building materials, supplies, equipment, or
32 services used in the performance of the contract or the amount
33 of sales or use tax paid.
34 Sec. 43. Section 423.4, subsection 6, paragraph a,
35 subparagraph (1), Code 2020, is amended to read as follows:

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1 (1) The owner of a collaborative educational facility
2 in this state may make application to the department for the
3 refund of the sales or use tax upon the sales price of all sales
4 of ~~goods, wares, or merchandise~~ building materials, supplies,
5 equipment, or from services furnished to a contractor, used
6 in the fulfillment of a written construction contract with
7 the owner of the collaborative educational facility for the
8 original construction, or additions or modifications to, a
9 building or structure to be used as part of the collaborative
10 educational facility.
11 Sec. 44. Section 423.4, subsection 6, paragraphs b and c,
12 Code 2020, are amended to read as follows:
13 b. ~~Such A~~ contractor shall state under oath, on forms
14 provided by the department, the amount of such sales of ~~goods,~~
15 ~~wares, or merchandise~~ building materials, supplies, equipment,
16 or services furnished and used in the performance of such
17 contract, and upon which sales or use tax has been paid, and
18 shall file such forms with the owner of the collaborative
19 educational facility which has made any written contract for
20 performance by the contractor.
21 c. (1) The owner of the collaborative educational facility
22 shall, not more than one year after the final settlement has
23 been made, make application to the department for any refund
24 of the amount of the sales or use tax which shall have been
25 paid upon any ~~goods, wares, or merchandise~~ building materials,
26 supplies, equipment, or services furnished, the application
27 to be made in the manner and upon forms to be provided by
28 the department, and the department shall forthwith audit the
29 claim and, if approved, issue a warrant to the owner of the
30 collaborative educational facility in the amount of the sales
31 or use tax which has been paid to the state of Iowa under the
32 contract.
33 (2) Refunds authorized under this subsection shall accrue
34 interest in accordance with section 421.60, subsection 2,
35 paragraph "e".

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1 Sec. 45. Section 423.5, subsection 1, paragraph b, Code
2 2020, is amended by striking the paragraph.

3 Sec. 46. Section 423.29, subsection 1, Code 2020, is amended
4 to read as follows:

5 1. Every seller who is a retailer and who is making taxable
6 sales of tangible personal property or specified digital
7 products in Iowa or who is a retailer maintaining a place
8 of business in this state making taxable sales of tangible
9 personal property or specified digital products shall, at
10 the time of making the sale, collect the sales tax. Every
11 seller who is a retailer that is not otherwise required to
12 collect sales tax under the provisions of this chapter and who
13 is selling tangible personal property or specified digital
14 products for use in Iowa shall, at the time of making the sale,
15 whether within or without the state, collect the use tax.
16 Sellers required to collect sales or use tax shall give to any
17 purchaser a receipt for the tax collected in the manner and
18 form prescribed by the director.

19 Sec. 47. Section 423.33, subsection 1, Code 2020, is amended
20 to read as follows:

21 1. *Liability of purchaser ~~for sales tax~~ and retailer.*
22 a. If a purchaser fails to pay sales tax to the retailer
23 required to collect the tax, then in addition to all of the
24 rights, obligations, and remedies provided, ~~the a use tax~~
25 is payable by the purchaser directly to the department, and
26 sections 423.31, 423.32, 423.37, 423.38, 423.39, 423.40,
27 423.41, and 423.42 apply to the purchaser.
28 b. For failure to pay the sales or use tax as described
29 in paragraph "a", the retailer and purchaser are jointly
30 liable, unless the circumstances described in section 29C.24,
31 subsection 3, paragraph "a", subparagraph (2), section 421.60,
32 subsection 2, paragraph "m", section 423.34A, or section
33 423.45, subsection 4, paragraph "b" or "e", or subsection 5,
34 paragraph "c" or "e", are applicable.
35 c. If the retailer fails to collect sales tax at the time

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1 of the transaction, the retailer shall thereafter remit the
2 applicable sales tax, or the purchaser thereafter shall remit
3 the applicable use tax. If the purchaser remits all applicable
4 use tax, the retailer remains liable for any local sales and
5 services tax under chapter 423B that the retailer failed to
6 collect.

7 Sec. 48. REFUNDS RELATED TO PRESERVE WHITETAILED DEER
8 HUNTING. Refunds of taxes, interest, or penalties that arise
9 from claims resulting from the amendment of section 423.3,
10 subsection 3A, for sales occurring between July 1, 2005,
11 and the effective date of the amendment to section 423.3,
12 subsection 3A, shall not be allowed, notwithstanding any other
13 law to the contrary.

14 Sec. 49. LEGISLATIVE INTENT.

15 1. It is the intent of the general assembly that the section
16 of this division of this Act amending section 423.29 is a

17 conforming amendment consistent with current state law, and
18 that the amendment does not change the application of current
19 law but instead reflects current law both before and after the
20 enactment of this division of this Act.

21 2. It is the intent of the general assembly that the
22 addition of "jointly" in the section of this division of
23 this Act amending section 423.33 is a conforming amendment
24 consistent with current state law, and that the amendment
25 does not change the application of current law but instead
26 reflects current law both before and after the enactment of
27 this division of this Act.

28 Sec. 50. EFFECTIVE DATE. The following, being deemed of
29 immediate importance, take effect upon enactment:

30 1. The section of this division of this Act amending section
31 423.3, subsection 3A.

32 2. The section of this division of this Act relating
33 to refunds for commercial recreation services offering an
34 opportunity to hunt preserve whitetail deer.

35 Sec. 51. RETROACTIVE APPLICABILITY. The following applies

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1 retroactively to July 1, 2005:

2 The section of this division of this Act amending section
3 423.3, subsection 3A.

4 DIVISION III

5 INCOME TAX

6 Sec. 52. Section 422.9, subsection 3, paragraph c, Code
7 2020, is amended by striking the paragraph and inserting in
8 lieu thereof the following:

9 c. A taxpayer may elect to waive the entire carryback period
10 with respect to an Iowa net operating loss for any taxable year
11 beginning on or after January 1, 2020. The election shall be
12 made in the manner and form prescribed by the department, and
13 shall be made by the due date for filing the taxpayer's Iowa
14 return, including extensions of time. After the election is
15 made for any taxable year, the election shall be irrevocable
16 for such taxable year. When an election has been properly
17 made, the Iowa net operating loss shall be carried forward
18 twenty taxable years.

19 Sec. 53. Section 422.9, subsection 3, paragraph d, Code
20 2020, is amended to read as follows:

21 d. Notwithstanding paragraph "a", for a taxpayer who is
22 engaged in the trade or business of farming, which means the
23 same as a "farming business" as defined in section 263A(e)(4) of
24 the Internal Revenue Code, and has a farming loss from farming
25 as defined in section 172(b)(1)(B) of the Internal Revenue Code
26 including modifications prescribed by rule by the director,
27 the Iowa farming loss from the trade or business of farming is
28 a net operating loss which may, at the time of the election of
29 the taxpayer, be carried back five taxable years prior to the
30 taxable year of the loss. The election shall be made in the

31 manner and form prescribed by the department, and shall be made
32 by the due date for filing the taxpayer's return, including
33 extensions of time. After the election is made for any taxable
34 year, the election shall be irrevocable for such taxable year.
35 Sec. 54. APPLICABILITY. This division of this Act applies

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1 to tax years beginning on or after January 1, 2020.
2 DIVISION IV
3 RESEARCH ACTIVITIES CREDIT
4 Sec. 55. Section 15.335, subsection 4, paragraph a, Code
5 2020, is amended to read as follows:
6 a. In lieu of the credit amount computed in subsection 2, an
7 eligible business may elect to compute the credit amount for
8 qualified research expenses incurred in this state in a manner
9 consistent with the alternative simplified credit described in
10 section ~~41(e)(5)~~ 41(c)(4) of the Internal Revenue Code. The
11 taxpayer may make this election regardless of the method used
12 for the taxpayer's federal income tax. The election made under
13 this paragraph is for the tax year and the taxpayer may use
14 another or the same method for any subsequent year.
15 Sec. 56. Section 15.335, subsection 4, paragraph b,
16 unnumbered paragraph 1, Code 2020, is amended to read as
17 follows:
18 For purposes of the alternate credit computation method in
19 paragraph "a", the credit percentages applicable to qualified
20 research expenses described in section ~~41(e)(5)(A)~~ 41(c)(4)(A)
21 and clause (ii) of section ~~41(e)(5)(B)~~ 41(c)(4)(B) of the
22 Internal Revenue Code are as follows:
23 Sec. 57. Section 422.10, subsection 1, paragraphs c and d,
24 Code 2020, are amended to read as follows:
25 c. In lieu of the credit amount computed in paragraph "b",
26 subparagraph (1), subparagraph division (a), a taxpayer may
27 elect to compute the credit amount for qualified research
28 expenses incurred in this state in a manner consistent with the
29 alternative simplified credit described in section ~~41(e)(5)~~
30 41(c)(4) of the Internal Revenue Code. The taxpayer may make
31 this election regardless of the method used for the taxpayer's
32 federal income tax. The election made under this paragraph is
33 for the tax year and the taxpayer may use another or the same
34 method for any subsequent year.
35 d. For purposes of the alternate credit computation

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1 method in paragraph "c", the credit percentages applicable to
2 qualified research expenses described in section ~~41(e)(5)(A)~~
3 41(c)(4)(A) and clause (ii) of section ~~41(e)(5)(B)~~ 41(c)(4)(B)
4 of the Internal Revenue Code are four and fifty-five
5 hundredths percent and one and ninety-five hundredths percent,
6 respectively.

7 Sec. 58. Section 422.33, subsection 5, paragraphs c and d,
8 Code 2020, are amended to read as follows:

9 c. In lieu of the credit amount computed in paragraph
10 “a”, subparagraph (1), a corporation may elect to compute the
11 credit amount for qualified research expenses incurred in this
12 state in a manner consistent with the alternative simplified
13 credit described in section ~~41(c)(5)~~ 41(c)(4) of the Internal
14 Revenue Code. The taxpayer may make this election regardless
15 of the method used for the taxpayer’s federal income tax. The
16 election made under this paragraph is for the tax year and the
17 taxpayer may use another or the same method for any subsequent
18 year.

19 d. For purposes of the alternate credit computation
20 method in paragraph “c”, the credit percentages applicable to
21 qualified research expenses described in section ~~41(c)(5)(A)~~
22 ~~41(c)(4)(A)~~ and clause (ii) of section ~~41(c)(5)(B)~~ ~~41(c)(4)(B)~~
23 of the Internal Revenue Code are four and fifty-five
24 hundredths percent and one and ninety-five hundredths percent,
25 respectively.

26 Sec. 59. EFFECTIVE DATE. This division of this Act, being
27 deemed of immediate importance, takes effect upon enactment.

28 Sec. 60. RETROACTIVE APPLICABILITY. This division of this
29 Act applies retroactively to January 1, 2019, for tax years
30 beginning on or after that date.

31 DIVISION V

32 PARTNERSHIP AND PASS-THROUGH ENTITY AUDITS AND REPORTING OF 33 FEDERAL ADJUSTMENTS

34 Sec. 61. Section 421.27, subsection 2, paragraph c, Code
35 2020, is amended to read as follows:

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1 c. (1) The Except in the case of a final federal
2 partnership adjustment governed by subparagraph (2), the
3 taxpayer provides written notification to the department of a
4 federal audit while it is in progress and voluntarily files an
5 amended return which includes a copy of the federal document
6 showing the final disposition or final federal adjustments
7 and pays any additional Iowa tax due within sixty one hundred
8 eighty days of the final disposition determination date of the
9 federal government’s audit. For purposes of this subparagraph,
10 “final determination date” means the same as defined in section
11 422.25.

12 (2) (a) In the case of a final federal partnership
13 adjustment arising from a partnership level audit, with respect
14 to the audited partnership or a direct partner or indirect
15 partner of the audited partnership, the audited partnership,
16 direct partner, or indirect partner voluntarily and timely
17 complies with its reporting and payment requirements under
18 section 422.25A, subsection 4 or 5.

19 (b) As used in this subparagraph, all words and phrases
20 defined in section 422.25A shall have the same meaning given

21 them by that section.

22 Sec. 62. Section 422.7, Code 2020, is amended by adding the
23 following new subsection:

24 NEW SUBSECTION. 59. Any income subtracted from federal
25 taxable income for an adjustment year pursuant to section 6225
26 of the Internal Revenue Code and the regulations thereunder
27 shall be added back in computing net income for state tax
28 purposes for the adjustment year.

29 Sec. 63. Section 422.25, subsections 1 and 2, Code 2020,
30 are amended by striking the subsections and inserting in lieu
31 thereof the following:

32 1. *a.* For purposes of this subsection:

33 (1) “*Federal adjustment*” means a change to an item or amount
34 required to be determined under the Internal Revenue Code and
35 the regulations thereunder that is used by the taxpayer to

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1 compute state tax owed whether such change results from action
2 by the internal revenue service, or the filing of a timely
3 amended federal return or timely federal refund claim. A
4 federal adjustment is positive to the extent that it increases
5 Iowa taxable income as determined under this title and is
6 negative to the extent that it decreases Iowa taxable income
7 as determined under this title.

8 (2) “*Federal adjustments report*” means the method or form
9 required by the department by rule to report final federal
10 adjustments or final federal partnership adjustments as defined
11 in section 422.25A, and in the case of any entity taxed as a
12 partnership or S corporation for federal income tax purposes,
13 identifies all owners that hold an interest directly in such
14 entity and provides the effect of the final federal adjustments
15 on such owner’s Iowa income.

16 (3) “*Final determination date*” means the following:

17 (a) Except as provided in subparagraph divisions (b) and
18 (c), for federal adjustments arising from an internal revenue
19 service audit or other action by the internal revenue service,
20 the final determination date is the first day on which no
21 federal adjustments arising from that audit or other action
22 remain to be finally determined, whether by internal revenue
23 service decision with respect to which all rights of appeal
24 have been waived or exhausted, by agreement, or, if appealed
25 or contested, by a final decision with respect to which all
26 rights of appeal have been waived or exhausted. For agreements
27 required to be signed by the internal revenue service and the
28 taxpayer, the final determination date is the date on which the
29 last party signed the agreement.

30 (b) For federal adjustments arising from an internal
31 revenue service audit or other action by the internal revenue
32 service, if the taxpayer filed as a member of a consolidated
33 return under section 422.37, the final determination date
34 is the first day on which no related federal adjustments

35 arising from that audit or other action remain to be finally

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1 determined, as described in subparagraph division (a), for the
2 entire group.

3 (c) For federal adjustments arising from a timely filed
4 amended federal return or a timely filed federal refund
5 claim, or if it is a federal adjustment reported on a timely
6 amended federal return or other similar report filed pursuant
7 to section 6225(c) of the Internal Revenue Code, the final
8 determination date is the day on which the amended return,
9 refund claim, or other similar report was filed.

10 (4) "*Final federal adjustment*" means a federal adjustment
11 after the final determination date for that federal adjustment
12 has passed.

13 b. Within three years after the return is filed or within
14 three years after the return became due, including any
15 extensions of time for filing, whichever time is the later,
16 the department shall examine the return and determine the tax.
17 However, if the taxpayer omits from income an amount which
18 will, under the Internal Revenue Code, extend the statute of
19 limitations for assessment of federal tax to six years under
20 the federal law, the period for examination and determination
21 is six years.

22 c. The period for examination and determination of the
23 correct amount of tax is unlimited in the case of a false or
24 fraudulent return made with the intent to evade tax or in the
25 case of a failure to file a return.

26 d. In lieu of the period of limitation for any prior year
27 for which an overpayment of tax or an elimination or reduction
28 of an underpayment of tax due for that prior year results from
29 the carryback to that prior year of a net operating loss or
30 net capital loss, the period is the period of limitation for
31 the taxable year of the net operating loss or net capital loss
32 which results in the carryback.

33 e. (1) In addition to the applicable period of limitation
34 for examination and determination in paragraph "b", "c", or "d",
35 the department may make an examination and determination at any

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1 time within one year from the date of receipt by the department
2 of a federal adjustments report with respect to a final
3 federal adjustment or final federal partnership adjustment
4 as defined in section 422.25A for a particular tax year. In
5 order to begin the running of the one-year period, the federal
6 adjustments report related to the final federal adjustment or
7 final federal partnership adjustment shall be transmitted to
8 the department by the taxpayer in the form and manner specified
9 by the department by rule.

10 (2) The department in its discretion may adopt rules to

11 establish a de minimis amount for which subparagraph (1) shall
12 not apply and the taxpayer shall not be required to file a
13 federal adjustments report.

14 (3) The department may in its discretion and when
15 administratively feasible adopt a process through rule by
16 which a taxpayer may make estimated payments of tax expected
17 to result from a pending internal revenue service audit
18 prior to the filing of a federal adjustments report with the
19 department. The process shall provide that the estimated
20 tax payments shall be credited against any tax liability
21 ultimately found to be due to the state from the internal
22 revenue service audit and will limit the accrual of further
23 statutory interest on that liability. The process shall also
24 provide that if the estimated tax payments exceed the final
25 tax liability and statutory interest ultimately determined to
26 be due, the taxpayer is entitled to a refund or credit for
27 the excess, without interest, provided the taxpayer files a
28 federal adjustments report, or a claim for refund or credit of
29 tax under section 422.73, no later than one year following the
30 final determination date.

31 2. a. If the tax found due under subsection 1 is greater
32 than the amount paid, the department shall compute the amount
33 due, together with interest and penalties as provided in
34 paragraph "b", and shall mail a notice of assessment to the
35 taxpayer and, if applicable, to the taxpayer's authorized

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1 representative of the total, which shall be computed as a sum
2 certain, with interest computed to the last day of the month
3 in which the notice is dated.

4 b. In addition to the tax or additional tax determined
5 by the department under subsection 1, the taxpayer shall pay
6 interest on the tax or additional tax at the rate in effect
7 under section 421.7 for each month counting each fraction of
8 a month as an entire month, computed from the date the return
9 was required to be filed. In addition to the tax or additional
10 tax, the taxpayer shall pay a penalty as provided in section
11 421.27.

12 Sec. 64. **NEW SECTION. 422.25A Reporting and treatment of**
13 **certain partnership adjustments.**

14 1. *Definitions.* As used in this section and sections
15 422.25B and 422.25C, unless the context otherwise requires:

16 a. "*Administrative adjustment request*" means the same as
17 provided in section 6227 of the Internal Revenue Code.

18 b. "*Audited partnership*" means a partnership subject
19 to a final federal partnership adjustment resulting from a
20 partnership level audit.

21 c. "*C corporation*" means an entity that elects or is
22 required to be taxed as a corporation under title 26, chapter
23 1, subchapter A, part 2, of the Internal Revenue Code.

24 d. "*Corporate partner*" means a C corporation partner that is

25 subject to tax pursuant to section 422.33.
26 *e. "Direct partner"* means a person that holds an interest
27 directly in a partnership or pass-through entity.
28 *f. "Exempt partner"* means a partner that is exempt from
29 taxation pursuant to section 422.34.
30 *g. "Federal adjustments report"* means the same as defined
31 in section 422.25.
32 *h. "Federal partnership adjustment"* means a change to an
33 item or amount required to be determined under the Internal
34 Revenue Code and the regulations thereunder that is used by a
35 partnership and its direct and indirect partners to compute

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1 state tax owed for the reviewed year where such change results
2 from a partnership level audit or an administrative adjustment
3 request. A federal partnership adjustment is positive to the
4 extent that it increases Iowa taxable income as determined
5 under this title and is negative to the extent that it
6 decreases Iowa taxable income as determined under this title.
7 A federal adjustment reported on an amended federal return
8 or other similar report filed pursuant to section 6225(c) of
9 the Internal Revenue Code shall not be considered a federal
10 partnership adjustment for purposes of this section.
11 *i. "Federal partnership representative"* means the person
12 the partnership designates for the taxable year as the
13 partnership's representative, or the person the internal
14 revenue service has appointed to act as the federal partnership
15 representative, pursuant to section 6223(a) of the Internal
16 Revenue Code and the regulations thereunder.
17 *j. "Fiduciary partner"* means a partner that is a fiduciary
18 that is subject to tax pursuant to sections 422.5 and 422.6.
19 *k. "Final determination date"* means any one of the following
20 dates:
21 (1) In the case of a federal partnership adjustment that
22 arises from a partnership level audit, the first day on which
23 no federal adjustments arising from that audit remain to be
24 finally determined, whether by agreement, or, if appealed
25 or contested, by a final decision with respect to which all
26 rights of appeal have been waived or exhausted. For agreements
27 required to be signed by the internal revenue service and the
28 audited partnership, the final determination date is the date
29 on which the last party signed the agreement.
30 (2) In the case of a federal partnership adjustment that
31 results from a timely filed administrative adjustment request,
32 the day on which the administrative adjustment request was
33 filed with the internal revenue service.
34 *l. "Final federal partnership adjustment"* means a federal
35 partnership adjustment after the final determination date for

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1 that federal partnership adjustment has passed.
2 *m. "Indirect partner"* means a partner in a partnership or
3 pass-through entity where such partnership or pass-through
4 entity itself holds an interest directly, or through another
5 indirect partner, in a partnership or pass-through entity.
6 *n. "Individual partner"* means a partner who is a natural
7 person that is subject to tax pursuant to section 422.5.
8 *o. "Nonresident partner"* means a partner that is not a
9 resident partner as defined in this subsection.
10 *p. "Partner"* means a person that holds an interest, directly
11 or indirectly, in a partnership or pass-through entity.
12 *q. "Partnership"* means an entity subject to taxation
13 under subchapter K of the Internal Revenue Code and the
14 regulations thereunder and includes but is not limited to a
15 syndicate, group, pool, joint venture, or other unincorporated
16 organization through or by means of which any business,
17 financial operation, or venture is carried on and which is
18 not, within the meaning of this chapter, a trust, estate, or
19 corporation.
20 *r. "Partnership level audit"* means an examination by the
21 internal revenue service at the partnership level pursuant to
22 subchapter C, title 26, subtitle F, chapter 63, of the Internal
23 Revenue Code, as enacted by the Bipartisan Budget Act of 2015,
24 Pub. L. No. 114-74, and as amended, which results in final
25 federal partnership adjustments initiated and made by the
26 internal revenue service.
27 *s. "Pass-through entity"* means an entity, other than
28 a partnership, that is not subject to tax under section
29 422.33 for C corporations but excluding an exempt partner.
30 *"Pass-through entity"* includes but is not limited to S
31 corporations, estates, and trusts other than grantor trusts.
32 *t. "Reallocation adjustment"* means a final federal
33 partnership adjustment that changes the shares of items of
34 partnership income, gain, loss, expense, or credit allocated
35 to a partner that holds an interest directly in a partnership

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1 or pass-through entity. A positive reallocation adjustment
2 means the portion of a reallocation adjustment that would
3 increase Iowa taxable income for such partners, and a negative
4 reallocation adjustment means the portion of a reallocation
5 adjustment that would decrease Iowa taxable income for such
6 partners.
7 *u. "Resident partner"* means any of the following:
8 (1) For an individual partner, a *"resident"* as defined in
9 section 422.4.
10 (2) For a fiduciary partner, one with situs in Iowa.
11 (3) For all other partners, a partner whose headquarters or
12 principal place of business is located in Iowa.

- 13 v. "*Reviewed year*" means the taxable year of a partnership
14 that is subject to a partnership level audit from which final
15 federal partnership adjustments arise, or otherwise means the
16 taxable year of the partnership or pass-through entity that is
17 the subject of a state partnership audit.
- 18 w. "*State partnership audit*" means an examination by the
19 director at the partnership or pass-through entity level which
20 results in adjustments to partnership or pass-through entity
21 related items or reallocations of income, gains, losses,
22 expenses, credits, and other attributes among such partners for
23 the reviewed year.
- 24 x. "*Tiered partner*" means any partner that is a partnership
25 or pass-through entity.
- 26 y. "*Unrelated business income*" means the income which is
27 defined in section 512 of the Internal Revenue Code and the
28 regulations thereunder.
- 29 2. *Application.* Partnerships and their direct partners
30 and indirect partners shall report final federal partnership
31 adjustments as provided in this section.
- 32 3. *State partnership representative.* Notwithstanding any
33 other law to the contrary, the state partnership representative
34 for the reviewed year shall have the sole authority to act on
35 behalf of the partnership or pass-through entity with respect

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- 1 to an action required or permitted to be taken by a partnership
2 or pass-through entity under this section or section 422.28 or
3 422.29 with respect to final federal partnership adjustments
4 arising from a partnership level audit or an administrative
5 adjustment request, and its direct partners and indirect
6 partners shall be bound by those actions.
- 7 4. *Reporting and payment requirements for audited*
8 *partnerships and their partners subject to final federal*
9 *partnership adjustments.*
- 10 a. Unless an audited partnership makes the election in
11 subsection 5, the audited partnership shall do all of the
12 following for all final federal partnership adjustments no
13 later than ninety days after the final determination date of
14 the audited partnership:
- 15 (1) File a completed federal adjustments report.
- 16 (2) Notify each direct partner of such partner's
17 distributive share of the adjustments in the manner and form
18 prescribed by the department by rule.
- 19 (3) File an amended composite return under section 422.13
20 if one was originally filed, and if applicable for withholding
21 from partners, file an amended withholding report under
22 section 422.16, and pay the additional amount under this title
23 that would have been due had the final federal partnership
24 adjustments been reported properly as required, including any
25 applicable interest and penalties.
- 26 b. Unless an audited partnership paid an amount on behalf

27 of the direct partners of the audited partnership pursuant to
28 subsection 5, all direct partners of the audited partnership
29 shall do all of the following no later than one hundred
30 eighty days after the final determination date of the audited
31 partnership:

- 32 (1) File a completed federal adjustments report reporting
- 33 the direct partner's distributive share of the adjustments
- 34 required to be reported to such partners under paragraph "a".
- 35 (2) If the direct partner is a tiered partner, notify all

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1 partners that hold an interest directly in the tiered partner
2 of such partner's distributive share of the adjustments in the
3 manner and form prescribed by the department by rule.

4 (3) If the direct partner is a tiered partner and subject to
5 section 422.13, file an amended composite return under section
6 422.13 if such return was originally filed, and if applicable
7 for withholding from partners file an amended withholding
8 report under section 422.16 if one was originally required to
9 be filed.

10 (4) Pay any additional amount under this title that would
11 have been due had the final federal partnership adjustments
12 been reported properly as required, including any applicable
13 penalty and interest.

14 c. Unless a partnership or tiered partner paid an amount on
15 behalf of the partners pursuant to subsection 5, each indirect
16 partner shall do all of the following:

17 (1) Within ninety days after the time for filing and
18 furnishing statements to tiered partners and their partners
19 as established by section 6226 of the Internal Revenue Code
20 and the regulations thereunder, file a completed federal
21 adjustments report.

22 (2) If the indirect partner is a tiered partner, within
23 ninety days after the time for filing and furnishing statements
24 to tiered partners and their partners as established by
25 section 6226 of the Internal Revenue Code and the regulations
26 thereunder but within sufficient time for all indirect partners
27 to also complete the requirements of this subsection, notify
28 all of the partners that hold an interest directly in the
29 tiered partner of such partner's distributive share of the
30 adjustments in the manner and form prescribed by the department
31 by rule.

32 (3) Within ninety days after the time for filing and
33 furnishing statements to tiered partners and their partners
34 as established by section 6226 of the Internal Revenue Code
35 and the regulations thereunder, if the indirect partner

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1 is a tiered partner and subject to section 422.13, file an
2 amended composite return under section 422.13 if such return

3 was originally filed, and if applicable for withholding from
4 partners, file an amended withholding report under section
5 422.16 if one was originally required to be filed.

6 (4) Within ninety days after the time for filing and
7 furnishing statements to tiered partners and the partners of
8 the tiered partners as established by section 6226 of the
9 Internal Revenue Code and the regulations thereunder, pay any
10 additional amount due under this title, including any penalty
11 and interest that would have been due had the final federal
12 partnership adjustments been reported properly as required.

13 5. *Election for partnership or tiered partners to pay.*

14 a. An audited partnership, or a tiered partner that receives
15 a notification of a final federal partnership adjustment under
16 subsection 4, may make an election to pay as provided under
17 this subsection.

18 b. An audited partnership or tiered partner makes an
19 election to pay under this subsection by filing a completed
20 federal adjustments report, notifying the department in the
21 manner and form prescribed by the department that it is making
22 the election under this subsection, notifying each of the
23 direct partners of such partner's distributive share of the
24 adjustments, and paying on behalf of its partners an amount
25 calculated in paragraph "c", including any applicable penalty
26 and interest. These requirements shall all be fulfilled within
27 one of the following time periods:

28 (1) For the audited partnership, no later than ninety days
29 after the final determination date of the audited partnership.

30 (2) For a direct tiered partner, no later than one hundred
31 eighty days after the final determination date of the audited
32 partnership.

33 (3) For an indirect tiered partner, within ninety days
34 after the time for filing and furnishing statements to a
35 tiered partner and the partner of the tiered partner, as

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1 established by section 6226 of the Internal Revenue Code and
2 the regulations thereunder.

3 c. The amount due under this subsection from an audited
4 partnership or tiered partner shall be calculated as follows:

5 (1) Exclude from final federal partnership adjustments and
6 any positive reallocation adjustments the distributive share
7 of such adjustments reported to an exempt partner that holds
8 an interest directly in the audited partnership if the audited
9 partnership is making the election or that holds an interest
10 directly in the tiered partner if the tiered partner is making
11 the election, but only to the extent the distributive share is
12 not unrelated business income.

13 (2) Determine the total distributive share of all final
14 federal partnership adjustments and positive reallocation
15 adjustments as modified by this title that are reported to
16 corporate partners, and to exempt partners to the extent the

17 distributive share is unrelated business income, and allocate
18 and apportion such adjustments as provided in section 422.33
19 at the partnership or tiered partner level, and multiply the
20 resulting amount by the maximum state corporate income tax rate
21 pursuant to section 422.33 for the reviewed year.

22 (3) Determine the total distributive share of all final
23 federal partnership adjustments and positive reallocation
24 adjustments as modified by this title that are reported to
25 nonresident individual partners and nonresident fiduciary
26 partners and allocate and apportion such adjustments as
27 provided in section 422.33 at the partnership or tiered
28 partner level, and multiply the resulting amount by the maximum
29 individual income tax rate pursuant to section 422.5A for the
30 reviewed year.

31 (4) For the total distributive share of all final federal
32 partnership adjustments and positive reallocation adjustments
33 as modified by this title that are reported to tiered partners:

34 (a) Determine the amount of such adjustments which are of a
35 type that would be subject to sourcing to Iowa under section

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1 422.8, subsection 2, paragraph "a", as a nonresident, and then
2 determine the portion of this amount that would be sourced to
3 Iowa under those provisions as if the tiered partner were a
4 nonresident.

5 (b) Determine the amount of such adjustments which are of
6 a type that would not be subject to sourcing to Iowa under
7 section 422.8, subsection 2, paragraph "a", as a nonresident.

8 (c) Determine the portion of the amount in subparagraph
9 division (b) that can be established, as prescribed by the
10 department by rule, to be properly allocable to indirect
11 partners that are nonresident partners or other partners not
12 subject to tax on the adjustments.

13 (d) Multiply the total of the amounts determined in
14 subparagraph divisions (a) and (b), reduced by any amount
15 determined in subparagraph division (c), by the highest
16 individual income tax rate pursuant to section 422.5A for the
17 reviewed year.

18 (5) For the total distributive share of all final federal
19 partnership adjustments and positive reallocation adjustments
20 as modified by this title that are reported to resident
21 individual partners and resident fiduciary partners, multiply
22 that amount by the highest individual income tax rate pursuant
23 to section 422.5A for the reviewed year.

24 (6) Total the amounts computed pursuant to subparagraphs
25 (2) through (5) and calculate any interest and penalty as
26 provided under this title. Notwithstanding any provision of
27 law to the contrary, interest and penalties on the amount due
28 by the audited partnership or tiered partner shall be computed
29 from the day after the due date of the reviewed year return
30 without extension, and shall be imposed as if the audited

31 partnership or tiered partner was required to pay tax or show
32 tax due on the original return for the reviewed year.
33 *d.* Adjustments subject to the election in this subsection
34 do not include any adjustments arising from an administrative
35 adjustment request.

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1 *e.* An audited partnership or tiered partner not otherwise
2 subject to any reporting or payment obligation to Iowa that
3 makes an election under this subsection consents to be subject
4 to the Iowa laws related to reporting, assessment, collection,
5 and payment of Iowa tax, interest, and penalties calculated
6 under the election.
7 *6. Modified reporting and payment method.* The department may
8 adopt procedures for an audited partnership or tiered partner
9 to enter into an agreement with the department to use an
10 alternative reporting and payment method, including applicable
11 time requirements or any other provision of this section. The
12 audited partnership or tiered partner must demonstrate that
13 the requested method will reasonably provide for the reporting
14 and payment of taxes, penalties, and interest due under the
15 provisions of this section. Application for approval of an
16 alternative reporting and payment method must be made by the
17 audited partnership or tiered partner within the time for
18 making an election to pay under subsection 5 and in the manner
19 prescribed by the department. Approval of such an alternative
20 reporting and payment method shall be at the discretion of the
21 department.
22 *7. Effect of election by partnership or tiered partner and*
23 *payment of amount due.*
24 *a.* The election made under subsection 5 is irrevocable,
25 unless in the discretion of the director, the director
26 determines otherwise.
27 *b.* The amount determined in subsection 5, when properly
28 reported and paid by the audited partnership or tiered partner,
29 shall be treated as paid on behalf of the partners of such
30 audited partnership or tiered partner on the same final federal
31 partnership adjustments, provided, however, that no partner may
32 take any deduction or credit for the amount, claim a refund of
33 the amount, or include the amount on such partner's Iowa return
34 in any manner.
35 *c.* In the event another state offers to an audited

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1 partnership or tiered partner a similar election to pay state
2 tax resulting from final federal partnership adjustments,
3 nothing in this subsection shall prohibit a resident who holds
4 an interest directly in that audited partnership or tiered
5 partner, as the case may be, from claiming a credit for taxes
6 paid by the resident to another state under section 422.8,

7 subsection 1, for any amounts paid by the audited partnership
8 or tiered partner on such resident partner's behalf to another
9 state, provided such payment otherwise meets the requirements
10 of section 422.8, subsection 1.

11 *d.* Nothing in this section shall prohibit the department
12 from assessing direct partners and indirect partners for taxes
13 they owe in the event that an audited partnership or tiered
14 partner fails to timely make any report or payment required by
15 this section for any reason.

16 *8. Assessments of additional Iowa income tax, interest, and*
17 *penalties, and claims for refund, arising from final federal*
18 *partnership adjustments.*

19 *a.* The department shall assess additional Iowa income
20 tax, interest, and penalties arising from final federal
21 partnership adjustments in the same manner as provided in
22 this title unless a different treatment is provided by this
23 subsection. Since final federal partnership adjustments are
24 determined at the audited partnership level, any assessment
25 issued to partners shall not be appealable by the partner.
26 The department may assess any taxes, including on-behalf-of
27 amounts, interest, and penalties arising from the final federal
28 partnership adjustments if it issues a notice of assessment to
29 the audited partnership, tiered partner, or other direct or
30 indirect partner on or before the expiration of the applicable
31 limitations period specified in section 422.25.

32 *b.* In addition to the period for claiming a refund or credit
33 provided in section 422.73, subsection 1, paragraph "a", and
34 notwithstanding section 422.73, subsection 1, paragraph "b",
35 a partnership, tiered partner, or other direct or indirect

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1 partner, as the case may be, may file a claim for refund of
2 Iowa income tax arising directly or indirectly from a final
3 federal partnership adjustment arising from a partnership level
4 audit on or before the date which is one year from the date the
5 federal adjustments report for that final federal partnership
6 adjustment was required to be filed by such person under this
7 section.

8 *9. Rules.* The department may adopt any rules pursuant to
9 chapter 17A to implement this section.

10 **Sec. 65. NEW SECTION. 422.25B State partnership**
11 **representative.**

12 1. As used in this section, all words and phrases defined
13 in section 422.25A shall have the same meaning given them by
14 that section.

15 2. The state partnership representative for the reviewed
16 year for a partnership shall be the partnership's federal
17 partnership representative with respect to an action required
18 or permitted to be taken by a state partnership representative
19 under this chapter for a reviewed year, unless the partnership
20 designates in writing another person as the state partnership

21 representative as provided in subsection 3. The state
22 partnership representative for the reviewed year for a
23 pass-through entity is the person designated in subsection 3.
24 3. The department may establish reasonable qualifications
25 for a person to be a state partnership representative. If
26 a partnership desires to designate a person other than the
27 federal partnership representative, the partnership shall
28 designate such person in the manner and form prescribed by the
29 department. A pass-through entity shall designate a person as
30 the state partnership representative in the manner and form
31 prescribed by the department. A partnership or pass-through
32 entity shall be allowed to change such designation by notifying
33 the department at the time the change occurs in the manner and
34 form prescribed by the department.
35 4. The department may adopt any rules pursuant to chapter

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1 17A to implement this section.
2 Sec. 66. **NEW SECTION. 422.25C Partnership and pass-through**
3 **entity audits and examinations — consistent treatment of**
4 **entity-level items — binding actions — amended returns.**
5 1. As used in this section, all words and phrases defined
6 in section 422.25A shall have the same meaning given them by
7 that section.
8 2. For tax years beginning on or after January 1, 2020, any
9 adjustments to a partnership's or pass-through entity's items
10 of income, gain, loss, expense, or credit, or an adjustment
11 to such items allocated to a partner that holds an interest
12 in a partnership or pass-through entity for the reviewed year
13 by the department as a result of a state partnership audit,
14 shall be determined at the partnership level or pass-through
15 entity level in the same manner as provided by section 6221(a)
16 of the Internal Revenue Code and the regulations thereunder
17 unless a different treatment is specifically provided in this
18 title. The provisions of sections 6222, 6223, and 6227 of the
19 Internal Revenue Code and the regulations thereunder shall also
20 apply to a partnership or pass-through entity and its direct
21 or indirect partners in the same manner as provided in such
22 sections unless a different treatment is specifically provided
23 in this title. For purposes of applying such sections, due
24 account shall be made for differences in federal and Iowa
25 terminology. The adjustment provided by section 6221(a) of
26 the Internal Revenue Code shall be determined as provided in
27 such section but shall be based on Iowa taxable income or
28 other tax attributes of the partnership as determined pursuant
29 to this chapter for the reviewed year. The department shall
30 issue a notice of adjustment to the partnership or pass-through
31 entity. Such notice shall be treated as an assessment for
32 the purposes of section 422.25, and the notice shall be
33 appealable by the partnership or pass-through entity pursuant
34 to sections 422.28 and 422.29 and shall be issued within the

35 time period provided by section 422.25. Once the adjustments

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1 to partnership-related or pass-through entity-related items or
2 reallocations of income, gains, losses, expenses, credits, and
3 other attributes among such partners for the reviewed year are
4 finally determined, the partnership or pass-through entity and
5 any direct partners or indirect partners shall then be subject
6 to the provisions of section 422.25, subsection 1, paragraph
7 “e”, and section 422.25A in the same manner as if the state
8 partnership audit were a federal partnership level audit, and
9 as if the final state partnership audit adjustment were a final
10 federal partnership adjustment. The penalty exceptions in
11 section 421.27, subsection 2, paragraphs “b” and “c”, shall not
12 apply to a state partnership audit.

13 3. The state partnership representative for the reviewed
14 year as determined under section 422.25B shall have the sole
15 authority to act on behalf of the partnership or pass-through
16 entity with respect to an action required or permitted to
17 be taken by a partnership or pass-through entity under this
18 section, including proceedings under section 422.28 or 422.29,
19 and the partnership’s or pass-through entity’s direct partners
20 and indirect partners shall be bound by those actions.

21 4. If the department, the partnership or pass-through
22 entity, and the partnership or pass-through entity owners
23 agree, the provisions of this section may be applied to tax
24 years beginning before January 1, 2020.

25 5. The department may adopt rules pursuant to chapter 17A to
26 implement this section.

27 Sec. 67. Section 422.35, Code 2020, is amended by adding the
28 following new subsection:

29 NEW SUBSECTION. 26. Any income subtracted from federal
30 taxable income for an adjustment year pursuant to section 6225
31 of the Internal Revenue Code and the regulations thereunder
32 shall be added back in computing net income for state tax
33 purposes for the adjustment year.

34 Sec. 68. Section 422.39, Code 2020, is amended by striking
35 the section and inserting in lieu thereof the following:

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1 **422.39 Statutes applicable to corporations and corporation**
2 **tax.**

3 All the provisions of sections 422.24 through 422.27
4 of division II, respecting payment, collection, reporting,
5 examination, and assessment, shall apply in respect to a
6 corporation subject to the provisions of this division and to
7 the tax due and payable by a corporation taxable under this
8 division. This includes but is not limited to a corporation
9 that is a pass-through entity as defined in section 422.25A.

10 Sec. 69. Section 422.73, Code 2020, is amended by adding the

11 following new subsection:

12 **NEW SUBSECTION.** 01. For purposes of this section, “*federal*
13 *adjustment*”, “*final determination date*”, and “*final federal*
14 *adjustment*” all mean the same as defined in section 422.25.

15 Sec. 70. Section 422.73, subsections 1 and 3, Code 2020, are
16 amended to read as follows:

17 1. a. If it appears that an amount of tax, penalty, or
18 interest has been paid which was not due under division II,
19 III or V of this chapter, then that amount shall be credited
20 against any tax due on the books of the department by the
21 person who made the excessive payment, or that amount shall be
22 refunded to the person or with the person’s approval, credited
23 to tax to become due. A claim for refund or credit that has
24 not been filed with the department within three years after
25 the return upon which a refund or credit claimed became due,
26 or within one year after the payment of the tax upon which a
27 refund or credit is claimed was made, whichever time is the
28 later, shall not be allowed by the director. If, as a result of
29 a carryback of a net operating loss or a net capital loss, the
30 amount of tax in a prior period is reduced and an overpayment
31 results, the claim for refund or credit of the overpayment
32 shall be filed with the department within the three years after
33 the return for the taxable year of the net operating loss or
34 net capital loss became due.

35 b. Notwithstanding the period of limitation specified in in

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1 paragraph “a”, the taxpayer shall have ~~six months~~ one year from
2 the day of final disposition final determination date of any
3 income tax matter between the taxpayer and the internal revenue
4 service final federal adjustment arising from an internal
5 revenue service audit or other similar action by the internal
6 revenue service with respect to the particular tax year to
7 claim an income tax refund or credit arising from that final
8 federal adjustment.

9 3. The department shall enter into an agreement with the
10 internal revenue service for the transmission of federal income
11 tax reports on individuals required to file an Iowa income tax
12 return who have been involved in an income tax matter with the
13 internal revenue service. After final disposition the final
14 determination date of the income tax matter that involves a
15 final federal adjustment between the taxpayer and the internal
16 revenue service, the department shall determine whether the
17 individual is due a state income tax refund as a result of that
18 final disposition of federal adjustment from such income tax
19 matter. If the individual is due a state income tax refund,
20 the department shall notify the individual within thirty days
21 and request the individual to file a claim for refund or credit
22 with the department.

23 Sec. 71. APPLICABILITY. This division of this Act applies
24 to federal adjustments and federal partnership adjustments that

25 have a final determination date after the effective date of
26 this division of this Act.

27 DIVISION VI

28 SETOFF PROCEDURES — RULEMAKING — EFFECTIVE DATE

29 Sec. 72. RULES. The following applies to 2020 Iowa Acts,
30 House File 2565, if enacted:

31 The department of revenue shall adopt rules governing
32 setoffs that occur during the transition from the department of
33 administrative services to the department of revenue.

34 Sec. 73. 2020 Iowa Acts, House File 2565, section 28, if
35 enacted, is amended to read as follows:

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1 SEC. 28. EFFECTIVE DATE. This Act takes effect on the
2 later of January 1, 2021, or the effective date of the rules
3 adopted by the department of revenue pursuant to chapter 17A
4 implementing this Act other than transitional rules.

5 Sec. 74. EFFECTIVE DATE. This division of this Act, being
6 deemed of immediate importance, takes effect upon enactment.

7 DIVISION VII

8 MARRIED TAXPAYERS — JOINT LIABILITY

9 Sec. 75. Section 422.21, subsection 7, Code 2020, is amended
10 to read as follows:

11 7. If married taxpayers file a joint return or file
12 separately on a combined return in accordance with rules
13 prescribed by the director, both spouses are jointly and
14 severally liable for the total tax due on the return, except
15 when one spouse is ~~considered to be an innocent spouse~~ eligible
16 for relief under criteria established pursuant to section 6015
17 of the Internal Revenue Code. The department may notify the
18 nonrequesting spouse or former spouse and permit, by rule, the
19 intervention of a nonrequesting spouse or former spouse when
20 relief from joint and several liability is requested.

21 Sec. 76. EFFECTIVE DATE. This division of this Act, being
22 deemed of immediate importance, takes effect upon enactment.

23 DIVISION VIII

24 BUSINESS INTEREST EXPENSE DEDUCTION AND GLOBAL INTANGIBLE

25 LOW-TAXED INCOME

26 Sec. 77. Section 422.7, Code 2020, is amended by adding the
27 following new subsection:

28 NEW SUBSECTION. 59. a. Section 163(j) of the Internal
29 Revenue Code does not apply in computing net income for state
30 tax purposes. If the taxpayer's federal adjusted gross income
31 for the tax year was increased or decreased by reason of the
32 application of section 163(j) of the Internal Revenue Code,
33 the taxpayer shall recompute net income for state tax purposes
34 under rules prescribed by the director.

35 b. Paragraph "a" shall not apply during any tax year

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1 in which the additional first-year depreciation allowance
2 authorized in section 168(k) of the Internal Revenue Code
3 applies in computing net income for state tax purposes.
4 c. For any tax year in which paragraph “a” does not apply,
5 a taxpayer shall not be permitted to deduct any amount of
6 interest expense paid or accrued in a previous taxable year
7 that is allowed as a deduction in the current taxable year by
8 reason of the carryforward of disallowed business interest
9 provisions of section 163(j)(2) of the Internal Revenue Code,
10 if either of the following apply:
11 (1) The interest expense was originally paid or accrued
12 during a tax year in which paragraph “a” applied.
13 (2) The interest expense was originally paid or accrued
14 during a tax year in which the taxpayer was not required to
15 file an Iowa return.
16 Sec. 78. Section 422.35, Code 2020, is amended by adding the
17 following new subsections:
18 NEW SUBSECTION. 26. a. Section 163(j) of the Internal
19 Revenue Code does not apply in computing net income for state
20 tax purposes. If the taxpayer’s federal taxable income for
21 the tax year was increased or decreased by reason of the
22 application of section 163(j) of the Internal Revenue Code,
23 the taxpayer shall recompute net income for state tax purposes
24 under rules prescribed by the director.
25 b. Paragraph “a” shall not apply during any tax year
26 in which the additional first-year depreciation allowance
27 authorized in section 168(k) of the Internal Revenue Code
28 applies in computing net income for state tax purposes.
29 c. For any tax year in which paragraph “a” does not apply,
30 a taxpayer shall not be permitted to deduct any amount of
31 interest expense paid or accrued in a previous taxable year
32 that is allowed as a deduction in the current taxable year by
33 reason of the carryforward of disallowed business interest
34 provisions of section 163(j)(2) of the Internal Revenue Code,
35 if either of the following apply:

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1 (1) The interest expense was originally paid or accrued
2 during a tax year in which paragraph “a” applied.
3 (2) The interest expense was originally paid or accrued
4 during a tax year in which the taxpayer was not required to
5 file an Iowa return.
6 NEW SUBSECTION. 27. Subtract, to the extent included,
7 global intangible low-taxed income under section 951A of the
8 Internal Revenue Code.
9 Sec. 79. RESCISSION OF ADMINISTRATIVE RULES.
10 1. Contingent upon the enactment of the section of this
11 Act amending section 422.35, subsection 27, the following Iowa
12 administrative rules are rescinded:

- 13 a. 701 Iowa administrative code, rule 54.2, subrule 3,
14 paragraph “i”.
15 b. 701 Iowa administrative code, rule 59.28, subrule 2,
16 paragraph “p”.
17 2. As soon as practicable, the Iowa administrative code
18 editor shall remove the language of the Iowa administrative
19 rules referenced in subsection 1 of this section from the Iowa
20 administrative code.
21 Sec. 80. EFFECTIVE DATE. This Act, being deemed of
22 immediate importance, takes effect upon enactment.
23 Sec. 81. RETROACTIVE APPLICABILITY. The following applies
24 retroactively to January 1, 2019, for tax years beginning on
25 or after that date:
26 The portion of the section of this division of this Act
27 enacting section 422.35, subsection 27.
28 Sec. 82. RETROACTIVE APPLICABILITY. The following apply
29 retroactively to January 1, 2020 for tax years beginning on or
30 after that date:
31 1. The section of this division of this Act enacting section
32 422.7, subsection 59.
33 2. The portion of the section of this division of this Act
34 enacting section 422.35, subsection 26.

DIVISION IX

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- 1 IOWA REINVESTMENT ACT
2 Sec. 83. Section 15J.2, subsections 4, 7, 8, and 9, Code
3 2020, are amended to read as follows:
4 4. “District” means the area ~~within a municipality~~ that is
5 designated a reinvestment district pursuant to section 15J.4.
6 7. “Municipality” means ~~a county or an incorporated city~~
7 any of the following:
8 a. A county.
9 b. An incorporated city.
10 c. A joint board or other legal entity established or
11 designated in an agreement between two or more contiguous
12 municipalities identified in paragraph “a” or “b” pursuant to
13 chapter 28E.
14 8. a. “New lessor” means a lessor, as defined in section
15 423A.2, operating a business in the district that was not in
16 operation in the area of the district before the effective
17 date of the ordinance or resolution establishing the district,
18 regardless of ownership.
19 b. “New lessor” also includes any lessor, defined in section
20 423A.2, operating a business in the district if the place of
21 business for that business is the subject of a project that was
22 approved by the board.
23 9. a. “New retail establishment” means a business operated
24 in the district by a retailer, as defined in section 423.1,
25 that was not in operation in the area of the district before
26 the effective date of the ordinance or resolution establishing

27 the district, regardless of ownership.
28 b. “New retail establishment” also includes any business
29 operated in the district by a retailer, as defined in section
30 423.1, if the place of business for that retail establishment
31 is the subject of a project that was approved by the board.
32 Sec. 84. Section 15J.4, subsection 1, unnumbered paragraph
33 1, Code 2020, is amended to read as follows:
34 A municipality that has an area suitable for development
35 within the boundaries of the municipality or within the

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1 combined boundaries of a municipality under section 15J.2,
2 subsection 7, paragraph “c” is eligible to seek approval from
3 the board to establish a reinvestment district under this
4 section consisting of the area suitable for development. To
5 be designated a reinvestment district, an area shall meet the
6 following requirements:
7 Sec. 85. Section 15J.4, subsection 1, paragraphs c and d,
8 Code 2020, are amended to read as follows:
9 c. The For districts approved before July 1, 2018, the area
10 consists of contiguous parcels and does not exceed twenty-five
11 acres in total. For districts approved on or after July 1,
12 2020, the area consists of contiguous parcels and does not
13 exceed seventy-five acres in total.
14 d. For a municipality that is a city or for a city that
15 is party to an agreement under section 15J.2, subsection 7,
16 paragraph “c”, the area does not include the entire incorporated
17 area of the city.
18 Sec. 86. Section 15J.4, subsection 3, paragraph a, Code
19 2020, is amended to read as follows:
20 a. The municipality shall submit a copy of the resolution,
21 the proposed district plan, and all accompanying materials
22 adopted pursuant to this section to the board for evaluation.
23 The board shall not approve a proposed district plan on or
24 after July 1, 2018 2025.
25 Sec. 87. Section 15J.4, subsection 3, paragraph b,
26 subparagraph (6), Code 2020, is amended to read as follows:
27 (6) The amount of proposed capital investment within the
28 proposed district related to retail businesses in the proposed
29 district does not exceed fifty percent of the total capital
30 investment for all proposed projects in the proposed district
31 plan. For the purposes of this subparagraph, “*retail business*”
32 means any business engaged in the business of selling tangible
33 personal property or taxable services at retail in this state
34 that is obligated to collect state sales or use tax under
35 chapter 423. However, for the purposes of this subparagraph,

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1 “*retail business*” does not include a new lessor or a business
2 engaged in an activity subject to tax under section 423.2.

3 subsection 3.

4 Sec. 88. Section 15J.4, subsection 3, paragraph f, Code
5 2020, is amended to read as follows:

6 f. (1) The total aggregate amount of state sales tax
7 revenues and state hotel and motel tax revenues that may be
8 approved by the board for remittance to all municipalities and
9 that may be transferred to the state reinvestment district
10 fund under section 423.2A or 423A.6, and remitted to all
11 municipalities having a reinvestment district under this
12 chapter for districts approved by the board before July 1,
13 2018, shall not exceed one hundred million dollars.

14 (2) The total aggregate amount of state sales tax revenues
15 and state hotel and motel tax revenues that may be approved by
16 the board for remittance to all municipalities and that may
17 be transferred to the state reinvestment district fund under
18 section 423.2A or 423A.6, and remitted to all municipalities
19 having a reinvestment district under this chapter for districts
20 approved on or after July 1, 2020, but before July 1, 2025,
21 shall not exceed one hundred million dollars.

22 Sec. 89. Section 15J.4, subsections 4 and 5, Code 2020, are
23 amended to read as follows:

24 4. a. Upon receiving the approval of the board, the
25 municipality ~~may shall~~ adopt an ordinance, or in the case of
26 a municipality under section 15J.2, subsection 7, paragraph
27 "c", a resolution, establishing the district and shall notify
28 the director of revenue of the district's commencement date
29 established by the board and the information required under
30 paragraph "b" no later than thirty days after adoption of the
31 ordinance or resolution.

32 b. For each district approved by the board on or after July
33 1, 2020, the municipality shall include in the notification
34 under paragraph "a" and in the statement required under
35 paragraph "c" all of the following:

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1 (1) For each new retail establishment under section 15J.2,
2 subsection 9, paragraph "b", that was in operation before
3 the establishment of the district, the monthly amount of
4 sales subject to the state sales tax from the most recently
5 available twelve-month period preceding the establishment of
6 the district.

7 (2) For each new lessor under section 15J.2, subsection 8,
8 paragraph "b", that was in operation before the establishment
9 of the district, the monthly amount of sales subject to the
10 state hotel and motel tax from the most recently available
11 twelve-month period preceding the establishment of the
12 district.

13 c. The ordinance or resolution adopted by the municipality
14 shall include the district's commencement date and a detailed
15 statement of the manner in which the approved projects to be
16 undertaken in the district will be financed, including but not

17 limited to the financial information included in the project
18 plan under subsection 2, paragraph “d”.
19 d. Following establishment of the district, a municipality
20 may use the moneys deposited in the municipality’s reinvestment
21 project fund created pursuant to section 15J.7 to fund the
22 development of those projects included within the district
23 plan.
24 5. A municipality may amend the district plan to add
25 or modify projects. However, a proposed modification to a
26 project and each project proposed to be added shall first be
27 approved by the board in the same manner as provided for the
28 original plan. In no case, however, shall an amendment to the
29 district plan result in the extension of the commencement date
30 established by the board. If a district plan is amended to
31 add or modify a project, the municipality shall, if necessary,
32 amend the ordinance or resolution, as applicable, if necessary,
33 to reflect any changes to the financial information required to
34 be included under subsection 4.
35 Sec. 90. Section 15J.5, subsection 1, paragraph b, Code

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1 2020, is amended to read as follows:
2 b. (1) The For districts established before July 1,
3 2020, the amount of new state sales tax revenue for purposes
4 of paragraph “a” shall be the product of the amount of sales
5 subject to the state sales tax in the district during the
6 quarter from new retail establishments times four percent.
7 (2) For districts established on or after July 1, 2020, the
8 amount of new state sales tax revenue for purposes of paragraph
9 “a” shall be the product of four percent times the remainder of
10 amount of sales subject to the state sales tax in the district
11 during the quarter from new retail establishments minus the sum
12 of the sales from the corresponding quarter of the twelve-month
13 period determined under section 15J.4, subsection 4, paragraph
14 “b”, subparagraph (1), for new retail establishments identified
15 under section 15J.4, subsection 4, paragraph “b”, subparagraph
16 (1), that were in operation at the end of the quarter.
17 Sec. 91. Section 15J.5, subsection 2, paragraph b, Code
18 2020, is amended to read as follows:
19 b. (1) The For districts established before July 1,
20 2020, the amount of new state hotel and motel tax revenue for
21 purposes of paragraph “a” shall be the product of the amount of
22 sales subject to the state hotel and motel tax in the district
23 during the quarter from new lessors times the state hotel and
24 motel tax rate imposed under section 423A.3.
25 (2) For districts established on or after July 1, 2020, the
26 amount of new state hotel and motel tax revenue for purposes of
27 paragraph “a” shall be the product of the state hotel and motel
28 tax rate imposed under section 423A.3 times the remainder of
29 amount of sales subject to the state hotel and motel tax in the
30 district during the quarter from new lessors minus the sum of

31 the sales from the corresponding quarter of the twelve month
 32 period determined under section 15J.4, subsection 4, paragraph
 33 "b", subparagraph (2), for new lessors identified under section
 34 15J.4, subsection 4, paragraph "b", subparagraph (2), that were
 35 in operation at the end of the quarter.

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1 Sec. 92. Section 15J.7, subsection 4, paragraph b, Code
 2 2020, is amended to read as follows:
 3 b. For the purposes of this subsection, "*relocation*"
 4 means the closure or substantial reduction of an enterprise's
 5 existing operations in one area of the state and the initiation
 6 of substantially the same operation in the same county or a
 7 contiguous county in the state. However, if the initiation
 8 of operations includes an expanded scope or nature of the
 9 enterprise's existing operations, the new operation shall
 10 not be considered to be substantially the same operation.
 11 "*Relocation*" does not include an enterprise expanding its
 12 operations in another area of the state provided that existing
 13 operations of a similar nature are not closed or substantially
 14 reduced.

15 Sec. 93. Section 15J.7, subsection 6, Code 2020, is amended
 16 to read as follows:

17 6. Upon dissolution of a district pursuant to section 15J.8,
 18 moneys remaining in the reinvestment project fund that were
 19 deposited pursuant to subsection 2 and all interest remaining
 20 in the fund that was earned on such amounts shall be deposited
 21 in the general fund of the municipality or, for a municipality
 22 under section 15J.2, subsection 7, paragraph "c", the governing
 23 body shall allocate such amounts to the participating cities
 24 and counties for deposit in each city or county general fund
 25 according to the chapter 28F agreement.

26 Sec. 94. Section 15J.8, Code 2020, is amended to read as
 27 follows:

28 **15J.8 End of deposits — district dissolution.**

29 1. As of the date twenty years after the district's
 30 commencement date, the department shall cease to deposit state
 31 sales tax revenues and state hotel and motel tax revenues into
 32 the district's account within the fund, unless the municipality
 33 dissolves the district by ordinance or resolution prior to that
 34 date. Following the expiration of the twenty-year period, the
 35 district shall be dissolved by ordinance or resolution of the

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1 municipality adopted within twelve months of the conclusion of
 2 the twenty-year period.

3 2. If the municipality dissolves the district by ordinance
 4 or resolution prior to the expiration of the twenty-year
 5 period specified in subsection 1, the municipality shall
 6 notify the director of revenue of the dissolution as soon as

7 practicable after adoption of the ordinance or resolution, and
8 the department shall, as of the effective date of dissolution,
9 cease to deposit state sales tax revenues and state hotel and
10 motel tax revenues into the district's account within the fund.
11 3. Upon request of the municipality prior to the dissolution
12 of the district, and following a determination by the board
13 that the amounts of new state sales tax revenue and new state
14 hotel and motel tax revenue deposited in the municipality's
15 reinvestment project fund under section 15J.7 are substantially
16 lower than the amounts established by the board under section
17 15J.4, subsection 3, paragraph "e", the board may extend
18 the district's twenty-year period of time for depositing and
19 receiving revenues under this chapter by up to five additional
20 years if such an extension is in the best interest of the
21 public.

22 DIVISION X
23 COMPUTER PERIPHERALS

24 Sec. 95. Section 423.1, Code 2020, is amended by adding the
25 following new subsection:

26 NEW SUBSECTION. 10A. "*Computer peripheral*" means an
27 ancillary device connected to the computer digitally, by
28 cable, or by other medium, used to put information into or get
29 information out of a computer.

30 Sec. 96. Section 423.3, subsection 47, Code 2020, is amended
31 to read as follows:

32 47. a. The sales price from the sale or rental of
33 computers, computer peripherals, machinery, equipment,
34 replacement parts, supplies, and materials used to construct
35 or self-construct computers, computer peripherals, machinery,

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1 equipment, replacement parts, and supplies, if such items are
2 any of the following:

3 (1) Directly and primarily used in processing by a
4 manufacturer.

5 (2) Directly and primarily used to maintain the integrity
6 of the product or to maintain unique environmental conditions
7 required for either the product or the computers, computer
8 peripherals, machinery, and equipment used in processing by a
9 manufacturer, including test equipment used to control quality
10 and specifications of the product.

11 (3) Directly and primarily used in research and development
12 of new products or processes of processing.

13 (4) Computers and computer peripherals used in processing
14 or storage of data or information by an insurance company,
15 financial institution, or commercial enterprise.

16 (5) Directly and primarily used in recycling or
17 reprocessing of waste products.

18 (6) Pollution-control equipment used by a manufacturer,
19 including but not limited to that required or certified by an
20 agency of this state or of the United States government.

- 21 **b.** The sales price from the sale of fuel used in creating
 22 heat, power, steam, or for generating electrical current, or
 23 from the sale of electricity, consumed by computers, computer
 24 peripherals, machinery, or equipment used in an exempt manner
 25 described in paragraph “a”, subparagraph (1), (2), (3), (5), or
 26 (6).
 27 **c.** The sales price from the sale or rental of the following
 28 shall not be exempt from the tax imposed by this subchapter:
 29 (1) Hand tools.
 30 (2) Point-of-sale equipment, ~~and~~ computers, and computer
 31 peripherals.
 32 (3) The following within the scope of section 427A.1,
 33 subsection 1, paragraphs “h” and “i”:
 34 (a) Computers.
 35 **(b) Computer peripherals.**

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- 1 ~~(b)~~ (c) Machinery.
 2 ~~(c)~~ (d) Equipment, including pollution control equipment.
 3 ~~(d)~~ (e) Replacement parts.
 4 ~~(e)~~ (f) Supplies.
 5 ~~(f)~~ (g) Materials used to construct or self-construct the
 6 following:
 7 (i) Computers.
 8 (ii) Computer peripherals.
 9 ~~(ii)~~ (iii) Machinery.
 10 ~~(iii)~~ (iv) Equipment, including pollution control
 11 equipment.
 12 ~~(iv)~~ (v) Replacement parts.
 13 ~~(v)~~ (vi) Supplies.
 14 (4) Vehicles subject to registration, except vehicles
 15 subject to registration which are directly and primarily used
 16 in recycling or reprocessing of waste products.
 17 **d.** As used in this subsection:
 18 (1) “*Commercial enterprise*” means businesses and
 19 manufacturers conducted for profit, for-profit and nonprofit
 20 insurance companies, and for-profit and nonprofit financial
 21 institutions, but excludes other nonprofits and professions and
 22 occupations.
 23 (2) “*Financial institution*” means as defined in section
 24 527.2.
 25 (3) “*Insurance company*” means an insurer organized or
 26 operating under chapter 508, 514, 515, 518, 518A, 519, or
 27 520, or authorized to do business in Iowa as an insurer or an
 28 insurance producer under chapter 522B.
 29 (4) (a) “*Manufacturer*” means a business that primarily
 30 purchases, receives, or holds personal property of any
 31 description for the purpose of adding to its value by a process
 32 of manufacturing with a view to selling the property for gain
 33 or profit.
 34 (b) “*Manufacturer*” includes contract manufacturers. A

35 contract manufacturer is a manufacturer that otherwise falls

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1 within the definition of manufacturer, except that a contract
2 manufacturer does not sell the tangible personal property
3 the contract manufacturer processes on behalf of other
4 manufacturers.

5 (c) "*Manufacturer*" does not include persons who are not
6 commonly understood as manufacturers, including but not
7 limited to persons primarily engaged in any of the following
8 activities:

9 (i) Construction contracting.

10 (ii) Repairing tangible personal property or real property.

11 (iii) Providing health care.

12 (iv) Farming, including cultivating agricultural products
13 and raising livestock.

14 (v) Transporting for hire.

15 (d) For purposes of this subparagraph:

16 (i) "*Business*" means those businesses conducted for
17 profit, but excludes professions and occupations and nonprofit
18 organizations.

19 (ii) "*Manufacturing*" means those activities commonly
20 understood within the ordinary meaning of the term, and shall
21 include:

22 (A) Refining.

23 (B) Purifying.

24 (C) Combining of different materials.

25 (D) Packing of meats.

26 (E) Activities subsequent to the extractive process of
27 quarrying or mining, such as crushing, washing, sizing, or
28 blending of aggregate materials.

29 (iii) "*Manufacturing*" does not include activities occurring
30 on premises primarily used to make retail sales.

31 (5) "*Processing*" means a series of operations in which
32 materials are manufactured, refined, purified, created,
33 combined, or transformed by a manufacturer, ultimately
34 into tangible personal property. Processing encompasses
35 all activities commencing with the receipt or producing of

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1 raw materials by the manufacturer and ending at the point
2 products are delivered for shipment or transferred from the
3 manufacturer. Processing includes but is not limited to
4 refinement or purification of materials; treatment of materials
5 to change their form, context, or condition; maintenance
6 of the quality or integrity of materials, components, or
7 products; maintenance of environmental conditions necessary for
8 materials, components, or products; quality control activities;
9 and construction of packaging and shipping devices, placement
10 into shipping containers or any type of shipping devices or

11 medium, and the movement of materials, components, or products
12 until shipment from the processor.

13 (6) *“Receipt or producing of raw materials”* means activities
14 performed upon tangible personal property only. With respect
15 to raw materials produced from or upon real estate, the receipt
16 or producing of raw materials is deemed to occur immediately
17 following the severance of the raw materials from the real
18 estate.

19 (7) *“Replacement part”* means tangible personal property
20 other than computers, computer peripherals, machinery,
21 equipment, or supplies, regardless of the cost or useful life
22 of the tangible personal property, that meets all of the
23 following conditions:

24 (a) The tangible personal property replaces a component of
25 a computer, computer peripheral, machinery, or equipment, which
26 component is capable of being separated from the computer,
27 computer peripheral, machinery, or equipment.

28 (b) The tangible personal property performs the same or
29 similar function as the component it replaced.

30 (c) The tangible personal property restores the computer,
31 computer peripheral, machinery, or equipment to an operational
32 condition, or upgrades or improves the efficiency of the
33 computer, computer peripheral, machinery, or equipment.

34 (8) *“Supplies”* means tangible personal property, other
35 than computers, computer peripherals, machinery, equipment, or

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1 replacement parts, that meets one of the following conditions:

2 (a) The tangible personal property is to be connected to
3 a computer, computer peripheral, machinery, or equipment and
4 requires regular replacement because the property is consumed
5 or deteriorates during use, including but not limited to saw
6 blades, drill bits, filters, and other similar items with a
7 short useful life.

8 (b) The tangible personal property is used in conjunction
9 with a computer, computer peripheral, machinery, or equipment
10 and is specially designed for use in manufacturing specific
11 products and may be used interchangeably and intermittently on
12 a particular computer, computer peripheral, machine, or piece
13 of equipment, including but not limited to jigs, dies, tools,
14 and other similar items.

15 (c) The tangible personal property comes into physical
16 contact with other tangible personal property used in
17 processing and is used to assist with or maintain conditions
18 necessary for processing, including but not limited to cutting
19 fluids, oils, coolants, lubricants, and other similar items
20 with a short useful life.

21 (d) The tangible personal property is directly and
22 primarily used in an activity described in paragraph “a”,
23 subparagraphs (1) through (6), including but not limited to
24 prototype materials and testing materials.

25 Sec. 97. RESCISSION OF ADMINISTRATIVE RULES.
26 1. The following Iowa administrative rules are rescinded as
27 of July 1, 2020:
28 a. 701 Iowa administrative code, rule 18.34, subrule 1,
29 paragraph “b”, subparagraph (1).
30 b. 701 Iowa administrative code, rule 18.45, subrule 1,
31 definition of “computer”.
32 c. 701 Iowa administrative code, rule 18.58, subrule 1,
33 definition of “computer”.
34 d. 701 Iowa administrative code, rule 230.14, subrule 2,
35 paragraph “a”.

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1 2. As soon as practicable after July 1, 2020, the Iowa
2 administrative code editor shall remove the language of the
3 Iowa administrative rules referenced in subsection 1 of this
4 section from the Iowa administrative code.
5 DIVISION XI
6 SCHOOL TUITION ORGANIZATION TAX CREDIT
7 Sec. 98. Section 422.11S, subsection 8, paragraph a,
8 subparagraph (2), Code 2020, is amended to read as follows:
9 (2) (a) *“Total approved tax credits”* means for the 2006
10 calendar year, two million five hundred thousand dollars, for
11 the 2007 calendar year, five million dollars, for calendar
12 years beginning on or after January 1, 2008, but before January
13 1, 2012, seven million five hundred thousand dollars, for
14 calendar years beginning on or after January 1, 2012, but
15 before January 1, 2014, eight million seven hundred fifty
16 thousand dollars, for calendar years beginning on or after
17 January 1, 2014, but before January 1, 2019, twelve million
18 dollars, and for calendar years beginning on or after January
19 1, 2019, but before January 1, 2020, thirteen million dollars,
20 and for calendar years beginning on or after January 1, 2020,
21 fifteen million dollars.
22 (b) (i) During any calendar year beginning on or after
23 January 1, 2022, if the amount of awarded tax credits from the
24 preceding calendar year are equal to or greater than ninety
25 percent of the total approved tax credits for the current
26 calendar year, the total approved tax credits for the current
27 calendar year shall equal the product of ten percent multiplied
28 by the total approved tax credits for the current calendar year
29 plus the total approved tax credits for the current calendar
30 year.
31 (ii) If total approved tax credits are recomputed pursuant
32 to subparagraph subdivision (i), the total approved tax credits
33 shall equal the previous total approved tax credits recomputed
34 pursuant to subparagraph subdivision (i) for purposes of future
35 recomputations under subparagraph subdivision (i), provided

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1 that the maximum total approved tax credits recomputed pursuant
2 to this subparagraph division (b) shall not exceed twenty
3 million dollars in a calendar year.

4 Sec. 99. Section 422.33, subsection 28, Code 2020, is
5 amended to read as follows:

6 28. The taxes imposed under this division shall be reduced
7 by a school tuition organization tax credit allowed under
8 section 422.11S. ~~The maximum amount of tax credits that~~
9 ~~may be approved under this subsection for a tax year equals~~
10 ~~twenty five percent of the school tuition organization's tax~~
11 ~~credits that may be approved pursuant to section 422.11S,~~
12 ~~subsection 8, for a tax year.~~

13 DIVISION XII

14 BROADBAND INFRASTRUCTURE TAXATION

15 Sec. 100. Section 422.7, Code 2020, is amended by adding the
16 following new subsection:

17 NEW SUBSECTION. 18. *a.* Subtract, to the extent included,
18 the amount of a federal, state, or local grant provided to
19 a communications service provider, if the grant is used to
20 install broadband infrastructure that facilitates broadband
21 service in targeted service areas at or above the download and
22 upload speeds.

23 *b.* As used in this subsection, “broadband infrastructure”,
24 “communications service provider”, and “targeted service area”
25 mean the same as defined in section 8B.1, respectively.

26 Sec. 101. Section 422.35, Code 2020, is amended by adding
27 the following new subsection:

28 NEW SUBSECTION. 26. *a.* Subtract, to the extent included,
29 the amount of a federal, state, or local grant provided to
30 a communications service provider, if the grant is used to
31 install broadband infrastructure that facilitates broadband
32 service in targeted service areas at or above the download and
33 upload speeds.

34 *b.* As used in this subsection, “broadband infrastructure”,
35 “communications service provider”, and “targeted service area”

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1 mean the same as defined in section 8B.1, respectively.

2 Sec. 102. REFUNDS. Refunds of taxes, interest, or penalties
3 that arise from claims resulting from the enactment of this
4 division of this Act, in the tax year beginning January
5 1, 2019, but before January 1, 2020, shall not be allowed
6 unless refund claims are filed prior to October 1, 2020,
7 notwithstanding any other provision of law to the contrary.

8 Sec. 103. EFFECTIVE DATE. This division of this Act, being
9 deemed of immediate importance, takes effect upon enactment.

10 Sec. 104. RETROACTIVE APPLICABILITY. This division of this
11 Act applies retroactively to January 1, 2019, and applies to
12 tax years beginning on or after that date.

DIVISION XIII
LOCAL ASSESSORS

Sec. 105. Section 441.6, subsection 2, Code 2020, is amended to read as follows:

2. Upon receipt of the report of the examining board, the chairperson of the conference board shall by written notice call a meeting of the conference board to appoint an assessor. The meeting shall be held not later than seven days after the receipt of the report of the examining board by the conference board. At the meeting, the conference board shall appoint an assessor from the register of eligible candidates. However, if a special examination has not been conducted previously for the same vacancy, the conference board may request the director of revenue to hold a special examination pursuant to section 441.7. The chairperson of the conference board shall give written notice to the director of revenue of the appointment ~~and its effective date~~ within ten days of the decision of the board.

Sec. 106. Section 441.6, Code 2020, is amended by adding the following new subsection:

NEW SUBSECTION. 3. The appointee selected by the conference board under subsection 2 shall not assume the office of city or county assessor until such appointment is confirmed by

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the director of revenue. If the director of revenue rejects the appointment, the examining board shall conduct a new examination and submit a new report to the conference board under subsection 1. The director of revenue shall adopt rules pursuant to chapter 17A to implement and administer this subsection.

Sec. 107. Section 441.17, subsection 2, Code 2020, is amended to read as follows:

2. Cause to be assessed, in accordance with section 441.21, all the property in the assessor's county or city, except property exempt from taxation, or the assessment of which is otherwise provided for by law. However, an assessor or deputy assessor shall not personally assess a property if the person or a member of the person's immediate family owns the property, has a financial interest in the property, or has a financial interest in the entity that owns the property. The director of revenue shall adopt rules pursuant to chapter 17A to implement and administer this subsection.

Sec. 108. Section 441.41, Code 2020, is amended to read as follows:

441.41 Legal counsel.

In the case of cities having an assessor, the city legal department shall represent the assessor and board of review in all litigation dealing with assessments. In the case of counties, the county attorney shall represent the assessor and board of review in all litigation dealing with assessments.

27 Any taxing district interested in the taxes received from such
 28 assessments may be represented by an attorney and shall be
 29 required to appear by attorney upon written request of the
 30 assessor to the presiding officer of any such taxing district.
 31 The Subject to review and prior approval by either the city
 32 legal department in the case of a city or the county attorney
 33 in the case of a county, the conference board may employ
 34 special counsel to assist the city legal department or county
 35 attorney as the case may be.

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1 DIVISION XIV
 2 PAYCHECK PROTECTION PROGRAM (PPP)
 3 Sec. 109. IOWA NET INCOME EXCLUSION FOR FEDERAL PAYCHECK
 4 PROTECTION PROGRAM LOAN FORGIVENESS FOR CERTAIN FISCAL-YEAR
 5 FILERS IN TAX YEAR 2019. Notwithstanding any other provision
 6 of law to the contrary, for any tax year beginning on or after
 7 January 1, 2019, and ending after March 27, 2020, Pub. L. No.
 8 116-136, §1106(i), applies in computing net income for state
 9 tax purposes under section 422.7 or 422.35.
 10 Sec. 110. EFFECTIVE DATE. This division of this Act, being
 11 deemed of immediate importance, takes effect upon enactment.
 12 DIVISION XV
 13 IOWA INCOME TAX EXCLUSION — EMERGENCY STUDENT GRANT MONEY
 14 Sec. 111. Section 422.7, Code 2020, is amended by adding the
 15 following new subsection:
 16 NEW SUBSECTION. 59. Notwithstanding any other provision of
 17 law to the contrary, any funds received by a student through a
 18 higher education institution to support the student's financial
 19 needs as a result of the COVID-19 pandemic pursuant to §§3504,
 20 18004, or 18008 of Pub. L. No. 116-136 shall not be included
 21 in the student's Iowa net income for any tax year ending after
 22 March 27, 2020.
 23 Sec. 112. EFFECTIVE DATE. This division of this Act, being
 24 deemed of immediate importance, takes effect upon enactment.
 25 Sec. 113. RETROACTIVE APPLICABILITY. This division of this
 26 Act applies retroactively to March 27, 2020, for tax years
 27 ending on or after that date.
 28 DIVISION XVI
 29 IOWA INCOME TAX EXCLUSION — STIMULUS CHECKS
 30 Sec. 114. IOWA INCOME TAX EXCLUSION FOR ECONOMIC IMPACT
 31 PAYMENTS. In determining the amount of deduction for federal
 32 income tax under section 422.9 for tax years beginning in
 33 the 2020 calendar year, the amount of the deduction for the
 34 tax year shall not be adjusted by the amount received during
 35 the tax year of the income tax rebate provided pursuant to

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1 the federal Recovery Rebates and Coronavirus Aid, Relief,
 2 and Economic Security Act, Pub. L. No. 116-136, §2201, and

the amount of such income tax rebate shall not be subject to taxation under chapter 422, division II.

DIVISION XVII

PRO RATA SHARE OF ENTITY-LEVEL INCOME TAX PAID BY SHAREHOLDERS OR BENEFICIARIES

Sec. 115. Section 422.8, subsection 1, Code 2020, is amended to read as follows:

1. a. The amount of income tax paid to another state or foreign country by a resident taxpayer of this state on income derived from sources outside of Iowa shall be allowed as a credit against the tax computed under this chapter, except that the credit shall not exceed what the amount of the Iowa tax would have been on the same income which was taxed by the other state or foreign country. The limitation on this credit shall be computed according to the following formula: Income earned outside of Iowa and taxed by another state or foreign country shall be divided by the total income of the resident taxpayer of Iowa. This quotient multiplied ~~times~~ by the net Iowa tax as determined on the total income of the taxpayer as if entirely earned in Iowa shall be the maximum tax credit against the Iowa net tax.

b. (1) For purposes of paragraph "a", a resident partner of an entity taxed as a partnership for federal tax purposes, a resident shareholder of an S corporation, or a resident beneficiary of an estate or trust shall be deemed to have paid the resident partner's, resident shareholder's, or resident beneficiary's pro rata share of entity-level income tax paid by the partnership, S corporation, estate, or trust to another state or foreign country on income that is also subject to tax under this division, but only if the entity provides the resident partner, resident shareholder, or resident beneficiary a statement that documents the resident partner's, resident shareholder's, or resident beneficiary's share of the income

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derived in the other state or foreign country, the income tax liability of the entity in that state or foreign country, and the income tax paid by the entity to that state or foreign country.

(2) For purposes of paragraph "a", a resident shareholder of a regulated investment company shall be deemed to have paid the shareholder's pro rata share of entity-level income tax paid by the regulated investment company to another state or foreign country and treated as paid by its shareholders pursuant to section 853 of the Internal Revenue Code, but only if the regulated investment company provides the resident shareholder a statement that documents the resident shareholder's share of the income derived in the other state or foreign country, the income tax liability of the regulated investment company in that state or foreign country, and the income tax paid by the regulated investment company to that state or foreign country.

17 Sec. 116. EFFECTIVE DATE. This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.
19 Sec. 117. RETROACTIVE APPLICABILITY. This division of this
20 Act applies retroactively to January 1, 2020, for tax years
21 beginning on or after that date.

22 DIVISION XVIII

23 IOWA SMALL BUSINESS RELIEF GRANT PROGRAM

24 Sec. 118. Section 422.7, Code 2020, is amended by adding the
25 following new subsection:

26 NEW SUBSECTION. 59. Subtract, to the extent included,
27 the amount of any financial assistance grant provided to an
28 eligible small business by the economic development authority
29 under the Iowa small business relief grant program created
30 during calendar year 2020 to provide financial assistance to
31 eligible small businesses economically impacted by the COVID-19
32 pandemic.

33 Sec. 119. Section 422.35, Code 2020, is amended by adding
34 the following new subsection:

35 NEW SUBSECTION. 26. Subtract, to the extent included,

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1 the amount of any financial assistance grant provided to an
2 eligible small business by the economic development authority
3 under the Iowa small business relief grant program created
4 during calendar year 2020 to provide financial assistance to
5 eligible small businesses economically impacted by the COVID-19
6 pandemic.

7 Sec. 120. EFFECTIVE DATE. This division of this Act, being
8 deemed of immediate importance, takes effect upon enactment.

9 Sec. 121. RETROACTIVE APPLICABILITY. This division of this
10 Act applies retroactively to March 23, 2020, for tax years
11 ending on or after that date.

12 DIVISION XIX

13 SECTION 179 EXPENSING

14 Sec. 122. Section 422.7, subsections 51 and 52, Code 2020,
15 are amended by striking the subsections.

16 Sec. 123. Section 422.9, subsection 2, paragraph h, Code
17 2020, is amended to read as follows:

18 *h.* For purposes of calculating the deductions in this
19 subsection that are authorized under the Internal Revenue Code,
20 and to the extent that any of such deductions is determined by
21 an individual's federal adjusted gross income, the individual's
22 federal adjusted gross income is computed in accordance with
23 section 422.7, subsections 39, 39A, 39B, ~~51, 52,~~ and 53.

24 Sec. 124. Section 422.35, subsections 14 and 15, Code 2020,
25 are amended by striking the subsections.

26 Sec. 125. PRESERVATION OF EXISTING RIGHTS. The sections of
27 this division striking section 422.7, subsections 51 and 52,
28 and section 422.35, subsections 14 and 15, respectively, shall
29 not limit, modify, or otherwise adversely affect a taxpayer's
30 right to deduct for a tax year beginning on or after January 1,

31 2020, any amount determined under section 422.7, subsection 52,
32 paragraph “b”, subparagraph (3), Code 2020, or under section
33 422.35, subsection 15, paragraph “b”, subparagraph (3), Code
34 2020, for a tax year beginning prior to January 1, 2020.
35 Sec. 126. RETROACTIVE APPLICABILITY. This division of this

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1 Act applies retroactively to January 1, 2020, for tax years
2 beginning on or after that date.
3 DIVISION XX
4 IOWA EDUCATIONAL SAVINGS PLAN TRUST (529 PLANS)
5 Sec. 127. Section 12D.1, subsection 2, paragraph k, Code
6 2020, is amended to read as follows:
7 *k. “Qualified education expenses” means the same as*
8 *“qualified higher education expenses” as defined in section*
9 *529(e)(3) of the Internal Revenue Code, as amended by Pub. L.*
10 *No. 115-97, and shall include elementary and secondary school*
11 *expenses for tuition described in section 529(c)(7) of the*
12 *Internal Revenue Code, subject to the limitations imposed by*
13 *section 529(e)(3)(A) of the Internal Revenue Code. “Qualified*
14 *education expenses” includes expenses for the participation*
15 *in an apprenticeship program registered and certified with*
16 *the United States secretary of labor under section 1 of the*
17 *National Apprenticeship Act, 29 U.S.C. §50, and amounts paid as*
18 *principal or interest on any qualified education loan on behalf*
19 *of a beneficiary or a sibling of the beneficiary, subject to*
20 *the limitations imposed by section 529(c)(9)(B) and (C) of the*
21 *Internal Revenue Code.*

22 Sec. 128. Section 12D.1, subsection 2, Code 2020, is amended
23 by adding the following new paragraphs:
24 NEW PARAGRAPH. *0l. “Qualified education loan” means the*
25 *same as “qualified education loan” as defined in section 221(d)*
26 *of the Internal Revenue Code.*

27 NEW PARAGRAPH. *0m. “Sibling” means a brother, sister,*
28 *stepbrother, or stepsister of the beneficiary.*

29 Sec. 129. Section 422.7, subsection 32, paragraph c,
30 subparagraph (1), Code 2020, is amended by adding the following
31 new subparagraph divisions:

32 NEW SUBPARAGRAPH DIVISION. (d) The payment of expenses
33 for fees, books, supplies, and equipment required for the
34 participation of a beneficiary in an apprenticeship program.

35 NEW SUBPARAGRAPH DIVISION. (e) The payment of qualified

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1 education loan repayments.

2 Sec. 130. Section 422.7, subsection 32, paragraph c,
3 subparagraph (2), Code 2020, is amended by adding the following
4 new subparagraph divisions:

5 NEW SUBPARAGRAPH DIVISION. (0a) “Apprenticeship program”
6 means a program registered and certified with the United

7 States secretary of labor under section 1 of the National
8 Apprenticeship Act, 29 U.S.C. §50.

9 NEW SUBPARAGRAPH DIVISION. (0c) *“Qualified education loan”*
10 means the same as defined in section 12D.1, subsection 2.

11 NEW SUBPARAGRAPH DIVISION. (00c) *“Qualified education loan*
12 *repayments”* means amounts paid as principal or interest on any
13 qualified education loan of the beneficiary or a sibling of
14 the beneficiary. The repayment amounts shall not exceed ten
15 thousand dollars in the aggregate for the beneficiary or the
16 sibling, respectively.

17 NEW SUBPARAGRAPH DIVISION. (d) *“Sibling”* means the same as
18 defined in section 12D.1, subsection 2.

19 Sec. 131. EFFECTIVE DATE. This division of this Act, being
20 deemed of immediate importance, takes effect upon enactment.

21 Sec. 132. RETROACTIVE APPLICABILITY. This division of this
22 Act applies retroactively to January 1, 2019, for tax years
23 beginning on or after that date.

24 DIVISION XXI

25 IOWA EDUCATIONAL SAVINGS ACCOUNT AND FIRST-TIME HOMEBUYER 26 ACCOUNT — EXTENSIONS

27 Sec. 133. EXTENSION OF IOWA EDUCATIONAL SAVINGS ACCOUNT
28 CONTRIBUTION DEDUCTION FOR TAX YEAR 2019. Notwithstanding any
29 provision of law to the contrary, in determining the deduction
30 provided under section 422.7, subsection 32, paragraph “a”,
31 for tax years beginning during the 2019 calendar year, a
32 participant who makes a contribution to the Iowa educational
33 savings plan trust pursuant to section 12D.3, subsection 1, on
34 or after January 1, 2020, but on or before July 31, 2020, may
35 elect to be deemed to have made the contribution on the last

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1 day of calendar year 2019.

2 Sec. 134. EXTENSION OF IOWA FIRST-TIME HOMEBUYER ACCOUNT
3 AND BENEFICIARY DESIGNATION FOR ACCOUNTS OPENED IN 2019.

4 1. Notwithstanding section 541B.3, subsection 1, paragraph
5 “a”, or any other provision of law to the contrary, an
6 individual who opened a first-time homebuyer account during
7 calendar year 2019 and who wishes to participate in the Iowa
8 first-time homebuyer savings account program shall designate
9 the account as a first-time homebuyer account on or before July
10 31, 2020, on forms provided by the department of revenue.

11 2. Notwithstanding section 541B.3, subsection 2, paragraph
12 “a”, or any other provision of law to the contrary, an
13 individual who opened a first-time homebuyer account during
14 calendar year 2019 and who wishes to participate in the Iowa
15 first-time homebuyer savings account program shall designate an
16 individual as beneficiary of the first-time homebuyer savings
17 account on or before July 31, 2020, on forms provided by the
18 department of revenue.

19 Sec. 135. EFFECTIVE DATE. This division of this Act, being
20 deemed of immediate importance, takes effect upon enactment.

DIVISION XXII

IOWA EDUCATIONAL SAVINGS PLAN TRUST (529 PLANS) —
RECONTRIBUTIONS

Sec. 136. Section 422.7, subsection 32, paragraph c, subparagraph (1), Code 2020, is amended by adding the following new subparagraph division:

NEW SUBPARAGRAPH DIVISION. (d) (i) A recontribution of a refund of any qualified higher education expenses from an eligible educational institution to the extent that such refund has been recontributed to the Iowa educational savings plan trust described in chapter 12D and meets all of the following criteria:

(A) The recontribution is made to the same account from which the original withdrawal was made.

(B) The recontribution occurs within sixty days of the date

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of refund.

(C) The recontribution amount does not exceed the amount refunded by the eligible educational institution.

(ii) A deduction under paragraph “a” shall not be taken for the amount of the recontribution.

Sec. 137. Section 422.7, subsection 32, paragraph c, subparagraph (2), subparagraph division (c), subparagraph subdivision (ii), Code 2020, is amended to read as follows:

(i) For purposes of this subparagraph division (c), “*Internal Revenue Code*” means the Internal Revenue Code of 1954, prior to the date of its redesignation as the Internal Revenue Code of 1986 by the Tax Reform Act of 1986, or means the Internal Revenue Code of 1986 as amended and in effect on January 1, ~~2018~~ 2020. This definition shall not be construed to include any amendment to the Internal Revenue Code enacted after the date specified in the preceding sentence, including any amendment with retroactive applicability or effectiveness.

Sec. 138. **EFFECTIVE DATE.** This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 139. **RETROACTIVE APPLICABILITY.** This division of this Act applies retroactively to January 1, 2019, for tax years beginning on or after that date.

DIVISION XXIII

QUALIFYING PERSONAL PROTECTION EQUIPMENT — DONATION

Sec. 140. Section 423.6, Code 2020, is amended by adding the following new subsection:

NEW SUBSECTION. 18. Qualifying personal protective equipment and materials which are assembled to become qualifying personal protective equipment. For purposes of this subsection, “*qualifying personal protective equipment*” means personal protective equipment that is assembled and donated by a person during the period beginning with a state of disaster emergency proclamation by the governor under section 29C.6 and ending one hundred eighty days after the expiration of such

35 proclamation.

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1 Sec. 141. REFUNDS. Refunds of taxes, interest, or penalties
2 that arise from claims resulting from the enactment of this
3 division of this Act, for donations occurring prior to the
4 effective date of this division of this Act, shall not be
5 allowed unless claims are filed prior to October 1, 2020,
6 notwithstanding any other provision of the law to the contrary.
7 Sec. 142. EFFECTIVE DATE. This division of this Act, being
8 deemed of immediate importance, takes effect upon enactment.
9 Sec. 143. RETROACTIVE APPLICABILITY. This division of this
10 Act applies retroactively to January 1, 2020, for qualifying
11 personal protective equipment and materials assembled and
12 donated on or after that date.

13 DIVISION XXIV

14 FOOD OPERATION TRESPASS

15 Sec. 144. Section 716.7A, subsection 1, paragraph d, as
16 enacted by 2020 Iowa Acts, Senate File 2413, section 17, is
17 amended to read as follows:
18 d. (1) *"Food operation"* means any of the following:
19 ~~(1) (a)~~ (a) A location where a food animal is produced,
20 maintained, or otherwise housed or kept, or processed in any
21 manner.
22 ~~(2) (b)~~ (b) A location other than as described in subparagraph
23 ~~(1) division (a)~~ where a food animal is kept, including an
24 apiary, livestock market, vehicle or trailer attached to a
25 vehicle, fair, exhibition, or a business operated by a person
26 licensed to practice veterinary medicine pursuant to chapter
27 169.
28 ~~(3) (c)~~ (c) A location where a meat food product, poultry
29 product, milk or milk product, eggs or an egg product, aquatic
30 product, or honey is prepared for human consumption, including
31 a food processing plant, a slaughtering establishment operating
32 under the provisions of 21 U.S.C. §451 et seq. or 21 U.S.C.
33 §601 et seq.; or a slaughtering establishment subject to state
34 inspection as provided in chapter 189A.
35 ~~(4) (2) A "Food operation" does not include a food~~

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1 establishment or farmers market ~~that sells or offers for sale a~~
2 ~~meat food product, poultry product, milk or milk product, eggs~~
3 ~~or an egg product, aquatic product, or honey.~~
4 Sec. 145. EFFECTIVE DATE. This division of this Act, being
5 deemed of immediate importance, takes effect upon enactment.
6 Sec. 146. RETROACTIVE APPLICABILITY. This division of this
7 Act applies retroactively to June 10, 2020.
8 DIVISION XXV
9 SHORT-TERM RENTAL PROPERTIES
10 Sec. 147. Section 331.301, Code 2020, is amended by adding

11 the following new subsection:

12 **NEW SUBSECTION.** 18. *a.* For purposes of this subsection,
13 “*short-term rental property*” means any individually or
14 collectively owned single-family house or dwelling unit;
15 any unit or group of units in a condominium, cooperative,
16 or timeshare; or an owner-occupied residential home that is
17 offered for a fee for thirty days or less. “*Short-term rental*
18 *property*” does not include a unit that is used for any retail,
19 restaurant, banquet space, event center, or other similar use.

20 *b.* A county shall not adopt or enforce any regulation,
21 restriction, or other ordinance, including a conditional use
22 permit requirement, relating to short-term rental properties
23 within the county. A short-term rental property shall be
24 classified as a residential land use for zoning purposes.

25 *c.* Notwithstanding paragraph “*b*”, a county may enact or
26 enforce an ordinance that regulates, prohibits, or otherwise
27 limits short-term rental properties for the following primary
28 purposes if enforcement is performed in the same manner as
29 enforcement applicable to similar properties that are not
30 short-term rental properties:

31 (1) Protection of public health and safety related to fire
32 and building safety, sanitation, or traffic control.

33 (2) Residential use and zoning purposes related to noise,
34 property maintenance, or nuisance issues.

35 (3) Limitation or prohibition of use of property to house

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1 sex offenders; to manufacture, exhibit, distribute, or sell
2 illegal drugs, liquor, pornography, or obscenity; or to operate
3 an adult-oriented entertainment establishment as described in
4 section 239B.5, subsection 4, paragraph “*a*”.

5 (4) To provide the county with an emergency contact for a
6 short-term rental property.

7 *d.* A county shall not require a license or permit fee for a
8 short-term rental property in the county.

9 Sec. 148. Section 414.1, subsection 1, Code 2020, is amended
10 by adding the following new paragraph:

11 **NEW PARAGRAPH.** *e.* (1) For purposes of this paragraph,
12 “*short-term rental property*” means any individually or
13 collectively owned single-family house or dwelling unit;
14 any unit or group of units in a condominium, cooperative,
15 or timeshare; or an owner-occupied residential home that is
16 offered for a fee for thirty days or less. “*Short-term rental*
17 *property*” does not include a unit that is used for any retail,
18 restaurant, banquet space, event center, or other similar use.

19 (2) A city shall not adopt or enforce any regulation,
20 restriction, or other ordinance, including a conditional use
21 permit requirement, relating to short-term rental properties
22 within the city. A short-term rental property shall be
23 classified as a residential land use for zoning purposes.

24 (3) Notwithstanding subparagraph (2), a city may enact or

25 enforce an ordinance that regulates, prohibits, or otherwise
 26 limits short-term rental properties for the following primary
 27 purposes if enforcement is performed in the same manner as
 28 enforcement applicable to similar properties that are not
 29 short-term rental properties:
 30 (a) Protection of public health and safety related to fire
 31 and building safety, sanitation, or traffic control.
 32 (b) Residential use and zoning purposes related to noise,
 33 property maintenance, or nuisance issues.
 34 (c) Limitation or prohibition of use of property to house
 35 sex offenders; to manufacture, exhibit, distribute, or sell

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1 illegal drugs, liquor, pornography, or obscenity; or to operate
 2 an adult-oriented entertainment establishment as described in
 3 section 239B.5, subsection 4, paragraph "a".
 4 (d) To provide the city with an emergency contact for a
 5 short-term rental property.
 6 (4) A city shall not require a license or permit fee for a
 7 short-term rental property in the city.

8 DIVISION XXVI

9 RURAL IMPROVEMENT ZONES

10 Sec. 149. Section 357H.1, subsection 1, Code 2020, is
 11 amended to read as follows:
 12 1. The board of supervisors of a county with less than
 13 twenty thousand residents, not counting persons admitted or
 14 committed to an institution enumerated in section 218.1 or
 15 904.102, based upon the most recent certified federal census,
 16 and with a private ~~lake~~ real estate development adjacent to or
 17 abutting in part a lake may designate an area surrounding the
 18 lake, if it is an unincorporated area of the county, a rural
 19 improvement zone upon receipt of a petition pursuant to section
 20 357H.2, and upon the board's determination that the area is in
 21 need of improvements.

22 Sec. 150. EFFECTIVE DATE. This division of this Act, being
 23 deemed of immediate importance, takes effect upon enactment.

24 Sec. 151. APPLICABILITY. This division of this Act applies
 25 to rural improvement zones in existence on or established on or
 26 after the effective date of this division of this Act.

27 DIVISION XXVII

28 ENTERPRISE ZONE PROGRAM

29 Sec. 152. 2014 Iowa Acts, chapter 1130, section 27, is
 30 amended to read as follows:

31 SEC. 27. INVESTMENT TAX CREDITS ISSUED TO ELIGIBLE
 32 HOUSING BUSINESSES UNDER THE ENTERPRISE ZONE PROGRAM —
 33 TRANSFERABILITY. Notwithstanding the requirement in section
 34 15E.193B, subsection 8, Code 2014, that not more than three
 35 million dollars worth of tax credits for housing developments

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1 located in a brownfield site or a blighted area shall be
2 eligible for transfer in a calendar year unless the eligible
3 housing business is also eligible for low-income housing tax
4 credits authorized under section 42 of the Internal Revenue
5 Code, and notwithstanding the requirement in section 15E.193B,
6 subsection 8, Code 2014, that the economic development
7 authority shall not approve more than one million five hundred
8 thousand dollars in tax credit certificates for transfer to
9 any one eligible housing business located on a brownfield
10 site or in a blighted area in a calendar year, all investment
11 tax credits determined under section 15E.193B, subsection 6,
12 paragraph "a", Code 2014, for housing developments located on
13 a brownfield site or in a blighted area may be approved by
14 the economic development authority for transfer in calendar
15 year 2014, or any subsequent calendar year, provided the
16 eligible housing business was awarded the investment tax
17 credit before the effective date of this section of this
18 division of this Act and notifies the economic development
19 authority, in writing, before July 1, 2014, of its intent to
20 transfer such tax credits, or provided the eligible housing
21 business was awarded the investment tax credit before July 1,
22 2015, for a housing development located in a blighted area
23 and in a county with a total population of less than one
24 hundred five thousand as determined by the most recent federal
25 decennial census, and submits a written request to the economic
26 development authority before September 1, 2020, for approval
27 to transfer such tax credits and provided the eligible housing
28 business and the related housing development meet all other
29 applicable requirements under section 15E.193B, Code 2014.
30 Notwithstanding any other provision of law to the contrary, a
31 tax credit transferred pursuant to this section shall not be
32 claimed by a transferee prior to January 1, 2016.
33 Sec. 153. EFFECTIVE DATE. This division of this Act, being
34 deemed of immediate importance, takes effect upon enactment.
35 Sec. 154. RETROACTIVE APPLICABILITY. This division of this

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1 Act applies retroactively to May 30, 2014.
2 DIVISION XXVIII
3 FLYING OUR COLORS SPECIAL REGISTRATION PLATES
4 Sec. 155. Section 321.34, Code 2020, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 11D. *Flying our colors plates.*
7 a. Upon application and payment of the proper fees, the
8 director may issue flying our colors plates to the owner of a
9 motor vehicle subject to registration under section 321.109,
10 subsection 1, autocycle, motor truck, motor home, multipurpose
11 vehicle, motorcycle, trailer, or travel trailer.
12 b. Flying our colors plates shall be designed by the

13 department. Flying our colors plates shall be navy along the
14 top and red along the bottom, and contain a white space in the
15 middle of the plate which shall include the plate's letters and
16 numbers in black and a gray image of a bald eagle behind the
17 plate's letters and numbers.

18 c. (1) The special flying our colors fee for letter-number
19 designated flying our colors plates is thirty-five dollars.
20 An applicant may obtain personalized flying our colors plates
21 upon payment of the fee for personalized plates as provided in
22 subsection 5, which is in addition to the special fee. The
23 fees collected by the director under this subsection shall be
24 paid monthly to the treasurer of state and deposited in the
25 road use tax fund.

26 (2) The treasurer of state shall credit monthly from the
27 statutory allocations fund created under section 321.145,
28 subsection 2, to the flood mitigation fund created under
29 section 418.10, the amount of the special fees collected in the
30 previous month for flying our colors plates. This subparagraph
31 is repealed July 1, 2023.

32 d. Upon receipt of the special registration plates, the
33 applicant shall surrender the current registration plates to
34 the county treasurer. The county treasurer shall validate
35 the special registration plates in the same manner as regular

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1 registration plates are validated under this section. The
2 annual special flying our colors fee for letter-number
3 designated flying our colors plates is ten dollars which
4 shall be paid in addition to the regular annual registration
5 fee. The annual fee for personalized flying our colors
6 plates is five dollars which shall be paid in addition to the
7 annual special flying our colors fee and the regular annual
8 registration fee. The annual special flying our colors fee
9 shall be credited as provided under paragraph "c".

10 Sec. 156. Section 321.166, subsection 9, Code 2020, is
11 amended to read as follows:

12 9. Special registration plates issued pursuant to section
13 321.34, other than gold star, medal of honor, collegiate,
14 fire fighter, natural resources, ~~and~~ blackout, and flying
15 our colors registration plates, shall be consistent with the
16 design and color of regular registration plates but shall
17 provide a space on a portion of the plate for the purpose of
18 allowing the placement of a distinguishing processed emblem or
19 an organization decal. Special registration plates shall also
20 comply with the requirements for regular registration plates
21 as provided in this section to the extent the requirements are
22 consistent with the section authorizing a particular special
23 vehicle registration plate.>

24 2. Title page, line 8, by striking <port authorities> and
25 inserting <short-term rentals, special registration plates>

JAKE CHAPMAN

S-5158

1 Amend Senate File 2419 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 DEPARTMENT OF REVENUE ADMINISTRATION AND PENALTY PROVISIONS

6 Section 1. Section 421.6, Code 2020, is amended to read as
7 follows:

8 **421.6 Definition of return.**

9 For purposes of this title, unless the context otherwise
10 requires, “return” means any tax or information return, amended
11 return, declaration of estimated tax, or claim for refund
12 that is required by, provided for, or permitted under, the
13 provisions of this title or section 533.329, and which is filed
14 with the department by, on behalf of, or with respect to any
15 person. “Return” includes any amendment or supplement to these
16 items, including supporting schedules, attachments, or lists
17 which are supplemental to or part of the filed return.

18 Sec. 2. Section 421.17, Code 2020, is amended by adding the
19 following new subsection:

20 NEW SUBSECTION. 36. To enter into an agreement pursuant
21 to chapter 28E with the state fair organized under chapter 173
22 or with a fair defined in section 174.1, to collect and remit
23 taxes and fees from sellers making sales at retail on property
24 owned, controlled, or operated by a fair or through events
25 conducted by a fair.

26 Sec. 3. Section 421.27, subsection 1, Code 2020, is amended
27 to read as follows:

28 1. *Failure to timely file a return or deposit form.*

29 a. If a person fails to file with the department on or
30 before the due date a return or deposit form there shall be
31 added to the tax shown due or required to be shown due a penalty
32 of ten percent of the tax shown due or required to be shown due.

33 b. In the case of a specified business with no tax shown
34 due or required to be shown due that fails to timely file an
35 income return, the specified business shall pay the greater of

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1 the following penalty amounts:

2 (1) Two hundred dollars.

3 (2) An amount equal to ten percent of the imputed Iowa
4 liability of the specified business, not to exceed twenty-five
5 thousand dollars.

6 c. The penalty, if assessed pursuant to paragraph “a” or
7 “b”, shall be waived by the department upon a showing of any of
8 the following conditions:

9 ~~a.~~ (1) At An amount of tax greater than zero is required to
10 be shown due and at least ninety percent of the tax required to

11 be shown due has been paid by the due date of the tax.
12 ~~6-~~ (2) Those taxpayers who are required to file quarterly
13 returns, or monthly or semimonthly deposit forms may have one
14 late return or deposit form within a three-year period. The
15 use of any other penalty exception will not count as a late
16 return or deposit form for purposes of this exception.
17 ~~6-~~ (3) The death of a taxpayer, death of a member of
18 the immediate family of the taxpayer, or death of the person
19 directly responsible for filing the return and paying the tax,
20 when the death interferes with timely filing.
21 ~~6-~~ (4) The onset of serious, long-term illness or
22 hospitalization of the taxpayer, of a member of the immediate
23 family of the taxpayer, or of the person directly responsible
24 for filing the return and paying the tax.
25 ~~6-~~ (5) Destruction of records by fire, flood, or other act
26 of God.
27 ~~6-~~ (6) The taxpayer presents proof that the taxpayer
28 relied upon applicable, documented, written advice specifically
29 made to the taxpayer, to the taxpayer's preparer, or to an
30 association representative of the taxpayer from the department,
31 state department of transportation, county treasurer, or
32 federal internal revenue service, whichever is appropriate,
33 that has not been superseded by a court decision, ruling by a
34 quasi-judicial body, or the adoption, amendment, or repeal of
35 a rule or law.

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1 ~~6-~~ (7) Reliance upon results in a previous audit was a
2 direct cause for the failure to file where the previous audit
3 expressly and clearly addressed the issue and the previous
4 audit results have not been superseded by a court decision, or
5 the adoption, amendment, or repeal of a rule or law.
6 ~~6-~~ (8) Under rules prescribed by the director, the taxpayer
7 presents documented proof of substantial authority to rely
8 upon a particular position or upon proof that all facts and
9 circumstances are disclosed on a return or deposit form.
10 ~~6-~~ (9) The return, deposit form, or payment is timely,
11 but erroneously, mailed with adequate postage to the internal
12 revenue service, another state agency, or a local government
13 agency and the taxpayer provides proof of timely mailing with
14 adequate postage.
15 ~~6-~~ (10) The tax has been paid by the wrong licensee and the
16 payments were timely remitted to the department for one or more
17 tax periods prior to notification by the department.
18 ~~6-~~ (11) The failure to file was discovered through a
19 sanctioned self-audit program conducted by the department.
20 ~~6-~~ (12) If the availability of funds in payment of tax
21 required to be made through electronic funds transfer is
22 delayed and the delay of availability is due to reasons beyond
23 the control of the taxpayer. "*Electronic funds transfer*" means
24 any transfer of funds, other than a transaction originated

25 by check, draft, or similar paper instrument, that is
26 initiated through an electronic terminal telephone, computer,
27 magnetic tape, or similar device for the purpose of ordering,
28 instructing, or authorizing a financial institution to debit or
29 credit an account.
30 ~~---~~ (13) The failure to file a timely inheritance tax return
31 resulting solely from a disclaimer that required the personal
32 representative to file an inheritance tax return. The penalty
33 shall be waived if such return is filed and any tax due is paid
34 within the later of nine months from the date of death or sixty
35 days from the delivery or filing of the disclaimer pursuant to

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1 section 633E.12.
2 ~~---~~ (14) That an Iowa inheritance tax return is filed for
3 an estate within the later of nine months from the date of
4 death or sixty days from the filing of a disclaimer by the
5 beneficiary of the estate refusing to take the property or
6 right or interest in the property.
7 Sec. 4. Section 421.27, subsections 4 and 6, Code 2020, are
8 amended to read as follows:
9 4. *Willful failure to file or deposit.*
10 a. (1) In case of willful failure to file a return
11 or deposit form with the intent to evade tax or a filing
12 requirement, or in case of willfully filing a false return
13 or deposit form with the intent to evade tax, in lieu of the
14 penalties otherwise provided in this section, a penalty of
15 seventy-five percent shall be added to the amount shown due or
16 required to be shown as tax on the return or deposit form.
17 (2) In case of a willful failure by a specified business to
18 file an income return with no tax shown due or required to be
19 shown due with intent to evade a filing requirement, or in case
20 of willfully filing a false income return with no tax shown due
21 or required to be shown due with the intent to evade reporting
22 of Iowa-source income, the penalty imposed shall be the greater
23 of the following amounts:
24 (a) One thousand five hundred dollars.
25 (b) An amount equal to seventy-five percent of the imputed
26 Iowa liability of the specified business.
27 (3) If penalties are applicable for failure to file a
28 return or deposit form and failure to pay the tax shown due or
29 required to be shown due on the return or deposit form, the
30 penalty provision for failure to file shall be in lieu of the
31 penalty provisions for failure to pay the tax shown due or
32 required to be shown due on the return or deposit form, except
33 in the case of willful failure to file a return or deposit form
34 or willfully filing a false return or deposit form with intent
35 to evade tax.

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1 b. The penalties imposed under this subsection are not
2 subject to waiver.
3 6. ~~Improper receipt of payments~~ Liability — fraudulent
4 practice. A person who makes an erroneous application for
5 refund, credit, reimbursement, rebate, or other payment shall
6 be liable for any overpayment received or tax liability reduced
7 plus interest at the rate in effect under section 421.7.
8 a. In addition, a person who willfully commits a fraudulent
9 practice and is liable for a penalty equal to seventy-five
10 percent of the refund, credit, exemption, reimbursement,
11 rebate, or other payment or benefit being claimed if the person
12 does any of the following:
13 (1) Willfully makes a false or frivolous application for
14 refund, credit, exemption, reimbursement, rebate, or other
15 payment or benefit with intent to evade tax or with intent to
16 receive a refund, credit, exemption, reimbursement, rebate,
17 or other payment or benefit, to which the person is not
18 entitled is guilty of a fraudulent practice and is liable for a
19 penalty equal to seventy five percent of the refund, credit,
20 reimbursement, rebate, or other payment being claimed.
21 (2) Willfully submits any false information, document,
22 or document containing false information in support of an
23 application for refund, credit, exemption, reimbursement,
24 rebate, or other payment or benefit with the intent to evade
25 tax.
26 (3) Willfully submits with any false information, document,
27 or document containing false information in support of an
28 application for refund with the intent to receive a refund,
29 credit, exemption, reimbursement, rebate, or other payment
30 benefit, to which the person is not entitled.
31 b. Payments, penalties, and interest due under this
32 subsection may be collected and enforced in the same manner as
33 the tax imposed.
34 Sec. 5. Section 421.27, Code 2020, is amended by adding the
35 following new subsections:

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1 NEW SUBSECTION. 8. *Definitions.* As used in this section:
2 a. *"Imputed Iowa liability"* means any of the following:
3 (1) In the case of corporations other than corporations
4 described in section 422.34 or section 422.36, subsection 5,
5 the corporation's Iowa net income after the application of the
6 Iowa business activity ratio, if applicable, multiplied by the
7 top income tax rate imposed under section 422.33 for the tax
8 year.
9 (2) In the case of financial institutions as defined in
10 section 422.61, the financial institution's Iowa net income
11 after the application of the Iowa business activity ratio, if
12 applicable, multiplied by the franchise tax rate imposed under

13 section 422.63 for the tax year.

14 (3) In this case of all other entities, including
15 corporations described in section 422.36, subsection 5, and all
16 other entities required to file an information return under
17 section 422.15, subsection 2, the entity's Iowa net income
18 after the application of the Iowa business activity ratio, if
19 applicable, multiplied by the top income tax rate imposed under
20 section 422.5A for the tax year.

21 *b. "Income return"* means an income tax return or information
22 return required under section 422.15, subsection 2, or section
23 422.36, 422.37, or 422.62.

24 *c. "Specified business"* means a partnership or other entity
25 required to file an information return under section 422.15,
26 subsection 2, a corporation required to file a return under
27 section 422.36 or 422.37, or a financial institution required
28 to file a return under section 422.62.

29 NEW SUBSECTION. 9. Additional penalty. In addition to the
30 penalties imposed by this section, if a taxpayer fails to file
31 a return within ninety days of written notice by the department
32 that the taxpayer is required to do so, there shall be added to
33 the amount shown due or required to be shown due a penalty in
34 the amount of one thousand dollars.

35 Sec. 6. NEW SECTION. 421.27A Perjury.

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1 1. For purposes of this title, a form, application, or any
2 other documentation required or requested by the department
3 shall be required to be certified under penalty of perjury that
4 the information contained in the form, application, or other
5 documentation is true and correct.

6 2. A person commits a class "D" felony under any of the
7 following circumstances:

8 *a.* The person makes a form, application, or other document
9 containing false information in support of an application for
10 refund, credit, exemption, reimbursement, rebate, or other
11 payment or benefit with intent to evade tax.

12 *b.* The person makes a form, application, or other document
13 containing false information with intent to unlawfully receive
14 a refund, credit, exemption, reimbursement, rebate, or other
15 payment or benefit, to which the person is not entitled.

16 *c.* The person knowingly makes any false affidavit.

17 *d.* The person knowingly swears or affirms falsely to any
18 matter or thing required by the terms of this title to be sworn
19 to or affirmed.

20 Sec. 7. NEW SECTION. 421.59 Power of attorney — authority
21 to act on behalf of taxpayer.

22 1. *a.* A taxpayer may authorize an individual to act on
23 behalf of the taxpayer by filing a power of attorney with the
24 department, on a form prescribed by the department.

25 *b.* A taxpayer may at any time revoke a power of attorney
26 filed with the department pursuant to subsection 1. Upon

27 processing of the taxpayer's revocation of a power of attorney,
28 the department shall cease honoring the power of attorney.
29 2. The department may authorize the following persons to act
30 and receive information on behalf of and exercise all of the
31 rights of a taxpayer, regardless of whether a power of attorney
32 has been filed pursuant to subsection 1:
33 a. A guardian, conservator, or custodian appointed by a
34 court, if a taxpayer has been deemed legally incompetent by a
35 court. The authority of the appointee to act on behalf of the

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1 taxpayer shall be limited to the extent specifically stated in
2 the order of appointment.
3 (1) Upon request, a guardian, conservator, or custodian of
4 a taxpayer shall submit to the department a copy of the court
5 order appointing the guardian, conservator, or custodian.
6 (2) The department may petition the court that appointed the
7 guardian, conservator, or custodian to verify the appointment
8 or to determine the scope of the appointment.
9 b. A receiver appointed pursuant to chapter 680. An
10 appointed receiver shall be limited to act on behalf of the
11 taxpayer by the authority stated in the order of appointment.
12 (1) Upon the request of the department, a receiver shall
13 submit to the department a copy of the court order appointing
14 the receiver.
15 (2) The department may petition the court that appointed the
16 receiver to verify the appointment or to determine the scope
17 of the appointment.
18 c. An individual who has been named as an authorized
19 representative on a fiduciary return of income filed under
20 section 422.14 or a tax return filed under chapter 450.
21 d. (1) An individual holding the following title or
22 position within a corporation, association, partnership, or
23 other business entity:
24 (a) A president or chief executive officer, or any other
25 officer of the corporation or association if the president or
26 chief executive officer certifies that the officer has the
27 authority to legally bind the corporation or association.
28 (b) A designated partner duly authorized to act on behalf
29 of the partnership.
30 (c) A person authorized to act on behalf of a limited
31 liability company in tax matters pursuant to a valid statement
32 of authority.
33 (2) An individual seeking to act on behalf of a taxpayer
34 pursuant to this paragraph shall file an affidavit with the
35 department attesting to the identity and qualifications of the

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1 individual and any necessary certifications required under this
2 paragraph. The department may require any documents or other

3 evidence to demonstrate the individual has authority to act on
4 behalf of the taxpayer before the department.

5 e. A licensed attorney who has appeared on behalf of the
6 taxpayer or the taxpayer's estate in a court proceeding.
7 Authorization under this paragraph is limited to those matters
8 within the scope of the representation.

9 f. A parent or guardian of a taxpayer who has not reached
10 the age of majority where the parent or guardian has signed the
11 taxpayer's return on behalf of the taxpayer. Authorization
12 under this paragraph is limited to those matters relating to
13 the return signed by the parent or guardian. Authorization
14 under this paragraph automatically terminates when the taxpayer
15 reaches the age of majority pursuant to section 599.1.

16 3. a. In lieu of executing a power of attorney pursuant
17 to subsection 1, the department may enter into a memorandum of
18 understanding with the taxpayer for each employee, officer,
19 or member of a third-party entity engaged with or otherwise
20 hired by a taxpayer to manage the tax matters of the taxpayer,
21 to permit the disclosure of confidential tax information to
22 the third-party entity and the authority to act on behalf of
23 the taxpayer. The memorandum of understanding shall adhere to
24 requirements as established by the director.

25 b. The memorandum of understanding shall be signed by
26 the director, the taxpayer, and the third-party entity or an
27 authorized representative of the third-party entity.

28 c. At any time, a taxpayer may unilaterally revoke
29 a memorandum of understanding entered into pursuant to
30 this subsection by filing a notice of revocation with the
31 department. Upon the filing of such a revocation by the
32 taxpayer, the department shall cease honoring the memorandum
33 of understanding.

34 4. The department shall adopt rules pursuant to chapter 17A
35 to administer this section.

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1 Sec. 8. Section 421.60, subsection 2, paragraph a,
2 subparagraph (2), Code 2020, is amended to read as follows:

3 (2) The statement prepared in accordance with this
4 paragraph shall be available on the department's internet site.
5 The internet site for this information shall be distributed by
6 the department to all taxpayers at the first contact by the
7 department with respect to the determination or collection of
8 any tax, except in the case of simply providing tax forms.

9 Sec. 9. Section 421.60, Code 2020, is amended by adding the
10 following new subsection:

11 NEW SUBSECTION. 11. *Electronic communication.*

12 Notwithstanding any provision of the law to the contrary, for
13 purposes of this title and sections 321.105A and 533.329, a
14 taxpayer may elect to receive any notices, correspondence,
15 or other communication electronically that the department is
16 required to send by regular mail. The director may establish

17 procedures and limitations for obtaining this election from the
18 taxpayer.
19 Sec. 10. Section 421.62, subsection 1, Code 2020, is amended
20 by adding the following new paragraph:
21 **NEW PARAGRAPH.** *0b. "Income tax return or claim for refund"*
22 *means any tax return or claim for refund under chapter 422,*
23 *excluding withholding returns under section 422.16.*
24 Sec. 11. Section 421.62, subsection 1, paragraph c,
25 subparagraph (1), Code 2020, is amended to read as follows:
26 (1) "*Tax return preparer*" means any individual who, for
27 a fee or other consideration, prepares ten or more income
28 tax returns or claims for refund ~~under chapter 422~~ during
29 a calendar year, or who assumes final responsibility for
30 completed work on such income tax returns or claims for refund
31 ~~under chapter 422~~ on which preliminary work has been done by
32 another individual.
33 Sec. 12. Section 421.62, subsection 2, paragraph a, Code
34 2020, is amended to read as follows:
35 a. On or after January 1, 2020, a tax return preparer

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1 is required to include the tax return preparer's PTIN on
2 any income tax return or claim for refund prepared by the
3 tax return preparer and filed ~~under chapter 422~~ with the
4 department.
5 Sec. 13. Section 421.64, subsection 1, Code 2020, is amended
6 to read as follows:
7 1. For purposes of this section, "*tax return preparer*" means
8 the same as defined in section ~~421.64~~ 421.62.
9 Sec. 14. Section 422.20, subsections 1 and 2, Code 2020, are
10 amended to read as follows:
11 1. It shall be unlawful for any present or former officer
12 or employee of the state to willfully or recklessly divulge or
13 to make known in any manner whatever not provided by law to
14 any person the amount or source of income, profits, losses,
15 expenditures, or any particular thereof, set forth or disclosed
16 in any income return, or to permit any income return or copy
17 thereof or any book containing any abstract or particulars
18 thereof to be seen or examined by any person except as provided
19 by law; and it shall be unlawful for any person to willfully or
20 recklessly print or publish in any manner whatever not provided
21 by law any income return, or any part thereof or source of
22 income, profits, losses, or expenditures appearing in any
23 income return; and any person committing an offense against the
24 foregoing provision shall be guilty of a serious misdemeanor.
25 If the offender is an officer or employee of the state, such
26 person shall also be dismissed from office or discharged from
27 employment. Nothing herein shall prohibit turning over to duly
28 authorized officers of the United States or tax officials of
29 other states state information and income returns pursuant
30 to agreement between the director and the secretary of the

31 treasury of the United States or the secretary's delegate or
32 pursuant to a reciprocal agreement with another state.
33 2. It is unlawful for an officer, employee, or agent, or
34 former officer, employee, or agent of the state to willfully
35 or recklessly disclose to any person, except as authorized

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1 in subsection 1 of this section, any federal tax return
2 or return information as defined in section 6103(b) of the
3 Internal Revenue Code. It is unlawful for a person to whom
4 any federal tax return or return information, as defined in
5 section 6103(b) of the Internal Revenue Code, is disclosed
6 in a manner unauthorized by subsection 1 of this section
7 to thereafter willfully or recklessly print or publish in
8 any manner not provided by law any such return or return
9 information. A person violating this provision is guilty of
10 a serious misdemeanor.

11 Sec. 15. Section 422.20, subsection 3, paragraph a, Code
12 2020, is amended to read as follows:

13 a. Unless otherwise expressly permitted by section 8A.504,
14 section 8G.4, section 11.41, section 96.11, subsection 6,
15 section 421.17, subsections 22, 23, and 26, section 421.17,
16 subsection 27, paragraph "k", section 421.17, subsection 31,
17 section 252B.9, section 321.40, subsection 6, sections 321.120,
18 421.19, 421.28, 421.59, 422.72, and 452A.63, this section, or
19 another provision of law, a tax return, return information, or
20 investigative or audit information shall not be divulged to any
21 person or entity, other than the taxpayer, the department, or
22 internal revenue service for use in a matter unrelated to tax
23 administration.

24 Sec. 16. Section 422.20, Code 2020, is amended by adding the
25 following new subsections:

26 NEW SUBSECTION. 3A. The director may disclose the tax
27 return of a partnership, limited liability company, or S
28 corporation, any such return information, or any investigative
29 information related to the return, to any person who was a
30 partner, shareholder, or member of such an entity during any
31 part of the period covered by the return.

32 NEW SUBSECTION. 3B. a. Prior to being made available for
33 public inspection, the department shall redact from the record
34 in an appeal or contested case the following information from
35 any pleading, exhibit, attachment, motion, written evidence,

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- 1 final order, decision, or opinion:
- 2 (1) A financial account number.
- 3 (2) An account number generated by the department to
- 4 identify an audit or examination.
- 5 (3) A social security number.
- 6 (4) A federal employer identification number.

7 (5) The name of a minor.
8 (6) A medical record or other medical information.
9 b. Upon a motion filed by the taxpayer, the department
10 may redact from the record in an appeal or contested case any
11 other information from a pleading, exhibit, attachment, motion,
12 or written evidence, if the taxpayer proves by clear and
13 convincing evidence that the release of such information would
14 disclose a trade secret or be a clear, unwarranted invasion of
15 personal privacy.
16 c. Notwithstanding paragraph "a", when making final orders,
17 decisions, or opinions available for public inspection, the
18 department may disclose the items in paragraph "a" if the
19 department determines such information is necessary to the
20 resolution or decision of the appeal or case.
21 d. Except as described in paragraphs "a" and "b", all
22 information contained in a pleading, exhibit, attachment,
23 motion, written evidence, final order, decision, opinion,
24 and the record in an appeal or contested case is subject to
25 examination to the extent provided by chapter 22.
26 Sec. 17. Section 422.25, subsection 1, Code 2020, is amended
27 by adding the following new paragraph:
28 **NEW PARAGRAPH.** c. The period of examination and
29 determination is unlimited under this title in the case of
30 any action by the department to recover or rescind any tax
31 expenditure as defined by section 2.48, subsection 1, or any
32 other incentive or assistance, due to a failure to meet or
33 maintain the requirements of a program administered by the
34 economic development authority.
35 Sec. 18. Section 422.69, subsection 1, Code 2020, is amended

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1 to read as follows:
2 1. All fees, taxes, interest, and penalties imposed under
3 this chapter shall be paid to the department in the form of
4 remittances payable to the ~~state treasurer~~ department and the
5 department shall transmit each payment daily to the state
6 treasurer.
7 Sec. 19. Section 422.72, subsection 1, paragraph a,
8 subparagraph (1), Code 2020, is amended to read as follows:
9 (1) It is unlawful for the director, or any person having
10 an administrative duty under this chapter, or any present or
11 former officer or other employee of the state authorized by the
12 director to examine returns, to willfully or recklessly divulge
13 in any manner whatever, the business affairs, operations, or
14 information obtained by an investigation under this chapter of
15 records and equipment of any person visited or examined in the
16 discharge of official duty, or the amount or source of income,
17 profits, losses, expenditures or any particular thereof, set
18 forth or disclosed in any return, or to willfully or recklessly
19 permit any return or copy of a return or any book containing
20 any abstract or particulars thereof to be seen or examined by

21 any person except as provided by law.

22 Sec. 20. Section 422.72, Code 2020, is amended by adding the
23 following new subsection:

24 NEW SUBSECTION. 7A. *a.* Prior to being made available for
25 public inspection, the department shall redact from the record
26 in an appeal or contested case the following information from
27 any pleading, exhibit, attachment, motion, written evidence,
28 final order, decision, or opinion:

29 (1) A financial account number.

30 (2) An account number generated by the department to
31 identify an audit or examination.

32 (3) A social security number.

33 (4) A federal employer identification number.

34 (5) The name of a minor.

35 (6) A medical record or other medical information.

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1 *b.* Upon a motion filed by the taxpayer, the department
2 may redact from the record in an appeal or contested case any
3 other information from a pleading, exhibit, attachment, motion,
4 or written evidence, if the taxpayer proves by clear and
5 convincing evidence that the release of such information would
6 disclose a trade secret or be a clear, unwarranted invasion of
7 personal privacy.

8 *c.* Notwithstanding paragraph “*a*”, when making final orders,
9 decisions, or opinions available for public inspection, the
10 department may disclose the items in paragraph “*a*” if the
11 department determines such information is necessary to the
12 resolution or decision of the appeal or case.

13 *d.* Except as described in paragraphs “*a*” and “*b*”, all
14 information contained in a pleading, exhibit, attachment,
15 motion, written evidence, final order, decision, opinion,
16 and the record in an appeal or contested case is subject to
17 examination to the extent provided by chapter 22.

18 Sec. 21. Section 423.37, Code 2020, is amended by adding the
19 following new subsection:

20 NEW SUBSECTION. 4. The period of limitation on examination
21 and determination is unlimited under this title in the case
22 of any action by the department to recover or rescind any tax
23 expenditure as defined by section 2.48, subsection 1, or any
24 other incentive or assistance, due to a failure to meet or
25 maintain the requirements of a program administered by the
26 economic development authority.

27 Sec. 22. Section 428A.1, subsection 3, Code 2020, is amended
28 to read as follows:

29 3. The declaration of value shall state the full
30 consideration paid for the real property transferred. If
31 agricultural land, as defined in section 9H.1, is purchased by
32 a corporation, limited partnership, trust, alien or nonresident
33 alien, the declaration of value shall include the name and
34 address of the buyer, the name and address of the seller, a

35 legal description of the agricultural land, and identify the

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1 buyer as a corporation, limited partnership, trust, alien, or
2 nonresident alien. The county recorder shall not record the
3 declaration of value, but shall enter on the declaration of
4 value information the director of revenue requires for the
5 production of the sales/assessment ratio study and transmit
6 all declarations of value to the city or county assessor in
7 whose jurisdiction the property is located. The city or county
8 assessor shall ~~enter on the declaration of value~~ provide the
9 information the director of revenue requires for the production
10 of the sales/assessment ratio study ~~and transmit one copy of~~
11 ~~each declaration of value to the director of revenue,~~ at times
12 as directed by the director of revenue. The assessor shall
13 retain ~~one copy of each declaration of value~~ for three years
14 from December 31 of the year in which the transfer of realty
15 for which the declaration was filed took place. The director
16 of revenue shall, upon receipt of the information required to
17 be filed under this chapter by the city or county assessor,
18 send to the office of the secretary of state that part of the
19 declaration of value which identifies a corporation, limited
20 partnership, trust, alien, or nonresident alien as a purchaser
21 of agricultural land as defined in section 9H.1.

22 Sec. 23. Section 441.48, Code 2020, is amended to read as
23 follows:

24 **441.48 Notice of adjustment.**

25 1. Before the department of revenue shall adjust the
26 valuation of any class of property any such percentage, the
27 department shall first serve ten days' notice by mail, on the
28 county auditor of the county whose valuation is proposed to be
29 adjusted. The department shall hold an adjourned meeting after
30 such

31 2. If the county or assessing jurisdiction intends to
32 protest the proposed adjustment, the board of supervisors or
33 city council, as applicable, shall provide the department with
34 notice of intent to protest prior to expiration of the ten
35 days' notice.

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1 3. After expiration of the ten days' notice, at which time
2 the county or assessing jurisdiction may appear by its city
3 council or board of supervisors, city or county attorney, and
4 other assessing jurisdiction, or city or county officials, and
5 make written or oral protest against such proposed adjustment.

6 4. The protest shall consist simply of a statement of the
7 error, or errors, complained of with such facts as may lead to
8 their correction. At the adjourned meeting

9 5. After written protest is received, or an oral protest
10 is heard, the final action may be taken in reference to the

11 proposed adjustment.

12 Sec. 24. Section 489.706, subsection 2, Code 2020, is
13 amended to read as follows:

14 2. The secretary of state shall refer the federal tax
15 identification number contained in the application for
16 reinstatement to the ~~departments~~ department of ~~revenue and~~
17 workforce development. The ~~departments~~ department of ~~revenue~~
18 ~~and~~ workforce development shall report to the secretary of
19 state the tax status of the limited liability company. If
20 ~~either the~~ department reports to the secretary of state that
21 a filing delinquency or liability exists against the limited
22 liability company, the secretary of state shall not cancel the
23 declaration of dissolution until the filing delinquency or
24 liability is satisfied.

25 Sec. 25. Section 490.1422, subsection 2, paragraph a, Code
26 2020, is amended to read as follows:

27 a. The secretary of state shall refer the federal tax
28 identification number contained in the application for
29 reinstatement to the ~~departments~~ department of ~~revenue and~~
30 workforce development. The ~~departments~~ department of ~~revenue~~
31 ~~and~~ workforce development shall report to the secretary
32 of state the tax status of the corporation. If ~~either the~~
33 department reports to the secretary of state that a filing
34 delinquency or liability exists against the corporation,
35 the secretary of state shall not cancel the certificate of

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1 dissolution until the filing delinquency or liability is
2 satisfied.

3 Sec. 26. Section 501.813, subsection 2, paragraph a, Code
4 2020, is amended to read as follows:

5 a. The secretary of state shall refer the federal tax
6 identification number contained in the application for
7 reinstatement to the ~~departments~~ department of ~~revenue and~~
8 workforce development. The ~~departments~~ department of ~~revenue~~
9 ~~and~~ workforce development shall report to the secretary
10 of state the tax status of the cooperative. If ~~either the~~
11 department reports to the secretary of state that a filing
12 delinquency or liability exists against the cooperative,
13 the secretary of state shall not cancel the certificate of
14 dissolution until the filing delinquency or liability is
15 satisfied.

16 Sec. 27. Section 504.1423, subsection 2, paragraph a, Code
17 2020, is amended to read as follows:

18 a. The secretary of state shall refer the federal tax
19 identification number contained in the application for
20 reinstatement to the ~~departments~~ department of ~~revenue and~~
21 workforce development. The ~~departments~~ department of ~~revenue~~
22 ~~and~~ workforce development shall report to the secretary
23 of state the tax status of the corporation. If ~~either the~~
24 department reports to the secretary of state that a filing

25 delinquency or liability exists against the corporation,
26 the secretary of state shall not cancel the certificate of
27 dissolution until the filing delinquency or liability is
28 satisfied.

29 Sec. 28. Section 533.329, Code 2020, is amended by adding
30 the following new subsection:

31 NEW SUBSECTION. 03. Returns shall be in the form the
32 director of revenue prescribes, and shall be filed with the
33 department of revenue on or before the last day of the fourth
34 month after the expiration of the tax year. The moneys and
35 credits tax is due and payable on the last day of the fourth

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1 month after the expiration of the tax year.

2 Sec. 29. Section 533.329, subsection 3, Code 2020, is
3 amended to read as follows:

4 3. The department of revenue shall administer and enforce
5 the provisions of this section, and except as explicitly
6 provided in this section or another provision of law, shall
7 apply all applicable penalty, interest, and administrative
8 provisions of chapters 421 and 422 as nearly as possible in
9 administering and enforcing the moneys and credits tax imposed
10 by this section.

11 Sec. 30. LEGISLATIVE INTENT. It is the intent of the
12 general assembly that the sections of this division amending
13 Code sections 422.25 and 423.37 are conforming amendments
14 consistent with current state law, and that the amendments
15 do not change the application of current law but instead
16 reflect current law both before and after the enactment of this
17 division of this Act.

18 Sec. 31. EFFECTIVE DATE. The following, being deemed of
19 immediate importance, take effect upon enactment:

20 1. The section of this division of this Act amending section
21 422.25.

22 2. The section of this division of this Act amending section
23 423.37.

24 Sec. 32. APPLICABILITY. The following applies to any
25 return for which a written notice that the taxpayer is required
26 to file such return is issued by the department on or after
27 January 1, 2022:

28 The portion of the section of this division of this Act
29 enacting section 421.27, subsection 9.

30 Sec. 33. APPLICABILITY. The following apply to tax years
31 beginning on or after January 1, 2022:

32 1. The section of this division of this Act amending section
33 421.27, subsection 1.

34 2. The portion of the section of this division of this Act
35 amending section 421.27, subsection 4.

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1 3. The portion of the section of this division of this Act
2 enacting section 421.27, subsection 8.

3 DIVISION II

4 SALES AND USE TAX

5 Sec. 34. Section 321G.4, subsection 2, Code 2020, is amended
6 to read as follows:

7 2. a. The owner of the snowmobile shall file an application
8 for registration with the department through the county
9 recorder of the county of residence in the manner established
10 by the commission. The application shall be completed by the
11 owner and shall be accompanied by a fee of fifteen dollars and
12 a writing fee as provided in section 321G.27. A snowmobile
13 shall not be registered by the county recorder until the
14 county recorder is presented with receipts, bills of sale,
15 or other satisfactory evidence that the sales or use tax has
16 been paid for the purchase of the snowmobile or that the
17 owner is exempt from paying the tax. A snowmobile that has
18 an expired registration certificate from another state may be
19 registered in this state upon proper application, payment of
20 all applicable registration and writing fees, and payment of a
21 penalty of five dollars.

22 b. If the owner of the snowmobile is unable to present
23 satisfactory evidence that the sales or use tax has been paid,
24 the county recorder shall collect the tax. On or before the
25 tenth day of each month, the county recorder shall remit to
26 the department of revenue the amount of the taxes collected
27 during the preceding month, together with an itemized statement
28 on forms furnished by the department of revenue showing the
29 name of each taxpayer, the make and purchase price of each
30 snowmobile, the amount of tax paid, and such other information
31 as the department of revenue requires.

32 Sec. 35. Section 321I.4, subsection 2, Code 2020, is amended
33 to read as follows:

34 2. a. The owner of the all-terrain vehicle shall file an
35 application for registration with the department through the

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1 county recorder of the county of residence, or in the case
2 of a nonresident owner, in the county of primary use, in the
3 manner established by the commission. The application shall
4 be completed by the owner and shall be accompanied by a fee
5 of fifteen dollars and a writing fee as provided in section
6 321I.29. An all-terrain vehicle shall not be registered by the
7 county recorder until the county recorder is presented with
8 receipts, bills of sale, or other satisfactory evidence that
9 the sales or use tax has been paid for the purchase of the
10 all-terrain vehicle or that the owner is exempt from paying the
11 tax. An all-terrain vehicle that has an expired registration
12 certificate from another state may be registered in this state

13 upon proper application, payment of all applicable registration
14 and writing fees, and payment of a penalty of five dollars.

15 b. If the owner of the all-terrain vehicle is unable to
16 present satisfactory evidence that the sales or use tax has
17 been paid, the county recorder shall collect the tax. On or
18 before the tenth day of each month, the county recorder shall
19 remit to the department of revenue the amount of the taxes
20 collected during the preceding month, together with an itemized
21 statement on forms furnished by the department of revenue
22 showing the name of each taxpayer, the make and purchase price
23 of each all-terrain vehicle, the amount of tax paid, and such
24 other information as the department of revenue requires.

25 Sec. 36. Section 423.2, subsection 6, paragraph bs, Code
26 2020, is amended to read as follows:

27 *bs.* Services arising from or related to installing,
28 maintaining, servicing, repairing, operating, upgrading, or
29 enhancing either specified digital products or software sold
30 as tangible personal property.

31 Sec. 37. Section 423.2, subsection 8, paragraph d,
32 subparagraph (1), Code 2020, is amended to read as follows:

33 (1) The retail sale of tangible personal property or
34 specified digital product and a service, where the tangible
35 personal property or specified digital product is essential

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1 to the use of the service, and is provided exclusively in
2 connection with the service, and the true object of the
3 transaction is the service.

4 Sec. 38. Section 423.3, subsection 3A, Code 2020, is amended
5 to read as follows:

6 3A. The sales price from the sale of a commercial recreation
7 service offering the opportunity to hunt a preserve whitetail
8 as defined in section 484C.1 if the sale occurred between July
9 1, 2005, and December 31, 2015.

10 Sec. 39. Section 423.3, subsection 31, unnumbered paragraph
11 1, Code 2020, is amended to read as follows:

12 The sales price of tangible personal property or specified
13 digital products sold to and of services furnished to a tribal
14 government as defined in 216A.161, or the sales price of
15 tangible personal property or specified digital products sold
16 to and of services furnished, and used for public purposes
17 sold to a tax-certifying or tax-levying body of the state or a
18 governmental subdivision of the state, including the following:
19 regional transit systems, as defined in section 324A.1;,
20 the state board of regents; department of human services;,
21 state department of transportation; any municipally owned
22 solid waste facility which sells all or part of its processed
23 waste as fuel to a municipally owned public utility; and all
24 divisions, boards, commissions, agencies, or instrumentalities
25 of state, federal, county, or municipal government, or tribal
26 government which have no earnings going to the benefit of an

27 equity investor or stockholder, except any of the following:
28 Sec. 40. Section 423.3, Code 2020, is amended by adding the
29 following new subsection:
30 NEW SUBSECTION. 60A. The sales price from sales of diapers
31 eligible for medical assistance as defined in section 249A.2.
32 Sec. 41. Section 423.3, subsection 80, paragraphs b and c,
33 Code 2020, are amended to read as follows:
34 b. Subject to the limitations in paragraph “c”, if a
35 contractor, subcontractor, or builder is to use building

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1 materials, supplies, ~~and~~ equipment, or services in the
2 performance of a written construction contract with a
3 designated exempt entity, the person shall purchase such
4 items of tangible personal property or services without
5 liability for the tax if such property or services will be
6 used in the performance of the written construction contract
7 and a purchasing agent authorization letter and an exemption
8 certificate, issued by the designated exempt entity, are
9 presented to the retailer.
10 c. (1) With regard to a written construction contract
11 with a designated exempt entity described in paragraph “a”,
12 subparagraph (1), the sales price of building materials,
13 supplies, ~~or~~ equipment, or services is exempt from tax by this
14 subsection only to the extent the building materials, supplies,
15 ~~or~~ equipment, or services are completely consumed in the
16 performance of the construction contract with the designated
17 exempt entity, and only if the property that is the subject
18 of the construction project becomes public property or the
19 property of the designated exempt entity.
20 (2) With regard to a written construction contract with
21 a designated exempt entity described in paragraph “a”,
22 subparagraph (2), the sales price of building materials,
23 supplies, ~~or~~ equipment, or services is exempt from tax by this
24 subsection only to the extent the building materials, supplies,
25 ~~or~~ equipment, or services are completely consumed in the
26 performance of a construction contract to construct a project,
27 as defined in section 15J.2, subsection 10, which project has
28 been approved by the economic development authority board in
29 accordance with chapter 15J.
30 Sec. 42. Section 423.3, Code 2020, is amended by adding the
31 following new subsection:
32 NEW SUBSECTION. 107. The sales price from the sale of
33 feminine hygiene products. For purposes of this subsection,
34 “*feminine hygiene products*” means sanitary napkins, tampons, or
35 other similar items used for feminine hygiene.

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1 Sec. 43. Section 423.4, subsection 1, Code 2020, is amended
2 to read as follows:

1. a. For purposes of this subsection, a “designated exempt entity” means any of the following:

(1) A private nonprofit educational institution in this state;

(2) A nonprofit Iowa affiliate of a nonprofit international organization whose primary activity is the promotion of the construction, remodeling, or rehabilitation of one-family or two-family dwellings for low-income families;

(3) A nonprofit private museum in this state;

(4) A tax-certifying or tax-levying body or governmental subdivision of the state, including the state board of regents, state department of human services, state department of transportation;

(5) A municipally owned solid waste facility which sells all or part of its processed waste as fuel to a municipally owned public utility; ~~and all~~

(6) The state of Iowa;

(7) Any political subdivision of the state.

(8) All divisions, boards, commissions, agencies, or instrumentalities of state, federal, county, or municipal government which do not have earnings going to the benefit of an equity investor or stockholder;

(9) A tribal government as defined in section 216A.161, and any instrumentalities of the tribal government which do not have earnings going to the benefit of an equity investor or stockholder.

b. A designated exempt entity may ~~make application~~ apply to the department for the refund of the sales or use tax upon the sales price of all sales of ~~goods, wares, or merchandise~~ building materials, supplies, equipment, or from services furnished to a contractor, used in the ~~fulfillment~~ performance of a written contract with the ~~state of Iowa, any political subdivision of the state, or a division, board, commission,~~

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agency, or instrumentality of the state or a political subdivision, a private nonprofit educational institution in this state, a nonprofit Iowa affiliate described in this subsection, or a nonprofit private museum in this state if the property becomes an integral part of the project under contract and at the completion of the project becomes public property, is devoted to educational uses, becomes part of a low income one family or two family dwelling in the state, or becomes a nonprofit private museum; except goods, wares, or merchandise, designated exempt entity if all of the following apply:

(1) The building materials, supplies, equipment, or services are completely consumed in the performance of a construction project with the designated entity.

(2) The property that is subject of the construction project becomes public property or the property of an exempt entity.

(3) The building materials, supplies, equipment, or

17 services furnished ~~which~~ are not used in the performance of
18 any contract in connection with the operation of any municipal
19 utility engaged in selling gas, electricity, or heat to
20 the general public or in connection with the operation of a
21 municipal pay television system; and ~~except goods, wares, and~~
22 ~~merchandise are not~~ used in the performance of a contract for a
23 "project" under chapter 419 as defined in that chapter other
24 than goods, wares, or merchandise used in the performance of
25 a contract for a "project" under chapter 419 for which a bond
26 issue was approved by a municipality prior to July 1, 1968, or
27 for which the goods, wares, or merchandise becomes an integral
28 part of the project under contract and at the completion of the
29 project becomes public property or is devoted to educational
30 uses.

31 ~~or c.~~ Such A contractor shall state under oath, on forms
32 provided by the department, the amount of such sales of goods,
33 wares, or merchandise, or services furnished and used in the
34 performance of such contract, and upon which sales or use tax
35 has been paid, and shall file such forms with the ~~governmental~~

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1 ~~unit, private nonprofit educational institution, nonprofit Iowa~~
2 ~~affiliate, or nonprofit private museum designated exempt entity~~
3 which has made any written contract for performance by the
4 contractor. The forms shall be filed by the contractor with
5 the ~~governmental unit, educational institution, nonprofit Iowa~~
6 ~~affiliate, or nonprofit private museum designated exempt entity~~
7 before final settlement is made.

8 ~~or d.~~ Such governmental unit, educational institution,
9 ~~nonprofit Iowa affiliate, or nonprofit private museum A~~
10 designated exempt entity shall, not more than one year after
11 the final settlement has been made, ~~make application apply~~
12 to the department for any refund of the amount of the sales
13 or use tax which shall have been paid upon any ~~goods, wares,~~
14 ~~or merchandise building materials, supplies, equipment,~~
15 or services furnished, the application to be made in the
16 manner and upon forms to be provided by the department,
17 and the department shall forthwith audit the claim and, if
18 approved, issue a warrant to the ~~governmental unit, educational~~
19 ~~institution, nonprofit Iowa affiliate, or nonprofit private~~
20 ~~museum designated exempt entity~~ in the amount of the sales or
21 use tax which has been paid to the state of Iowa under the
22 contract.

23 ~~or e.~~ Refunds authorized under this subsection shall accrue
24 interest in accordance with section 421.60, subsection 2,
25 paragraph "e".

26 ~~or f.~~ Any contractor who willfully makes a false report of
27 tax paid under the provisions of this subsection is guilty of
28 a simple misdemeanor and in addition shall be liable for the
29 payment of the tax and any applicable penalty and interest.

30 Sec. 44. Section 423.4, subsection 2, paragraphs a and b,

31 Code 2020, are amended to read as follows:

32 a. A contractor awarded a contract for a transportation
33 construction project is considered the consumer of all building
34 materials, building supplies, ~~and~~ equipment, and services and
35 shall pay sales tax to the supplier or remit consumer use tax

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1 directly to the department.

2 b. The contractor is not required to file information with
3 the state department of transportation stating the amount of
4 ~~goods, wares, or merchandise, or services rendered, furnished,~~
5 ~~or performed and~~ building materials, supplies, equipment, or
6 services used in the performance of the contract or the amount
7 of sales or use tax paid.

8 Sec. 45. Section 423.4, subsection 6, paragraph a,
9 subparagraph (1), Code 2020, is amended to read as follows:

10 (1) The owner of a collaborative educational facility
11 in this state may make application to the department for the
12 refund of the sales or use tax upon the sales price of all sales
13 of ~~goods, wares, or merchandise~~ building materials, supplies,
14 equipment, or from services furnished to a contractor, used
15 in the fulfillment of a written construction contract with
16 the owner of the collaborative educational facility for the
17 original construction, or additions or modifications to, a
18 building or structure to be used as part of the collaborative
19 educational facility.

20 Sec. 46. Section 423.4, subsection 6, paragraphs b and c,
21 Code 2020, are amended to read as follows:

22 b. ~~Such~~ A contractor shall state under oath, on forms
23 provided by the department, the amount of such sales of ~~goods,~~
24 ~~wares, or merchandise~~ building materials, supplies, equipment,
25 or services furnished and used in the performance of such
26 contract, and upon which sales or use tax has been paid, and
27 shall file such forms with the owner of the collaborative
28 educational facility which has made any written contract for
29 performance by the contractor.

30 c. (1) The owner of the collaborative educational facility
31 shall, not more than one year after the final settlement has
32 been made, make application to the department for any refund
33 of the amount of the sales or use tax which shall have been
34 paid upon any ~~goods, wares, or merchandise~~ building materials,
35 supplies, equipment, or services furnished, the application

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1 to be made in the manner and upon forms to be provided by
2 the department, and the department shall forthwith audit the
3 claim and, if approved, issue a warrant to the owner of the
4 collaborative educational facility in the amount of the sales
5 or use tax which has been paid to the state of Iowa under the
6 contract.

7 (2) Refunds authorized under this subsection shall accrue
8 interest in accordance with section 421.60, subsection 2,
9 paragraph "e".

10 Sec. 47. Section 423.5, subsection 1, paragraph b, Code
11 2020, is amended by striking the paragraph.

12 Sec. 48. Section 423.29, subsection 1, Code 2020, is amended
13 to read as follows:

14 1. Every seller who is a retailer and who is making taxable
15 sales of tangible personal property or specified digital
16 products in Iowa or who is a retailer maintaining a place
17 of business in this state making taxable sales of tangible
18 personal property or specified digital products shall, at
19 the time of making the sale, collect the sales tax. Every
20 seller who is a retailer that is not otherwise required to
21 collect sales tax under the provisions of this chapter and who
22 is selling tangible personal property or specified digital
23 products for use in Iowa shall, at the time of making the sale,
24 whether within or without the state, collect the use tax.
25 Sellers required to collect sales or use tax shall give to any
26 purchaser a receipt for the tax collected in the manner and
27 form prescribed by the director.

28 Sec. 49. Section 423.33, subsection 1, Code 2020, is amended
29 to read as follows:

30 1. *Liability of purchaser ~~for sales tax and retailer.~~*

31 *a.* If a purchaser fails to pay sales tax to the retailer
32 required to collect the tax, then in addition to all of the
33 rights, obligations, and remedies provided, ~~the a use tax~~
34 is payable by the purchaser directly to the department, and
35 sections 423.31, 423.32, 423.37, 423.38, 423.39, 423.40,

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1 423.41, and 423.42 apply to the purchaser.

2 *b.* For failure to pay the sales or use tax as described
3 in paragraph "a", the retailer and purchaser are jointly
4 liable, unless the circumstances described in section 29C.24,
5 subsection 3, paragraph "a", subparagraph (2), section 421.60,
6 subsection 2, paragraph "m", section 423.34A, or section
7 423.45, subsection 4, paragraph "b" or "e", or subsection 5,
8 paragraph "c" or "e", are applicable.

9 *c.* If the retailer fails to collect sales tax at the time
10 of the transaction, the retailer shall thereafter remit the
11 applicable sales tax, or the purchaser thereafter shall remit
12 the applicable use tax. If the purchaser remits all applicable
13 use tax, the retailer remains liable for any local sales and
14 services tax under chapter 423B that the retailer failed to
15 collect.

16 Sec. 50. REFUNDS RELATED TO PRESERVE WHITETAIL DEER
17 HUNTING. Refunds of taxes, interest, or penalties that arise
18 from claims resulting from the amendment of section 423.3,
19 subsection 3A, for sales occurring between July 1, 2005,
20 and the effective date of the amendment to section 423.3,

21 subsection 3A, shall not be allowed, notwithstanding any other
22 law to the contrary.

23 Sec. 51. LEGISLATIVE INTENT.

24 1. It is the intent of the general assembly that the section
25 of this division of this Act amending section 423.29 is a
26 conforming amendment consistent with current state law, and
27 that the amendment does not change the application of current
28 law but instead reflects current law both before and after the
29 enactment of this division of this Act.

30 2. It is the intent of the general assembly that the
31 addition of "jointly" in the section of this division of
32 this Act amending section 423.33 is a conforming amendment
33 consistent with current state law, and that the amendment
34 does not change the application of current law but instead
35 reflects current law both before and after the enactment of

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1 this division of this Act.

2 Sec. 52. EFFECTIVE DATE. The following, being deemed of
3 immediate importance, take effect upon enactment:

4 1. The section of this division of this Act amending section
5 423.3, subsection 3A.

6 2. The section of this division of this Act relating
7 to refunds for commercial recreation services offering an
8 opportunity to hunt preserve whitetail deer.

9 Sec. 53. RETROACTIVE APPLICABILITY. The following applies
10 retroactively to July 1, 2005:

11 The section of this division of this Act amending section
12 423.3, subsection 3A.

13 DIVISION III

14 INCOME TAX

15 Sec. 54. Section 422.9, subsection 3, paragraph c, Code
16 2020, is amended by striking the paragraph and inserting in
17 lieu thereof the following:

18 c. A taxpayer may elect to waive the entire carryback period
19 with respect to an Iowa net operating loss for any taxable year
20 beginning on or after January 1, 2020. The election shall be
21 made in the manner and form prescribed by the department, and
22 shall be made by the due date for filing the taxpayer's Iowa
23 return, including extensions of time. After the election is
24 made for any taxable year, the election shall be irrevocable
25 for such taxable year. When an election has been properly
26 made, the Iowa net operating loss shall be carried forward
27 twenty taxable years.

28 Sec. 55. Section 422.9, subsection 3, paragraph d, Code
29 2020, is amended to read as follows:

30 d. Notwithstanding paragraph "a", for a taxpayer who is
31 engaged in the trade or business of farming, which means the
32 same as a "farming business" as defined in section 263A(e)(4) of
33 the Internal Revenue Code, and has a farming loss ~~from farming~~
34 as defined in section 172(b)(1)(B) of the Internal Revenue Code

35 including modifications prescribed by rule by the director,

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1 the Iowa ~~farming~~ loss ~~from the trade or business of farming~~ is
2 a net operating loss which may, at the time of the election of
3 the taxpayer, be carried back five taxable years prior to the
4 taxable year of the loss. The election shall be made in the
5 manner and form prescribed by the department, and shall be made
6 by the due date for filing the taxpayer's return, including
7 extensions of time. After the election is made for any taxable
8 year, the election shall be irrevocable for such taxable year.
9 Sec. 56. APPLICABILITY. This division of this Act applies
10 to tax years beginning on or after January 1, 2020.

11 DIVISION IV

12 SCHOOL TUITION TAX CREDIT — FUNDING

13 Sec. 57. Section 422.11S, subsection 8, paragraph a,
14 subparagraph (2), Code 2020, is amended to read as follows:
15 (2) (a) "Total approved tax credits" means for the 2006
16 calendar year, two million five hundred thousand dollars, for
17 the 2007 calendar year, five million dollars, for calendar
18 years beginning on or after January 1, 2008, but before January
19 1, 2012, seven million five hundred thousand dollars, for
20 calendar years beginning on or after January 1, 2012, but
21 before January 1, 2014, eight million seven hundred fifty
22 thousand dollars, for calendar years beginning on or after
23 January 1, 2014, but before January 1, 2019, twelve million
24 dollars, and for calendar years beginning on or after January
25 1, 2019, but before January 1, 2020, thirteen million dollars,
26 and for calendar years beginning on or after January 1, 2020,
27 fifteen million dollars.

28 (b) (i) During any calendar year beginning on or after
29 January 1, 2022, if the amount of awarded tax credits from the
30 preceding calendar year are equal to or greater than ninety
31 percent of the total approved tax credits for the current
32 calendar year, the total approved tax credits for the current
33 calendar year shall equal the product of ten percent multiplied
34 by the total approved tax credits for the current calendar year
35 plus the total approved tax credits for the current calendar

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1 year.
2 (ii) If total approved tax credits are recomputed pursuant
3 to subparagraph subdivision (i), the total approved tax credits
4 shall equal the previous total approved tax credits recomputed
5 pursuant to subparagraph subdivision (i) for purposes of future
6 recomputations under subparagraph subdivision (i), provided
7 that the maximum total approved tax credits recomputed pursuant
8 to this subparagraph division (b) shall not exceed twenty
9 million dollars in a calendar year.

10 DIVISION V

RESEARCH ACTIVITIES CREDIT

Sec. 58. Section 15.335, subsection 4, paragraph a, Code 2020, is amended to read as follows:

a. In lieu of the credit amount computed in subsection 2, an eligible business may elect to compute the credit amount for qualified research expenses incurred in this state in a manner consistent with the alternative simplified credit described in section ~~41(e)(5)~~ 41(c)(4) of the Internal Revenue Code. The taxpayer may make this election regardless of the method used for the taxpayer's federal income tax. The election made under this paragraph is for the tax year and the taxpayer may use another or the same method for any subsequent year.

Sec. 59. Section 15.335, subsection 4, paragraph b, unnumbered paragraph 1, Code 2020, is amended to read as follows:

For purposes of the alternate credit computation method in paragraph "a", the credit percentages applicable to qualified research expenses described in section ~~41(e)(5)(A)~~ 41(c)(4)(A) and clause (ii) of section ~~41(e)(5)(B)~~ 41(c)(4)(B) of the Internal Revenue Code are as follows:

Sec. 60. Section 422.10, subsection 1, paragraphs c and d, Code 2020, are amended to read as follows:

c. In lieu of the credit amount computed in paragraph "b", subparagraph (1), subparagraph division (a), a taxpayer may elect to compute the credit amount for qualified research

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expenses incurred in this state in a manner consistent with the alternative simplified credit described in section ~~41(e)(5)~~ 41(c)(4) of the Internal Revenue Code. The taxpayer may make this election regardless of the method used for the taxpayer's federal income tax. The election made under this paragraph is for the tax year and the taxpayer may use another or the same method for any subsequent year.

d. For purposes of the alternate credit computation method in paragraph "c", the credit percentages applicable to qualified research expenses described in section ~~41(e)(5)(A)~~ 41(c)(4)(A) and clause (ii) of section ~~41(e)(5)(B)~~ 41(c)(4)(B) of the Internal Revenue Code are four and fifty-five hundredths percent and one and ninety-five hundredths percent, respectively.

Sec. 61. Section 422.33, subsection 5, paragraphs c and d, Code 2020, are amended to read as follows:

c. In lieu of the credit amount computed in paragraph "a", subparagraph (1), a corporation may elect to compute the credit amount for qualified research expenses incurred in this state in a manner consistent with the alternative simplified credit described in section ~~41(e)(5)~~ 41(c)(4) of the Internal Revenue Code. The taxpayer may make this election regardless of the method used for the taxpayer's federal income tax. The election made under this paragraph is for the tax year and the

25 taxpayer may use another or the same method for any subsequent
26 year.

27 *d.* For purposes of the alternate credit computation
28 method in paragraph “c”, the credit percentages applicable to
29 qualified research expenses described in section ~~41(e)(5)(A)~~
30 41(c)(4)(A) and clause (ii) of section ~~41(e)(5)(B)~~ 41(c)(4)(B)
31 of the Internal Revenue Code are four and fifty-five
32 hundredths percent and one and ninety-five hundredths percent,
33 respectively.

34 Sec. 62. EFFECTIVE DATE. This division of this Act, being
35 deemed of immediate importance, takes effect upon enactment.

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1 Sec. 63. RETROACTIVE APPLICABILITY. This division of this
2 Act applies retroactively to January 1, 2019, for tax years
3 beginning on or after that date.

4 DIVISION VI
5 PARTNERSHIP AND PASS-THROUGH ENTITY AUDITS AND REPORTING OF
6 FEDERAL ADJUSTMENTS

7 Sec. 64. Section 421.27, subsection 2, paragraph c, Code
8 2020, is amended to read as follows:

9 *c.* (1) The Except in the case of a final federal
10 partnership adjustment governed by subparagraph (2), the
11 taxpayer provides written notification to the department of a
12 federal audit while it is in progress and voluntarily files an
13 amended return which includes a copy of the federal document
14 showing the final disposition or final federal adjustments
15 and pays any additional Iowa tax due within sixty one hundred
16 eighty days of the final disposition determination date of the
17 federal government's audit. For purposes of this subparagraph,
18 “final determination date” means the same as defined in section
19 422.25.

20 (2) (a) In the case of a final federal partnership
21 adjustment arising from a partnership level audit, with respect
22 to the audited partnership or a direct partner or indirect
23 partner of the audited partnership, the audited partnership,
24 direct partner, or indirect partner voluntarily and timely
25 complies with its reporting and payment requirements under
26 section 422.25A, subsection 4 or 5.

27 (b) As used in this subparagraph, all words and phrases
28 defined in section 422.25A shall have the same meaning given
29 them by that section.

30 Sec. 65. Section 422.7, Code 2020, is amended by adding the
31 following new subsection:

32 NEW SUBSECTION. 59. Any income subtracted from federal
33 taxable income for an adjustment year pursuant to section 6225
34 of the Internal Revenue Code and the regulations thereunder
35 shall be added back in computing net income for state tax

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1 purposes for the adjustment year.

2 Sec. 66. Section 422.25, subsections 1 and 2, Code 2020,
3 are amended by striking the subsections and inserting in lieu
4 thereof the following:

5 1. *a.* For purposes of this subsection:

6 (1) “*Federal adjustment*” means a change to an item or amount
7 required to be determined under the Internal Revenue Code and
8 the regulations thereunder that is used by the taxpayer to
9 compute state tax owed whether such change results from action
10 by the internal revenue service, or the filing of a timely
11 amended federal return or timely federal refund claim. A
12 federal adjustment is positive to the extent that it increases
13 Iowa taxable income as determined under this title and is
14 negative to the extent that it decreases Iowa taxable income
15 as determined under this title.

16 (2) “*Federal adjustments report*” means the method or form
17 required by the department by rule to report final federal
18 adjustments or final federal partnership adjustments as defined
19 in section 422.25A, and in the case of any entity taxed as a
20 partnership or S corporation for federal income tax purposes,
21 identifies all owners that hold an interest directly in such
22 entity and provides the effect of the final federal adjustments
23 on such owner’s Iowa income.

24 (3) “*Final determination date*” means the following:

25 (a) Except as provided in subparagraph divisions (b) and
26 (c), for federal adjustments arising from an internal revenue
27 service audit or other action by the internal revenue service,
28 the final determination date is the first day on which no
29 federal adjustments arising from that audit or other action
30 remain to be finally determined, whether by internal revenue
31 service decision with respect to which all rights of appeal
32 have been waived or exhausted, by agreement, or, if appealed
33 or contested, by a final decision with respect to which all
34 rights of appeal have been waived or exhausted. For agreements
35 required to be signed by the internal revenue service and the

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1 taxpayer, the final determination date is the date on which the
2 last party signed the agreement.

3 (b) For federal adjustments arising from an internal
4 revenue service audit or other action by the internal revenue
5 service, if the taxpayer filed as a member of a consolidated
6 return under section 422.37, the final determination date
7 is the first day on which no related federal adjustments
8 arising from that audit or other action remain to be finally
9 determined, as described in subparagraph division (a), for the
10 entire group.

11 (c) For federal adjustments arising from a timely filed
12 amended federal return or a timely filed federal refund

13 claim, or if it is a federal adjustment reported on a timely
14 amended federal return or other similar report filed pursuant
15 to section 6225(c) of the Internal Revenue Code, the final
16 determination date is the day on which the amended return,
17 refund claim, or other similar report was filed.

18 (4) "*Final federal adjustment*" means a federal adjustment
19 after the final determination date for that federal adjustment
20 has passed.

21 b. Within three years after the return is filed or within
22 three years after the return became due, including any
23 extensions of time for filing, whichever time is the later,
24 the department shall examine the return and determine the tax.
25 However, if the taxpayer omits from income an amount which
26 will, under the Internal Revenue Code, extend the statute of
27 limitations for assessment of federal tax to six years under
28 the federal law, the period for examination and determination
29 is six years.

30 c. The period for examination and determination of the
31 correct amount of tax is unlimited in the case of a false or
32 fraudulent return made with the intent to evade tax or in the
33 case of a failure to file a return.

34 d. In lieu of the period of limitation for any prior year
35 for which an overpayment of tax or an elimination or reduction

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1 of an underpayment of tax due for that prior year results from
2 the carryback to that prior year of a net operating loss or
3 net capital loss, the period is the period of limitation for
4 the taxable year of the net operating loss or net capital loss
5 which results in the carryback.

6 e. (1) In addition to the applicable period of limitation
7 for examination and determination in paragraph "b", "c", or "d",
8 the department may make an examination and determination at any
9 time within one year from the date of receipt by the department
10 of a federal adjustments report with respect to a final
11 federal adjustment or final federal partnership adjustment
12 as defined in section 422.25A for a particular tax year. In
13 order to begin the running of the one-year period, the federal
14 adjustments report related to the final federal adjustment or
15 final federal partnership adjustment shall be transmitted to
16 the department by the taxpayer in the form and manner specified
17 by the department by rule.

18 (2) The department in its discretion may adopt rules to
19 establish a de minimis amount for which subparagraph (1) shall
20 not apply and the taxpayer shall not be required to file a
21 federal adjustments report.

22 (3) The department may in its discretion and when
23 administratively feasible adopt a process through rule by
24 which a taxpayer may make estimated payments of tax expected
25 to result from a pending internal revenue service audit
26 prior to the filing of a federal adjustments report with the

27 department. The process shall provide that the estimated
28 tax payments shall be credited against any tax liability
29 ultimately found to be due to the state from the internal
30 revenue service audit and will limit the accrual of further
31 statutory interest on that liability. The process shall also
32 provide that if the estimated tax payments exceed the final
33 tax liability and statutory interest ultimately determined to
34 be due, the taxpayer is entitled to a refund or credit for
35 the excess, without interest, provided the taxpayer files a

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1 federal adjustments report, or a claim for refund or credit of
2 tax under section 422.73, no later than one year following the
3 final determination date.

4 2. *a.* If the tax found due under subsection 1 is greater
5 than the amount paid, the department shall compute the amount
6 due, together with interest and penalties as provided in
7 paragraph “b”, and shall mail a notice of assessment to the
8 taxpayer and, if applicable, to the taxpayer’s authorized
9 representative of the total, which shall be computed as a sum
10 certain, with interest computed to the last day of the month
11 in which the notice is dated.

12 *b.* In addition to the tax or additional tax determined
13 by the department under subsection 1, the taxpayer shall pay
14 interest on the tax or additional tax at the rate in effect
15 under section 421.7 for each month counting each fraction of
16 a month as an entire month, computed from the date the return
17 was required to be filed. In addition to the tax or additional
18 tax, the taxpayer shall pay a penalty as provided in section
19 421.27.

20 **Sec. 67. NEW SECTION. 422.25A Reporting and treatment of**
21 **certain partnership adjustments.**

22 1. *Definitions.* As used in this section and sections
23 422.25B and 422.25C, unless the context otherwise requires:

24 *a.* “*Administrative adjustment request*” means the same as
25 provided in section 6227 of the Internal Revenue Code.

26 *b.* “*Audited partnership*” means a partnership subject
27 to a final federal partnership adjustment resulting from a
28 partnership level audit.

29 *c.* “*C corporation*” means an entity that elects or is
30 required to be taxed as a corporation under title 26, chapter
31 1, subchapter A, part 2, of the Internal Revenue Code.

32 *d.* “*Corporate partner*” means a C corporation partner that is
33 subject to tax pursuant to section 422.33.

34 *e.* “*Direct partner*” means a person that holds an interest
35 directly in a partnership or pass-through entity.

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1 *f.* “*Exempt partner*” means a partner that is exempt from
2 taxation pursuant to section 422.34.

3 *g. "Federal adjustments report"* means the same as defined
4 in section 422.25.

5 *h. "Federal partnership adjustment"* means a change to an
6 item or amount required to be determined under the Internal
7 Revenue Code and the regulations thereunder that is used by a
8 partnership and its direct and indirect partners to compute
9 state tax owed for the reviewed year where such change results
10 from a partnership level audit or an administrative adjustment
11 request. A federal partnership adjustment is positive to the
12 extent that it increases Iowa taxable income as determined
13 under this title and is negative to the extent that it
14 decreases Iowa taxable income as determined under this title.
15 A federal adjustment reported on an amended federal return
16 or other similar report filed pursuant to section 6225(c) of
17 the Internal Revenue Code shall not be considered a federal
18 partnership adjustment for purposes of this section.

19 *i. "Federal partnership representative"* means the person
20 the partnership designates for the taxable year as the
21 partnership's representative, or the person the internal
22 revenue service has appointed to act as the federal partnership
23 representative, pursuant to section 6223(a) of the Internal
24 Revenue Code and the regulations thereunder.

25 *j. "Fiduciary partner"* means a partner that is a fiduciary
26 that is subject to tax pursuant to sections 422.5 and 422.6.

27 *k. "Final determination date"* means any one of the following
28 dates:

29 (1) In the case of a federal partnership adjustment that
30 arises from a partnership level audit, the first day on which
31 no federal adjustments arising from that audit remain to be
32 finally determined, whether by agreement, or, if appealed
33 or contested, by a final decision with respect to which all
34 rights of appeal have been waived or exhausted. For agreements
35 required to be signed by the internal revenue service and the

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1 audited partnership, the final determination date is the date
2 on which the last party signed the agreement.

3 (2) In the case of a federal partnership adjustment that
4 results from a timely filed administrative adjustment request,
5 the day on which the administrative adjustment request was
6 filed with the internal revenue service.

7 *l. "Final federal partnership adjustment"* means a federal
8 partnership adjustment after the final determination date for
9 that federal partnership adjustment has passed.

10 *m. "Indirect partner"* means a partner in a partnership or
11 pass-through entity where such partnership or pass-through
12 entity itself holds an interest directly, or through another
13 indirect partner, in a partnership or pass-through entity.

14 *n. "Individual partner"* means a partner who is a natural
15 person that is subject to tax pursuant to section 422.5.

16 *o. "Nonresident partner"* means a partner that is not a

17 resident partner as defined in this subsection.
18 *p. "Partner"* means a person that holds an interest, directly
19 or indirectly, in a partnership or pass-through entity.
20 *q. "Partnership"* means an entity subject to taxation
21 under subchapter K of the Internal Revenue Code and the
22 regulations thereunder and includes but is not limited to a
23 syndicate, group, pool, joint venture, or other unincorporated
24 organization through or by means of which any business,
25 financial operation, or venture is carried on and which is
26 not, within the meaning of this chapter, a trust, estate, or
27 corporation.
28 *r. "Partnership level audit"* means an examination by the
29 internal revenue service at the partnership level pursuant to
30 subchapter C, title 26, subtitle F, chapter 63, of the Internal
31 Revenue Code, as enacted by the Bipartisan Budget Act of 2015,
32 Pub. L. No. 114-74, and as amended, which results in final
33 federal partnership adjustments initiated and made by the
34 internal revenue service.
35 *s. "Pass-through entity"* means an entity, other than

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1 a partnership, that is not subject to tax under section
2 422.33 for C corporations but excluding an exempt partner.
3 *"Pass-through entity"* includes but is not limited to S
4 corporations, estates, and trusts other than grantor trusts.
5 *t. "Reallocation adjustment"* means a final federal
6 partnership adjustment that changes the shares of items of
7 partnership income, gain, loss, expense, or credit allocated
8 to a partner that holds an interest directly in a partnership
9 or pass-through entity. A positive reallocation adjustment
10 means the portion of a reallocation adjustment that would
11 increase Iowa taxable income for such partners, and a negative
12 reallocation adjustment means the portion of a reallocation
13 adjustment that would decrease Iowa taxable income for such
14 partners.
15 *u. "Resident partner"* means any of the following:
16 (1) For an individual partner, a *"resident"* as defined in
17 section 422.4.
18 (2) For a fiduciary partner, one with situs in Iowa.
19 (3) For all other partners, a partner whose headquarters or
20 principal place of business is located in Iowa.
21 *v. "Reviewed year"* means the taxable year of a partnership
22 that is subject to a partnership level audit from which final
23 federal partnership adjustments arise, or otherwise means the
24 taxable year of the partnership or pass-through entity that is
25 the subject of a state partnership audit.
26 *w. "State partnership audit"* means an examination by the
27 director at the partnership or pass-through entity level which
28 results in adjustments to partnership or pass-through entity
29 related items or reallocations of income, gains, losses,
30 expenses, credits, and other attributes among such partners for

31 the reviewed year.

32 x. *“Tiered partner”* means any partner that is a partnership
33 or pass-through entity.

34 y. *“Unrelated business income”* means the income which is
35 defined in section 512 of the Internal Revenue Code and the

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1 regulations thereunder.

2 2. *Application.* Partnerships and their direct partners
3 and indirect partners shall report final federal partnership
4 adjustments as provided in this section.

5 3. *State partnership representative.* Notwithstanding any
6 other law to the contrary, the state partnership representative
7 for the reviewed year shall have the sole authority to act on
8 behalf of the partnership or pass-through entity with respect
9 to an action required or permitted to be taken by a partnership
10 or pass-through entity under this section or section 422.28 or
11 422.29 with respect to final federal partnership adjustments
12 arising from a partnership level audit or an administrative
13 adjustment request, and its direct partners and indirect
14 partners shall be bound by those actions.

15 4. *Reporting and payment requirements for audited*
16 *partnerships and their partners subject to final federal*
17 *partnership adjustments.*

18 a. Unless an audited partnership makes the election in
19 subsection 5, the audited partnership shall do all of the
20 following for all final federal partnership adjustments no
21 later than ninety days after the final determination date of
22 the audited partnership:

23 (1) File a completed federal adjustments report.

24 (2) Notify each direct partner of such partner's
25 distributive share of the adjustments in the manner and form
26 prescribed by the department by rule.

27 (3) File an amended composite return under section 422.13
28 if one was originally filed, and if applicable for withholding
29 from partners, file an amended withholding report under
30 section 422.16, and pay the additional amount under this title
31 that would have been due had the final federal partnership
32 adjustments been reported properly as required, including any
33 applicable interest and penalties.

34 b. Unless an audited partnership paid an amount on behalf
35 of the direct partners of the audited partnership pursuant to

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1 subsection 5, all direct partners of the audited partnership
2 shall do all of the following no later than one hundred
3 eighty days after the final determination date of the audited
4 partnership:

5 (1) File a completed federal adjustments report reporting
6 the direct partner's distributive share of the adjustments

7 required to be reported to such partners under paragraph “a”.

8 (2) If the direct partner is a tiered partner, notify all
9 partners that hold an interest directly in the tiered partner
10 of such partner’s distributive share of the adjustments in the
11 manner and form prescribed by the department by rule.

12 (3) If the direct partner is a tiered partner and subject to
13 section 422.13, file an amended composite return under section
14 422.13 if such return was originally filed, and if applicable
15 for withholding from partners file an amended withholding
16 report under section 422.16 if one was originally required to
17 be filed.

18 (4) Pay any additional amount under this title that would
19 have been due had the final federal partnership adjustments
20 been reported properly as required, including any applicable
21 penalty and interest.

22 c. Unless a partnership or tiered partner paid an amount on
23 behalf of the partners pursuant to subsection 5, each indirect
24 partner shall do all of the following:

25 (1) Within ninety days after the time for filing and
26 furnishing statements to tiered partners and their partners
27 as established by section 6226 of the Internal Revenue Code
28 and the regulations thereunder, file a completed federal
29 adjustments report.

30 (2) If the indirect partner is a tiered partner, within
31 ninety days after the time for filing and furnishing statements
32 to tiered partners and their partners as established by
33 section 6226 of the Internal Revenue Code and the regulations
34 thereunder but within sufficient time for all indirect partners
35 to also complete the requirements of this subsection, notify

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1 all of the partners that hold an interest directly in the
2 tiered partner of such partner’s distributive share of the
3 adjustments in the manner and form prescribed by the department
4 by rule.

5 (3) Within ninety days after the time for filing and
6 furnishing statements to tiered partners and their partners
7 as established by section 6226 of the Internal Revenue Code
8 and the regulations thereunder, if the indirect partner
9 is a tiered partner and subject to section 422.13, file an
10 amended composite return under section 422.13 if such return
11 was originally filed, and if applicable for withholding from
12 partners, file an amended withholding report under section
13 422.16 if one was originally required to be filed.

14 (4) Within ninety days after the time for filing and
15 furnishing statements to tiered partners and the partners of
16 the tiered partners as established by section 6226 of the
17 Internal Revenue Code and the regulations thereunder, pay any
18 additional amount due under this title, including any penalty
19 and interest that would have been due had the final federal
20 partnership adjustments been reported properly as required.

21 5. *Election for partnership or tiered partners to pay.*

22 a. An audited partnership, or a tiered partner that receives
23 a notification of a final federal partnership adjustment under
24 subsection 4, may make an election to pay as provided under
25 this subsection.

26 b. An audited partnership or tiered partner makes an
27 election to pay under this subsection by filing a completed
28 federal adjustments report, notifying the department in the
29 manner and form prescribed by the department that it is making
30 the election under this subsection, notifying each of the
31 direct partners of such partner's distributive share of the
32 adjustments, and paying on behalf of its partners an amount
33 calculated in paragraph "c", including any applicable penalty
34 and interest. These requirements shall all be fulfilled within
35 one of the following time periods:

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1 (1) For the audited partnership, no later than ninety days
2 after the final determination date of the audited partnership.

3 (2) For a direct tiered partner, no later than one hundred
4 eighty days after the final determination date of the audited
5 partnership.

6 (3) For an indirect tiered partner, within ninety days
7 after the time for filing and furnishing statements to a
8 tiered partner and the partner of the tiered partner, as
9 established by section 6226 of the Internal Revenue Code and
10 the regulations thereunder.

11 c. The amount due under this subsection from an audited
12 partnership or tiered partner shall be calculated as follows:

13 (1) Exclude from final federal partnership adjustments and
14 any positive reallocation adjustments the distributive share
15 of such adjustments reported to an exempt partner that holds
16 an interest directly in the audited partnership if the audited
17 partnership is making the election or that holds an interest
18 directly in the tiered partner if the tiered partner is making
19 the election, but only to the extent the distributive share is
20 not unrelated business income.

21 (2) Determine the total distributive share of all final
22 federal partnership adjustments and positive reallocation
23 adjustments as modified by this title that are reported to
24 corporate partners, and to exempt partners to the extent the
25 distributive share is unrelated business income, and allocate
26 and apportion such adjustments as provided in section 422.33
27 at the partnership or tiered partner level, and multiply the
28 resulting amount by the maximum state corporate income tax rate
29 pursuant to section 422.33 for the reviewed year.

30 (3) Determine the total distributive share of all final
31 federal partnership adjustments and positive reallocation
32 adjustments as modified by this title that are reported to
33 nonresident individual partners and nonresident fiduciary
34 partners and allocate and apportion such adjustments as

35 provided in section 422.33 at the partnership or tiered

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1 partner level, and multiply the resulting amount by the maximum
2 individual income tax rate pursuant to section 422.5A for the
3 reviewed year.

4 (4) For the total distributive share of all final federal
5 partnership adjustments and positive reallocation adjustments
6 as modified by this title that are reported to tiered partners:

7 (a) Determine the amount of such adjustments which are of a
8 type that would be subject to sourcing to Iowa under section
9 422.8, subsection 2, paragraph "a", as a nonresident, and then
10 determine the portion of this amount that would be sourced to
11 Iowa under those provisions as if the tiered partner were a
12 nonresident.

13 (b) Determine the amount of such adjustments which are of
14 a type that would not be subject to sourcing to Iowa under
15 section 422.8, subsection 2, paragraph "a", as a nonresident.

16 (c) Determine the portion of the amount in subparagraph
17 division (b) that can be established, as prescribed by the
18 department by rule, to be properly allocable to indirect
19 partners that are nonresident partners or other partners not
20 subject to tax on the adjustments.

21 (d) Multiply the total of the amounts determined in
22 subparagraph divisions (a) and (b), reduced by any amount
23 determined in subparagraph division (c), by the highest
24 individual income tax rate pursuant to section 422.5A for the
25 reviewed year.

26 (5) For the total distributive share of all final federal
27 partnership adjustments and positive reallocation adjustments
28 as modified by this title that are reported to resident
29 individual partners and resident fiduciary partners, multiply
30 that amount by the highest individual income tax rate pursuant
31 to section 422.5A for the reviewed year.

32 (6) Total the amounts computed pursuant to subparagraphs
33 (2) through (5) and calculate any interest and penalty as
34 provided under this title. Notwithstanding any provision of
35 law to the contrary, interest and penalties on the amount due

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1 by the audited partnership or tiered partner shall be computed
2 from the day after the due date of the reviewed year return
3 without extension, and shall be imposed as if the audited
4 partnership or tiered partner was required to pay tax or show
5 tax due on the original return for the reviewed year.

6 d. Adjustments subject to the election in this subsection
7 do not include any adjustments arising from an administrative
8 adjustment request.

9 e. An audited partnership or tiered partner not otherwise
10 subject to any reporting or payment obligation to Iowa that

11 makes an election under this subsection consents to be subject
12 to the Iowa laws related to reporting, assessment, collection,
13 and payment of Iowa tax, interest, and penalties calculated
14 under the election.

15 6. *Modified reporting and payment method.* The department may
16 adopt procedures for an audited partnership or tiered partner
17 to enter into an agreement with the department to use an
18 alternative reporting and payment method, including applicable
19 time requirements or any other provision of this section. The
20 audited partnership or tiered partner must demonstrate that
21 the requested method will reasonably provide for the reporting
22 and payment of taxes, penalties, and interest due under the
23 provisions of this section. Application for approval of an
24 alternative reporting and payment method must be made by the
25 audited partnership or tiered partner within the time for
26 making an election to pay under subsection 5 and in the manner
27 prescribed by the department. Approval of such an alternative
28 reporting and payment method shall be at the discretion of the
29 department.

30 7. *Effect of election by partnership or tiered partner and*
31 *payment of amount due.*

32 a. The election made under subsection 5 is irrevocable,
33 unless in the discretion of the director, the director
34 determines otherwise.

35 b. The amount determined in subsection 5, when properly

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1 reported and paid by the audited partnership or tiered partner,
2 shall be treated as paid on behalf of the partners of such
3 audited partnership or tiered partner on the same final federal
4 partnership adjustments, provided, however, that no partner may
5 take any deduction or credit for the amount, claim a refund of
6 the amount, or include the amount on such partner's Iowa return
7 in any manner.

8 c. In the event another state offers to an audited
9 partnership or tiered partner a similar election to pay state
10 tax resulting from final federal partnership adjustments,
11 nothing in this subsection shall prohibit a resident who holds
12 an interest directly in that audited partnership or tiered
13 partner, as the case may be, from claiming a credit for taxes
14 paid by the resident to another state under section 422.8,
15 subsection 1, for any amounts paid by the audited partnership
16 or tiered partner on such resident partner's behalf to another
17 state, provided such payment otherwise meets the requirements
18 of section 422.8, subsection 1.

19 d. Nothing in this section shall prohibit the department
20 from assessing direct partners and indirect partners for taxes
21 they owe in the event that an audited partnership or tiered
22 partner fails to timely make any report or payment required by
23 this section for any reason.

24 8. *Assessments of additional Iowa income tax, interest, and*

25 *penalties, and claims for refund, arising from final federal*
26 *partnership adjustments.*

27 a. The department shall assess additional Iowa income
28 tax, interest, and penalties arising from final federal
29 partnership adjustments in the same manner as provided in
30 this title unless a different treatment is provided by this
31 subsection. Since final federal partnership adjustments are
32 determined at the audited partnership level, any assessment
33 issued to partners shall not be appealable by the partner.
34 The department may assess any taxes, including on-behalf-of
35 amounts, interest, and penalties arising from the final federal

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1 partnership adjustments if it issues a notice of assessment to
2 the audited partnership, tiered partner, or other direct or
3 indirect partner on or before the expiration of the applicable
4 limitations period specified in section 422.25.

5 b. In addition to the period for claiming a refund or credit
6 provided in section 422.73, subsection 1, paragraph “a”, and
7 notwithstanding section 422.73, subsection 1, paragraph “b”,
8 a partnership, tiered partner, or other direct or indirect
9 partner, as the case may be, may file a claim for refund of
10 Iowa income tax arising directly or indirectly from a final
11 federal partnership adjustment arising from a partnership level
12 audit on or before the date which is one year from the date the
13 federal adjustments report for that final federal partnership
14 adjustment was required to be filed by such person under this
15 section.

16 9. *Rules.* The department may adopt any rules pursuant to
17 chapter 17A to implement this section.

18 Sec. 68. NEW SECTION. **422.25B State partnership**
19 **representative.**

20 1. As used in this section, all words and phrases defined
21 in section 422.25A shall have the same meaning given them by
22 that section.

23 2. The state partnership representative for the reviewed
24 year for a partnership shall be the partnership’s federal
25 partnership representative with respect to an action required
26 or permitted to be taken by a state partnership representative
27 under this chapter for a reviewed year, unless the partnership
28 designates in writing another person as the state partnership
29 representative as provided in subsection 3. The state
30 partnership representative for the reviewed year for a
31 pass-through entity is the person designated in subsection 3.

32 3. The department may establish reasonable qualifications
33 for a person to be a state partnership representative. If
34 a partnership desires to designate a person other than the
35 federal partnership representative, the partnership shall

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1 designate such person in the manner and form prescribed by the
2 department. A pass-through entity shall designate a person as
3 the state partnership representative in the manner and form
4 prescribed by the department. A partnership or pass-through
5 entity shall be allowed to change such designation by notifying
6 the department at the time the change occurs in the manner and
7 form prescribed by the department.

8 4. The department may adopt any rules pursuant to chapter
9 17A to implement this section.

10 Sec. 69. **NEW SECTION. 422.25C Partnership and pass-through**
11 **entity audits and examinations — consistent treatment of**
12 **entity-level items — binding actions — amended returns.**

13 1. As used in this section, all words and phrases defined
14 in section 422.25A shall have the same meaning given them by
15 that section.

16 2. For tax years beginning on or after January 1, 2020, any
17 adjustments to a partnership's or pass-through entity's items
18 of income, gain, loss, expense, or credit, or an adjustment
19 to such items allocated to a partner that holds an interest
20 in a partnership or pass-through entity for the reviewed year
21 by the department as a result of a state partnership audit,
22 shall be determined at the partnership level or pass-through
23 entity level in the same manner as provided by section 6221(a)
24 of the Internal Revenue Code and the regulations thereunder
25 unless a different treatment is specifically provided in this
26 title. The provisions of sections 6222, 6223, and 6227 of the
27 Internal Revenue Code and the regulations thereunder shall also
28 apply to a partnership or pass-through entity and its direct
29 or indirect partners in the same manner as provided in such
30 sections unless a different treatment is specifically provided
31 in this title. For purposes of applying such sections, due
32 account shall be made for differences in federal and Iowa
33 terminology. The adjustment provided by section 6221(a) of
34 the Internal Revenue Code shall be determined as provided in
35 such section but shall be based on Iowa taxable income or

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1 other tax attributes of the partnership as determined pursuant
2 to this chapter for the reviewed year. The department shall
3 issue a notice of adjustment to the partnership or pass-through
4 entity. Such notice shall be treated as an assessment for
5 the purposes of section 422.25, and the notice shall be
6 appealable by the partnership or pass-through entity pursuant
7 to sections 422.28 and 422.29 and shall be issued within the
8 time period provided by section 422.25. Once the adjustments
9 to partnership-related or pass-through entity-related items or
10 reallocations of income, gains, losses, expenses, credits, and
11 other attributes among such partners for the reviewed year are
12 finally determined, the partnership or pass-through entity and

13 any direct partners or indirect partners shall then be subject
14 to the provisions of section 422.25, subsection 1, paragraph
15 “e”, and section 422.25A in the same manner as if the state
16 partnership audit were a federal partnership level audit, and
17 as if the final state partnership audit adjustment were a final
18 federal partnership adjustment. The penalty exceptions in
19 section 421.27, subsection 2, paragraphs “b” and “c”, shall not
20 apply to a state partnership audit.

21 3. The state partnership representative for the reviewed
22 year as determined under section 422.25B shall have the sole
23 authority to act on behalf of the partnership or pass-through
24 entity with respect to an action required or permitted to
25 be taken by a partnership or pass-through entity under this
26 section, including proceedings under section 422.28 or 422.29,
27 and the partnership’s or pass-through entity’s direct partners
28 and indirect partners shall be bound by those actions.

29 4. If the department, the partnership or pass-through
30 entity, and the partnership or pass-through entity owners
31 agree, the provisions of this section may be applied to tax
32 years beginning before January 1, 2020.

33 5. The department may adopt rules pursuant to chapter 17A to
34 implement this section.

35 Sec. 70. Section 422.35, Code 2020, is amended by adding the

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1 following new subsection:

2 NEW SUBSECTION. 26. Any income subtracted from federal
3 taxable income for an adjustment year pursuant to section 6225
4 of the Internal Revenue Code and the regulations thereunder
5 shall be added back in computing net income for state tax
6 purposes for the adjustment year.

7 Sec. 71. Section 422.39, Code 2020, is amended by striking
8 the section and inserting in lieu thereof the following:

9 **422.39 Statutes applicable to corporations and corporation**
10 **tax.**

11 All the provisions of sections 422.24 through 422.27
12 of division II, respecting payment, collection, reporting,
13 examination, and assessment, shall apply in respect to a
14 corporation subject to the provisions of this division and to
15 the tax due and payable by a corporation taxable under this
16 division. This includes but is not limited to a corporation
17 that is a pass-through entity as defined in section 422.25A.

18 Sec. 72. Section 422.73, Code 2020, is amended by adding the
19 following new subsection:

20 NEW SUBSECTION. 01. For purposes of this section, “*federal*
21 *adjustment*”, “*final determination date*”, and “*final federal*
22 *adjustment*” all mean the same as defined in section 422.25.

23 Sec. 73. Section 422.73, subsections 1 and 3, Code 2020, are
24 amended to read as follows:

25 1. a. If it appears that an amount of tax, penalty, or
26 interest has been paid which was not due under division II,

27 III or V of this chapter, then that amount shall be credited
28 against any tax due on the books of the department by the
29 person who made the excessive payment, or that amount shall be
30 refunded to the person or with the person's approval, credited
31 to tax to become due. A claim for refund or credit that has
32 not been filed with the department within three years after
33 the return upon which a refund or credit claimed became due,
34 or within one year after the payment of the tax upon which a
35 refund or credit is claimed was made, whichever time is the

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1 later, shall not be allowed by the director. If, as a result of
2 a carryback of a net operating loss or a net capital loss, the
3 amount of tax in a prior period is reduced and an overpayment
4 results, the claim for refund or credit of the overpayment
5 shall be filed with the department within the three years after
6 the return for the taxable year of the net operating loss or
7 net capital loss became due.
8 b. Notwithstanding the period of limitation specified in
9 paragraph "a", the taxpayer shall have ~~six months~~ one year from
10 ~~the day of final disposition~~ final determination date of any
11 ~~income tax matter between the taxpayer and the internal revenue~~
12 ~~service~~ final federal adjustment arising from an internal
13 revenue service audit or other similar action by the internal
14 revenue service with respect to the particular tax year to
15 claim an income tax refund or credit arising from that final
16 federal adjustment.

17 3. The department shall enter into an agreement with the
18 internal revenue service for the transmission of federal income
19 tax reports on individuals required to file an Iowa income tax
20 return who have been involved in an income tax matter with the
21 internal revenue service. After ~~final disposition~~ the final
22 determination date of the income tax matter that involves a
23 final federal adjustment between the taxpayer and the internal
24 revenue service, the department shall determine whether the
25 individual is due a state income tax refund as a result of that
26 ~~final disposition of federal adjustment from~~ such income tax
27 matter. If the individual is due a state income tax refund,
28 the department shall notify the individual within thirty days
29 and request the individual to file a claim for refund or credit
30 with the department.

31 Sec. 74. APPLICABILITY. This division of this Act applies
32 to federal adjustments and federal partnership adjustments that
33 have a final determination date after the effective date of
34 this division of this Act.

35 DIVISION VII

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1 SETOFF PROCEDURES — RULEMAKING — EFFECTIVE DATE
2 Sec. 75. RULES. The following applies to 2020 Iowa Acts,

3 Senate file 2328 or House File 2565, if enacted:

4 The department of revenue shall adopt rules governing
5 setoffs that occur during the transition from the department of
6 administrative services to the department of revenue.

7 Sec. 76. 2020 Iowa Acts, Senate File 2328, if enacted, is
8 amended by adding the following new section:

9 NEW SECTION. Sec. 28. EFFECTIVE DATE. This Act takes
10 effect on the later of January 1, 2021, or the effective date
11 of the rules adopted by the department of revenue pursuant
12 to chapter 17A implementing this Act other than transitional
13 rules.

14 Sec. 77. 2020 Iowa Acts, House File 2565, section 28, if
15 enacted, is amended to read as follows:

16 SEC. 28. EFFECTIVE DATE. This Act takes effect on the
17 later of January 1, 2021, or the effective date of the rules
18 adopted by the department of revenue pursuant to chapter 17A
19 implementing this Act other than transitional rules.

20 Sec. 78. EFFECTIVE DATE. This division of this Act, being
21 deemed of immediate importance, takes effect upon enactment.

22 Sec. 79. RETROACTIVE APPLICABILITY. This division of this
23 Act applies retroactively to the effective date of 2020 Iowa
24 Acts, Senate File 2328 or House File 2565, if enacted.

25 **DIVISION VIII**
26 **BUSINESS INTEREST EXPENSE DEDUCTION AND GLOBAL INTANGIBLE**
27 **LOW-TAXED INCOME**

28 Sec. 80. Section 422.7, Code 2020, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 59. a. Section 163(j) of the Internal
31 Revenue Code does not apply in computing net income for state
32 tax purposes. If the taxpayer's federal adjusted gross income
33 for the tax year was increased or decreased by reason of the
34 application of section 163(j) of the Internal Revenue Code,
35 the taxpayer shall recompute net income for state tax purposes

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1 under rules prescribed by the director.

2 b. Paragraph "a" shall not apply during any tax year
3 in which the additional first-year depreciation allowance
4 authorized in section 168(k) of the Internal Revenue Code
5 applies in computing net income for state tax purposes.
6 c. For any tax year in which paragraph "a" does not apply,
7 a taxpayer shall not be permitted to deduct any amount of
8 interest expense paid or accrued in a previous taxable year
9 that is allowed as a deduction in the current taxable year by
10 reason of the carryforward of disallowed business interest
11 provisions of section 163(j)(2) of the Internal Revenue Code,
12 if either of the following apply:

13 (1) The interest expense was originally paid or accrued
14 during a tax year in which paragraph "a" applied.

15 (2) The interest expense was originally paid or accrued
16 during a tax year in which the taxpayer was not required to

17 file an Iowa return.

18 Sec. 81. Section 422.35, Code 2020, is amended by adding the
19 following new subsections:

20 NEW SUBSECTION. 26. *a.* Section 163(j) of the Internal
21 Revenue Code does not apply in computing net income for state
22 tax purposes. If the taxpayer's federal taxable income for
23 the tax year was increased or decreased by reason of the
24 application of section 163(j) of the Internal Revenue Code,
25 the taxpayer shall recompute net income for state tax purposes
26 under rules prescribed by the director.

27 *b.* Paragraph "*a*" shall not apply during any tax year
28 in which the additional first-year depreciation allowance
29 authorized in section 168(k) of the Internal Revenue Code
30 applies in computing net income for state tax purposes.

31 *c.* For any tax year in which paragraph "*a*" does not apply,
32 a taxpayer shall not be permitted to deduct any amount of
33 interest expense paid or accrued in a previous taxable year
34 that is allowed as a deduction in the current taxable year by
35 reason of the carryforward of disallowed business interest

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1 provisions of section 163(j)(2) of the Internal Revenue Code,
2 if either of the following apply:

3 (1) The interest expense was originally paid or accrued
4 during a tax year in which paragraph "*a*" applied.

5 (2) The interest expense was originally paid or accrued
6 during a tax year in which the taxpayer was not required to
7 file an Iowa return.

8 NEW SUBSECTION. 27. Subtract, to the extent included,
9 global intangible low-taxed income under section 951A of the
10 Internal Revenue Code.

11 Sec. 82. RESCISSION OF ADMINISTRATIVE RULES.

12 1. Contingent upon the enactment of the section of this
13 Act amending section 422.35, subsection 27, the following Iowa
14 administrative rules are rescinded:

15 *a.* 701 Iowa administrative code, rule 54.2, subrule 3,
16 paragraph "i".

17 *b.* 701 Iowa administrative code, rule 59.28, subrule 2,
18 paragraph "p".

19 2. As soon as practicable, the Iowa administrative code
20 editor shall remove the language of the Iowa administrative
21 rules referenced in subsection 1 of this section from the Iowa
22 administrative code.

23 Sec. 83. EFFECTIVE DATE. This Act, being deemed of
24 immediate importance, takes effect upon enactment.

25 Sec. 84. RETROACTIVE APPLICABILITY. The following applies
26 retroactively to January 1, 2019, for tax years beginning on
27 or after that date:

28 The portion of the section of this division of this Act
29 enacting section 422.35, subsection 27.

30 Sec. 85. RETROACTIVE APPLICABILITY. The following apply

31 retroactively to January 1, 2020 for tax years beginning on or
 32 after that date:
 33 1. The section of this division of this Act enacting section
 34 422.7, subsection 59.
 35 2. The portion of the section of this division of this Act

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1 enacting section 422.35, subsection 26.
 2 DIVISION IX
 3 IOWA REINVESTMENT ACT
 4 Sec. 86. Section 15J.2, subsections 4, 7, 8, and 9, Code
 5 2020, are amended to read as follows:
 6 4. “District” means the area ~~within a municipality~~ that is
 7 designated a reinvestment district pursuant to section 15J.4.
 8 7. “Municipality” means ~~a county or an incorporated city.~~
 9 any of the following:
 10 a. A county.
 11 b. An incorporated city.
 12 c. A joint board or other legal entity established or
 13 designated in an agreement between two or more contiguous
 14 municipalities identified in paragraph “a” or “b” pursuant to
 15 chapter 28E.
 16 8. a. “New lessor” means a lessor, as defined in section
 17 423A.2, operating a business in the district that was not in
 18 operation in the area of the district before the effective
 19 date of the ordinance or resolution establishing the district,
 20 regardless of ownership.
 21 b. “New lessor” also includes any lessor, defined in section
 22 423A.2, operating a business in the district if the place of
 23 business for that business is the subject of a project that was
 24 approved by the board.
 25 9. a. “New retail establishment” means a business operated
 26 in the district by a retailer, as defined in section 423.1,
 27 that was not in operation in the area of the district before
 28 the effective date of the ordinance or resolution establishing
 29 the district, regardless of ownership.
 30 b. “New retail establishment” also includes any business
 31 operated in the district by a retailer, as defined in section
 32 423.1, if the place of business for that retail establishment
 33 is the subject of a project that was approved by the board.
 34 Sec. 87. Section 15J.4, subsection 1, unnumbered paragraph
 35 1, Code 2020, is amended to read as follows:

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1 A municipality that has an area suitable for development
 2 within the boundaries of the municipality or within the
 3 combined boundaries of a municipality under section 15J.2,
 4 subsection 7, paragraph “c”, is eligible to seek approval from
 5 the board to establish a reinvestment district under this
 6 section consisting of the area suitable for development. To

7 be designated a reinvestment district, an area shall meet the
8 following requirements:

9 Sec. 88. Section 15J.4, subsection 1, paragraphs c and d,
10 Code 2020, are amended to read as follows:

11 c. ~~The~~ For districts approved before July 1, 2018, the area
12 consists of contiguous parcels and does not exceed twenty-five
13 acres in total. For districts approved on or after July 1,
14 2020, the area consists of contiguous parcels and does not
15 exceed seventy-five acres in total.

16 d. For a municipality that is a city or for a city that
17 is party to an agreement under section 15J.2, subsection 7,
18 paragraph "c", the area does not include the entire incorporated
19 area of the city.

20 Sec. 89. Section 15J.4, subsection 3, paragraph a, Code
21 2020, is amended to read as follows:

22 a. The municipality shall submit a copy of the resolution,
23 the proposed district plan, and all accompanying materials
24 adopted pursuant to this section to the board for evaluation.
25 The board shall not approve a proposed district plan on or
26 after July 1, ~~2018~~ 2025.

27 Sec. 90. Section 15J.4, subsection 3, paragraph b,
28 subparagraph (6), Code 2020, is amended to read as follows:

29 (6) The amount of proposed capital investment within the
30 proposed district related to retail businesses in the proposed
31 district does not exceed fifty percent of the total capital
32 investment for all proposed projects in the proposed district
33 plan. For the purposes of this subparagraph, "retail business"
34 means any business engaged in the business of selling tangible
35 personal property or taxable services at retail in this state

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1 that is obligated to collect state sales or use tax under
2 chapter 423. However, for the purposes of this subparagraph,
3 "retail business" does not include a new lessor or a business
4 engaged in an activity subject to tax under section 423.2,
5 subsection 3.

6 Sec. 91. Section 15J.4, subsection 3, paragraph f, Code
7 2020, is amended to read as follows:

8 f. (1) The total aggregate amount of state sales tax
9 revenues and state hotel and motel tax revenues that may be
10 approved by the board for remittance to all municipalities and
11 that may be transferred to the state reinvestment district
12 fund under section 423.2A or 423A.6, and remitted to all
13 municipalities having a reinvestment district under this
14 chapter for districts approved by the board before July 1,
15 2018, shall not exceed one hundred million dollars.

16 (2) The total aggregate amount of state sales tax revenues
17 and state hotel and motel tax revenues that may be approved by
18 the board for remittance to all municipalities and that may
19 be transferred to the state reinvestment district fund under
20 section 423.2A or 423A.6, and remitted to all municipalities

21 having a reinvestment district under this chapter for districts
22 approved on or after July 1, 2020, but before July 1, 2025,
23 shall not exceed one hundred million dollars.
24 Sec. 92. Section 15J.4, subsections 4 and 5, Code 2020, are
25 amended to read as follows:
26 4. a. Upon receiving the approval of the board, the
27 municipality ~~may~~ shall adopt an ordinance, or in the case of
28 a municipality under section 15J.2, subsection 7, paragraph
29 “c”, a resolution, establishing the district and shall notify
30 the director of revenue of the district’s commencement date
31 established by the board and the information required under
32 paragraph “b” no later than thirty days after adoption of the
33 ordinance or resolution.
34 b. For each district approved by the board on or after July
35 1, 2020, the municipality shall include in the notification

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1 under paragraph “a” and in the statement required under
2 paragraph “c” all of the following:
3 (1) For each new retail establishment under section 15J.2,
4 subsection 9, paragraph “b”, that was in operation before
5 the establishment of the district, the monthly amount of
6 sales subject to the state sales tax from the most recently
7 available twelve-month period preceding the establishment of
8 the district.
9 (2) For each new lessor under section 15J.2, subsection 8,
10 paragraph “b”, that was in operation before the establishment
11 of the district, the monthly amount of sales subject to the
12 state hotel and motel tax from the most recently available
13 twelve-month period preceding the establishment of the
14 district.
15 c. The ordinance or resolution adopted by the municipality
16 shall include the district’s commencement date and a detailed
17 statement of the manner in which the approved projects to be
18 undertaken in the district will be financed, including but not
19 limited to the financial information included in the project
20 plan under subsection 2, paragraph “d”.
21 d. Following establishment of the district, a municipality
22 may use the moneys deposited in the municipality’s reinvestment
23 project fund created pursuant to section 15J.7 to fund the
24 development of those projects included within the district
25 plan.
26 5. A municipality may amend the district plan to add
27 or modify projects. However, a proposed modification to a
28 project and each project proposed to be added shall first be
29 approved by the board in the same manner as provided for the
30 original plan. In no case, however, shall an amendment to the
31 district plan result in the extension of the commencement date
32 established by the board. If a district plan is amended to
33 add or modify a project, the municipality shall, if necessary,
34 amend the ordinance or resolution, as applicable, if necessary,

35 to reflect any changes to the financial information required to

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1 be included under subsection 4.

2 Sec. 93. Section 15J.5, subsection 1, paragraph b, Code
3 2020, is amended to read as follows:

4 b. (1) The For districts established before July 1,

5 2020, the amount of new state sales tax revenue for purposes
6 of paragraph “a” shall be the product of the amount of sales
7 subject to the state sales tax in the district during the
8 quarter from new retail establishments times four percent.

9 (2) For districts established on or after July 1, 2020, the
10 amount of new state sales tax revenue for purposes of paragraph
11 “a” shall be the product of four percent times the remainder of
12 amount of sales subject to the state sales tax in the district
13 during the quarter from new retail establishments minus the sum
14 of the sales from the corresponding quarter of the twelve-month
15 period determined under section 15J.4, subsection 4, paragraph
16 “b”, subparagraph (1), for new retail establishments identified
17 under section 15J.4, subsection 4, paragraph “b”, subparagraph
18 (1), that were in operation at the end of the quarter.

19 Sec. 94. Section 15J.5, subsection 2, paragraph b, Code
20 2020, is amended to read as follows:

21 b. (1) The For districts established before July 1,

22 2020, the amount of new state hotel and motel tax revenue for
23 purposes of paragraph “a” shall be the product of the amount of
24 sales subject to the state hotel and motel tax in the district
25 during the quarter from new lessors times the state hotel and
26 motel tax rate imposed under section 423A.3.

27 (2) For districts established on or after July 1, 2020, the
28 amount of new state hotel and motel tax revenue for purposes of
29 paragraph “a” shall be the product of the state hotel and motel
30 tax rate imposed under section 423A.3 times the remainder of
31 amount of sales subject to the state hotel and motel tax in the
32 district during the quarter from new lessors minus the sum of
33 the sales from the corresponding quarter of the twelve month
34 period determined under section 15J.4, subsection 4, paragraph
35 “b”, subparagraph (2), for new lessors identified under section

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1 15J.4, subsection 4, paragraph “b”, subparagraph (2), that were
2 in operation at the end of the quarter.

3 Sec. 95. Section 15J.7, subsection 4, paragraph b, Code
4 2020, is amended to read as follows:

5 b. For the purposes of this subsection, “relocation”

6 means the closure or substantial reduction of an enterprise’s
7 existing operations in one area of the state and the initiation
8 of substantially the same operation in the same county or a
9 contiguous county in the state. However, if the initiation
10 of operations includes an expanded scope or nature of the

11 enterprise's existing operations, the new operation shall
12 not be considered to be substantially the same operation.
13 "*Relocation*" does not include an enterprise expanding its
14 operations in another area of the state provided that existing
15 operations of a similar nature are not closed or substantially
16 reduced.

17 Sec. 96. Section 15J.7, subsection 6, Code 2020, is amended
18 to read as follows:

19 6. Upon dissolution of a district pursuant to section 15J.8,
20 moneys remaining in the reinvestment project fund that were
21 deposited pursuant to subsection 2 and all interest remaining
22 in the fund that was earned on such amounts shall be deposited
23 in the general fund of the municipality or, for a municipality
24 under section 15J.2, subsection 7, paragraph "c", the governing
25 body shall allocate such amounts to the participating cities
26 and counties for deposit in each city or county general fund
27 according to the chapter 28E agreement.

28 Sec. 97. Section 15J.8, Code 2020, is amended to read as
29 follows:

30 **15J.8 End of deposits — district dissolution.**

31 1. As of the date twenty years after the district's
32 commencement date, the department shall cease to deposit state
33 sales tax revenues and state hotel and motel tax revenues into
34 the district's account within the fund, unless the municipality
35 dissolves the district by ordinance or resolution prior to that

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1 date. Following the expiration of the twenty-year period, the
2 district shall be dissolved by ordinance or resolution of the
3 municipality adopted within twelve months of the conclusion of
4 the twenty-year period.

5 2. If the municipality dissolves the district by ordinance
6 or resolution prior to the expiration of the twenty-year
7 period specified in subsection 1, the municipality shall
8 notify the director of revenue of the dissolution as soon as
9 practicable after adoption of the ordinance or resolution, and
10 the department shall, as of the effective date of dissolution,
11 cease to deposit state sales tax revenues and state hotel and
12 motel tax revenues into the district's account within the fund.

13 3. Upon request of the municipality prior to the dissolution
14 of the district, and following a determination by the board
15 that the amounts of new state sales tax revenue and new state
16 hotel and motel tax revenue deposited in the municipality's
17 reinvestment project fund under section 15J.7 are substantially
18 lower than the amounts established by the board under section
19 15J.4, subsection 3, paragraph "e" the board may extend
20 the district's twenty-year period of time for depositing and
21 receiving revenues under this chapter by up to five additional
22 years if such an extension is in the best interest of the
23 public.

24

COMPUTER PERIPHERALS

25
26 Sec. 98. Section 423.1, Code 2020, is amended by adding the
27 following new subsection:
28 NEW SUBSECTION. 10A. “*Computer peripheral*” means an
29 ancillary device connected to the computer digitally, by
30 cable, or by other medium, used to put information into or get
31 information out of a computer.
32 Sec. 99. Section 423.3, subsection 47, Code 2020, is amended
33 to read as follows:
34 47. a. The sales price from the sale or rental of
35 computers, computer peripherals, machinery, equipment,

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1 replacement parts, supplies, and materials used to construct
2 or self-construct computers, computer peripherals, machinery,
3 equipment, replacement parts, and supplies, if such items are
4 any of the following:
5 (1) Directly and primarily used in processing by a
6 manufacturer.
7 (2) Directly and primarily used to maintain the integrity
8 of the product or to maintain unique environmental conditions
9 required for either the product or the computers, computer
10 peripherals, machinery, and equipment used in processing by a
11 manufacturer, including test equipment used to control quality
12 and specifications of the product.
13 (3) Directly and primarily used in research and development
14 of new products or processes of processing.
15 (4) Computers and computer peripherals used in processing
16 or storage of data or information by an insurance company,
17 financial institution, or commercial enterprise.
18 (5) Directly and primarily used in recycling or
19 reprocessing of waste products.
20 (6) Pollution-control equipment used by a manufacturer,
21 including but not limited to that required or certified by an
22 agency of this state or of the United States government.
23 b. The sales price from the sale of fuel used in creating
24 heat, power, steam, or for generating electrical current, or
25 from the sale of electricity, consumed by computers, computer
26 peripherals, machinery, or equipment used in an exempt manner
27 described in paragraph “a”, subparagraph (1), (2), (3), (5), or
28 (6).
29 c. The sales price from the sale or rental of the following
30 shall not be exempt from the tax imposed by this subchapter:
31 (1) Hand tools.
32 (2) Point-of-sale equipment, ~~and~~ computers, and computer
33 peripherals.
34 (3) The following within the scope of section 427A.1,
35 subsection 1, paragraphs “h” and “i”:

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- 1 (a) Computers.
- 2 (b) Computer peripherals.
- 3 ~~(b)~~ (c) Machinery.
- 4 ~~(c)~~ (d) Equipment, including pollution control equipment.
- 5 ~~(d)~~ (e) Replacement parts.
- 6 ~~(e)~~ (f) Supplies.
- 7 ~~(f)~~ (g) Materials used to construct or self-construct the
- 8 following:
- 9 (i) Computers.
- 10 (ii) Computer peripherals.
- 11 ~~(ii)~~ (iii) Machinery.
- 12 ~~(iii)~~ (iv) Equipment, including pollution control
- 13 equipment.
- 14 ~~(iv)~~ (v) Replacement parts.
- 15 ~~(v)~~ (vi) Supplies.
- 16 (4) Vehicles subject to registration, except vehicles
- 17 subject to registration which are directly and primarily used
- 18 in recycling or reprocessing of waste products.
- 19 d. As used in this subsection:
- 20 (1) "*Commercial enterprise*" means businesses and
- 21 manufacturers conducted for profit, for-profit and nonprofit
- 22 insurance companies, and for-profit and nonprofit financial
- 23 institutions, but excludes other nonprofits and professions and
- 24 occupations.
- 25 (2) "*Financial institution*" means as defined in section
- 26 527.2.
- 27 (3) "*Insurance company*" means an insurer organized or
- 28 operating under chapter 508, 514, 515, 518, 518A, 519, or
- 29 520, or authorized to do business in Iowa as an insurer or an
- 30 insurance producer under chapter 522B.
- 31 (4) (a) "*Manufacturer*" means a business that primarily
- 32 purchases, receives, or holds personal property of any
- 33 description for the purpose of adding to its value by a process
- 34 of manufacturing with a view to selling the property for gain
- 35 or profit.

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- 1 (b) "*Manufacturer*" includes contract manufacturers. A
- 2 contract manufacturer is a manufacturer that otherwise falls
- 3 within the definition of manufacturer, except that a contract
- 4 manufacturer does not sell the tangible personal property
- 5 the contract manufacturer processes on behalf of other
- 6 manufacturers.
- 7 (c) "*Manufacturer*" does not include persons who are not
- 8 commonly understood as manufacturers, including but not
- 9 limited to persons primarily engaged in any of the following
- 10 activities:
- 11 (i) Construction contracting.
- 12 (ii) Repairing tangible personal property or real property.

- 13 (iii) Providing health care.
- 14 (iv) Farming, including cultivating agricultural products
- 15 and raising livestock.
- 16 (v) Transporting for hire.
- 17 (d) For purposes of this subparagraph:
- 18 (i) “*Business*” means those businesses conducted for
- 19 profit, but excludes professions and occupations and nonprofit
- 20 organizations.
- 21 (ii) “*Manufacturing*” means those activities commonly
- 22 understood within the ordinary meaning of the term, and shall
- 23 include:
- 24 (A) Refining.
- 25 (B) Purifying.
- 26 (C) Combining of different materials.
- 27 (D) Packing of meats.
- 28 (E) Activities subsequent to the extractive process of
- 29 quarrying or mining, such as crushing, washing, sizing, or
- 30 blending of aggregate materials.
- 31 (iii) “*Manufacturing*” does not include activities occurring
- 32 on premises primarily used to make retail sales.
- 33 (5) “*Processing*” means a series of operations in which
- 34 materials are manufactured, refined, purified, created,
- 35 combined, or transformed by a manufacturer, ultimately

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- 1 into tangible personal property. Processing encompasses
- 2 all activities commencing with the receipt or producing of
- 3 raw materials by the manufacturer and ending at the point
- 4 products are delivered for shipment or transferred from the
- 5 manufacturer. Processing includes but is not limited to
- 6 refinement or purification of materials; treatment of materials
- 7 to change their form, context, or condition; maintenance
- 8 of the quality or integrity of materials, components, or
- 9 products; maintenance of environmental conditions necessary for
- 10 materials, components, or products; quality control activities;
- 11 and construction of packaging and shipping devices, placement
- 12 into shipping containers or any type of shipping devices or
- 13 medium, and the movement of materials, components, or products
- 14 until shipment from the processor.
- 15 (6) “*Receipt or producing of raw materials*” means activities
- 16 performed upon tangible personal property only. With respect
- 17 to raw materials produced from or upon real estate, the receipt
- 18 or producing of raw materials is deemed to occur immediately
- 19 following the severance of the raw materials from the real
- 20 estate.
- 21 (7) “*Replacement part*” means tangible personal property
- 22 other than computers, computer peripherals, machinery,
- 23 equipment, or supplies, regardless of the cost or useful life
- 24 of the tangible personal property, that meets all of the
- 25 following conditions:
- 26 (a) The tangible personal property replaces a component of

27 a computer, computer peripheral, machinery, or equipment, which
28 component is capable of being separated from the computer,
29 computer peripheral, machinery, or equipment.
30 (b) The tangible personal property performs the same or
31 similar function as the component it replaced.
32 (c) The tangible personal property restores the computer,
33 computer peripheral, machinery, or equipment to an operational
34 condition, or upgrades or improves the efficiency of the
35 computer, computer peripheral, machinery, or equipment.

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1 (8) “*Supplies*” means tangible personal property, other
2 than computers, computer peripherals, machinery, equipment, or
3 replacement parts, that meets one of the following conditions:
4 (a) The tangible personal property is to be connected to
5 a computer, computer peripheral, machinery, or equipment and
6 requires regular replacement because the property is consumed
7 or deteriorates during use, including but not limited to saw
8 blades, drill bits, filters, and other similar items with a
9 short useful life.
10 (b) The tangible personal property is used in conjunction
11 with a computer, computer peripheral, machinery, or equipment
12 and is specially designed for use in manufacturing specific
13 products and may be used interchangeably and intermittently on
14 a particular computer, computer peripheral, machine, or piece
15 of equipment, including but not limited to jigs, dies, tools,
16 and other similar items.
17 (c) The tangible personal property comes into physical
18 contact with other tangible personal property used in
19 processing and is used to assist with or maintain conditions
20 necessary for processing, including but not limited to cutting
21 fluids, oils, coolants, lubricants, and other similar items
22 with a short useful life.
23 (d) The tangible personal property is directly and
24 primarily used in an activity described in paragraph “a”,
25 subparagraphs (1) through (6), including but not limited to
26 prototype materials and testing materials.
27 Sec. 100. RESCISSION OF ADMINISTRATIVE RULES.
28 1. The following Iowa administrative rules are rescinded as
29 of July 1, 2020:
30 a. 701 Iowa administrative code, rule 18.34, subrule 1,
31 paragraph “b”, subparagraph (1).
32 b. 701 Iowa administrative code, rule 18.45, subrule 1,
33 definition of “computer”.
34 c. 701 Iowa administrative code, rule 18.58, subrule 1,
35 definition of “computer”.

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1 d. 701 Iowa administrative code, rule 230.14, subrule 2,
2 paragraph “a”.

2. As soon as practicable after July 1, 2020, the Iowa administrative code editor shall remove the language of the Iowa administrative rules referenced in subsection 1 of this section from the Iowa administrative code.

DIVISION XI

SCHOOL TUITION ORGANIZATION TAX CREDIT — CORPORATIONS

Sec. 101. Section 422.33, subsection 28, Code 2020, is amended to read as follows:

28. The taxes imposed under this division shall be reduced by a school tuition organization tax credit allowed under section 422.11S. ~~The maximum amount of tax credits that may be approved under this subsection for a tax year equals twenty five percent of the school tuition organization's tax credits that may be approved pursuant to section 422.11S, subsection 8, for a tax year.~~

DIVISION XII

BROADBAND INFRASTRUCTURE TAXATION

Sec. 102. Section 422.7, Code 2020, is amended by adding the following new subsection:

NEW SUBSECTION. 18. *a.* Subtract, to the extent included, the amount of a federal, state, or local grant provided to a communications service provider, if the grant is used to install broadband infrastructure that facilitates broadband service in targeted service areas at or above the download and upload speeds.

b. As used in this subsection, “broadband infrastructure”, “communications service provider”, and “targeted service area” mean the same as defined in section 8B.1, respectively.

Sec. 103. Section 422.35, Code 2020, is amended by adding the following new subsection:

NEW SUBSECTION. 26. *a.* Subtract, to the extent included, the amount of a federal, state, or local grant provided to a communications service provider, if the grant is used to

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install broadband infrastructure that facilitates broadband service in targeted service areas at or above the download and upload speeds.

b. As used in this subsection, “broadband infrastructure”, “communications service provider”, and “targeted service area” mean the same as defined in section 8B.1, respectively.

Sec. 104. REFUNDS. Refunds of taxes, interest, or penalties that arise from claims resulting from the enactment of this division of this Act, in the tax year beginning January 1, 2019, but before January 1, 2020, shall not be allowed unless refund claims are filed prior to October 1, 2020, notwithstanding any other provision of law to the contrary.

Sec. 105. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 106. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2019, and applies to

17 tax years beginning on or after that date.

18 DIVISION XIII

19 LOCAL ASSESSORS

20 Sec. 107. Section 441.6, subsection 2, Code 2020, is amended
21 to read as follows:

22 2. Upon receipt of the report of the examining board, the
23 chairperson of the conference board shall by written notice
24 call a meeting of the conference board to appoint an assessor.
25 The meeting shall be held not later than seven days after the
26 receipt of the report of the examining board by the conference
27 board. At the meeting, the conference board shall appoint an
28 assessor from the register of eligible candidates. However,
29 if a special examination has not been conducted previously for
30 the same vacancy, the conference board may request the director
31 of revenue to hold a special examination pursuant to section
32 441.7. The chairperson of the conference board shall give
33 written notice to the director of revenue of the appointment
34 ~~and its effective date~~ within ten days of the decision of the
35 board.

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1 Sec. 108. Section 441.6, Code 2020, is amended by adding the
2 following new subsection:
3 **NEW SUBSECTION.** 3. The appointee selected by the conference
4 board under subsection 2 shall not assume the office of city
5 or county assessor until such appointment is confirmed by
6 the director of revenue. If the director of revenue rejects
7 the appointment, the examining board shall conduct a new
8 examination and submit a new report to the conference board
9 under subsection 1. The director of revenue shall adopt rules
10 pursuant to chapter 17A to implement and administer this
11 subsection.

12 Sec. 109. Section 441.17, subsection 2, Code 2020, is
13 amended to read as follows:

14 2. Cause to be assessed, in accordance with section 441.21,
15 all the property in the assessor's county or city, except
16 property exempt from taxation, or the assessment of which is
17 otherwise provided for by law. However, an assessor or deputy
18 assessor shall not personally assess a property if the person
19 or a member of the person's immediate family owns the property,
20 has a financial interest in the property, or has a financial
21 interest in the entity that owns the property. The director of
22 revenue shall adopt rules pursuant to chapter 17A to implement
23 and administer this subsection.

24 Sec. 110. Section 441.41, Code 2020, is amended to read as
25 follows:

26 **441.41 Legal counsel.**

27 In the case of cities having an assessor, the city legal
28 department shall represent the assessor and board of review
29 in all litigation dealing with assessments. In the case of
30 counties, the county attorney shall represent the assessor and

31 board of review in all litigation dealing with assessments.
32 Any taxing district interested in the taxes received from such
33 assessments may be represented by an attorney and shall be
34 required to appear by attorney upon written request of the
35 assessor to the presiding officer of any such taxing district.

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1 ~~The~~ Subject to review and prior approval by either the city
2 legal department in the case of a city or the county attorney
3 in the case of a county, the conference board may employ
4 special counsel to assist the city legal department or county
5 attorney as the case may be.

6 DIVISION XIV

7 PAYCHECK PROTECTION PROGRAM (PPP)

8 Sec. 111. IOWA NET INCOME EXCLUSION FOR FEDERAL PAYCHECK
9 PROTECTION PROGRAM LOAN FORGIVENESS FOR CERTAIN FISCAL-YEAR
10 FILERS IN TAX YEAR 2019. Notwithstanding any other provision
11 of law to the contrary, for any tax year beginning on or after
12 January 1, 2019, and ending after March 27, 2020, Pub. L. No.
13 116-136, §1106(i), applies in computing net income for state
14 tax purposes under section 422.7 or 422.35.

15 Sec. 112. EFFECTIVE DATE. This division of this Act, being
16 deemed of immediate importance, takes effect upon enactment.

17 DIVISION XV

18 FOOD BANKS — SALES TAX EXEMPTION

19 Sec. 113. Section 423.3, Code 2020, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 107. The sales price from the sale or
22 rental of tangible personal property or specified digital
23 products, or services furnished, to a nonprofit food bank,
24 which tangible personal property, specified digital products,
25 or services are to be used by the nonprofit food bank for a
26 charitable purpose. For purposes of this subsection, “*nonprofit*
27 *food bank*” means an organization organized under chapter 504
28 and qualifying under section 501(c)(3) of the Internal Revenue
29 Code as an organization exempt from federal income tax under
30 section 501(a) of the Internal Revenue Code that maintains
31 an established operation involving the provision of food or
32 edible commodities or the products thereof on a regular basis
33 to persons in need or to food pantries, soup kitchens, hunger
34 relief centers, or other food or feeding centers that, as an
35 integral part of their normal activities, provide meals or food

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1 on a regular basis to persons in need.

2 DIVISION XVI

3 PRO RATA SHARE OF ENTITY-LEVEL INCOME TAX PAID BY SHAREHOLDERS 4 OR BENEFICIARIES

5 Sec. 114. Section 422.8, subsection 1, Code 2020, is amended
6 to read as follows:

7 1. a. The amount of income tax paid to another state or
8 foreign country by a resident taxpayer of this state on income
9 derived from sources outside of Iowa shall be allowed as a
10 credit against the tax computed under this chapter, except that
11 the credit shall not exceed what the amount of the Iowa tax
12 would have been on the same income which was taxed by the other
13 state or foreign country. The limitation on this credit shall
14 be computed according to the following formula: Income earned
15 outside of Iowa and taxed by another state or foreign country
16 shall be divided by the total income of the resident taxpayer
17 of Iowa. This quotient multiplied ~~times by~~ the net Iowa tax as
18 determined on the total income of the taxpayer as if entirely
19 earned in Iowa shall be the maximum tax credit against the Iowa
20 net tax.

21 b. (1) For purposes of paragraph "a", a resident partner
22 of an entity taxed as a partnership for federal tax purposes,
23 a resident shareholder of an S corporation, or a resident
24 beneficiary of an estate or trust shall be deemed to have paid
25 the resident partner's, resident shareholder's, or resident
26 beneficiary's pro rata share of entity-level income tax paid
27 by the partnership, S corporation, estate, or trust to another
28 state or foreign country on income that is also subject to
29 tax under this division, but only if the entity provides the
30 resident partner, resident shareholder, or resident beneficiary
31 a statement that documents the resident partner's, resident
32 shareholder's, or resident beneficiary's share of the income
33 derived in the other state or foreign country, the income tax
34 liability of the entity in that state or foreign country, and
35 the income tax paid by the entity to that state or foreign

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1 country.

2 (2) For purposes of paragraph "a", a resident shareholder of
3 a regulated investment company shall be deemed to have paid the
4 shareholder's pro rata share of entity-level income tax paid by
5 the regulated investment company to another state or foreign
6 country and treated as paid by its shareholders pursuant to
7 section 853 of the Internal Revenue Code, but only if the
8 regulated investment company provides the resident shareholder
9 a statement that documents the resident shareholder's share of
10 the income derived in the other state or foreign country, the
11 income tax liability of the regulated investment company in
12 that state or foreign country, and the income tax paid by the
13 regulated investment company to that state or foreign country.

14 Sec. 115. EFFECTIVE DATE. This division of this Act, being
15 deemed of immediate importance, takes effect upon enactment.

16 Sec. 116. RETROACTIVE APPLICABILITY. This division of this
17 Act applies retroactively to January 1, 2020, for tax years
18 beginning on or after that date.

19 DIVISION XVII

20 IOWA SMALL BUSINESS RELIEF GRANT PROGRAM

21 Sec. 117. Section 422.7, Code 2020, is amended by adding the
22 following new subsection:

23 NEW SUBSECTION. 59. Subtract, to the extent included,
24 the amount of any financial assistance grant provided to an
25 eligible small business by the economic development authority
26 under the Iowa small business relief grant program created
27 during calendar year 2020 to provide financial assistance to
28 eligible small businesses economically impacted by the COVID-19
29 pandemic.

30 Sec. 118. Section 422.35, Code 2020, is amended by adding
31 the following new subsection:

32 NEW SUBSECTION. 26. Subtract, to the extent included,
33 the amount of any financial assistance grant provided to an
34 eligible small business by the economic development authority
35 under the Iowa small business relief grant program created

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1 during calendar year 2020 to provide financial assistance to
2 eligible small businesses economically impacted by the COVID-19
3 pandemic.

4 Sec. 119. EFFECTIVE DATE. This division of this Act, being
5 deemed of immediate importance, takes effect upon enactment.

6 Sec. 120. RETROACTIVE APPLICABILITY. This division of this
7 Act applies retroactively to March 23, 2020, for tax years
8 ending on or after that date.

9 DIVISION XVIII
10 PORT AUTHORITIES

11 Sec. 121. Section 28J.1, subsections 1 and 3, Code 2020, are
12 amended to read as follows:

13 1. *“Authorized purposes”* means an activity that enhances,
14 fosters, aids, provides, or promotes transportation,
15 infrastructure, utility service, flood and erosion control,
16 economic development, housing, recreation, education,
17 governmental operations, culture, or research within the
18 jurisdiction of a port authority.

19 3. *“City”* means the same as defined in section 362.2, and
20 also includes a city enterprise as defined in section 384.24.

21 Sec. 122. Section 28J.1, subsection 6, paragraphs d, f, and
22 g, Code 2020, are amended to read as follows:

23 d. The cost of machinery, furnishings, equipment, financing
24 charges, interest prior to and during construction and for
25 no more than twelve months after completion of construction,
26 engineering, architectural services, technical services,
27 preliminary reports, property valuations, consequential
28 damages or costs, provisions for contingencies, supervision,
29 inspection, testing, and expenses of research and development
30 with respect to a facility.

31 f. The interest upon the revenue bonds, ~~and~~ pledge
32 orders, loan agreements, lease contracts, and certificates of
33 participation in or other participatory interests or evidences
34 of any obligation under a loan agreement or lease contract,

35 during the period or estimated period of construction and

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1 for twelve months thereafter, or for twelve months after the
 2 acquisition date, and upon reserve funds as the port authority
 3 deems advisable in connection with a facility and the issuance
 4 of port authority revenue bonds, ~~and~~ pledge orders, loan
 5 agreements, lease contracts, and certificates of participation
 6 in or other participatory interests or evidences of any
 7 obligation under a loan agreement or lease contract.
 8 g. The costs of issuance of port authority revenue bonds,
 9 ~~and~~ pledge orders, loan agreements, lease contracts, and
 10 certificates of participation in or other participatory
 11 interests or evidences of any obligations under a loan
 12 agreement or lease contract.

13 Sec. 123. Section 28J.1, subsections 7 and 8, Code 2020, are
 14 amended to read as follows:

15 7. "Facility" or "port authority facility" means any
 16 public works project, intermodal freight or transportation
 17 facility, project for which tax-exempt financing is authorized
 18 by the Internal Revenue Code, and real or personal property
 19 or improvements owned, leased, constructed, or otherwise
 20 controlled or financed by or for a port authority ~~and that~~
 21 is related to or in furtherance of one or more authorized
 22 purposes.

23 8. "Governmental agency" means a department, division,
 24 or other unit of state government of this state or any other
 25 state, ~~city, county,~~ any political subdivision, township, or
 26 other governmental subdivision, ~~or any city utility,~~ any other
 27 public corporation, special purpose district, authority, or
 28 agency created under the laws of this state, any other state,
 29 the United States, or any department or agency thereof, or any
 30 agency, commission, or authority established pursuant to an
 31 interstate compact or agreement or combination thereof.

32 Sec. 124. Section 28J.1, Code 2020, is amended by adding the
 33 following new subsection:

34 NEW SUBSECTION. 8A. "Net revenues" means revenues less
 35 operating expenses.

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1 Sec. 125. Section 28J.1, subsections 11, 12, and 14, Code
 2 2020, are amended to read as follows:

3 11. "Political subdivision" means a ~~city, county,~~
 4 ~~city-county consolidation, or multicounty consolidation, or~~
 5 ~~combination thereof~~ municipality as defined in section 16.151.

6 12. "Political subdivisions comprising the port authority"
 7 means ~~the each political subdivisions~~ subdivision which created
 8 or participated in the creation of the port authority under
 9 section 28J.2, or which joined an existing port authority under
 10 section 28J.4.

11 14. “Port authority revenue bonds” or “revenue bonds” means
12 revenue bonds and revenue refunding bonds issued pursuant to
13 section 28J.21.

14 Sec. 126. Section 28J.1, Code 2020, is amended by adding the
15 following new subsection:

16 NEW SUBSECTION. 15A. “Public works project” means a
17 project of a type that a political subdivision is authorized
18 to undertake as otherwise provided by law, including
19 but not limited to public roads and other transportation
20 infrastructure, utility systems such as water treatment
21 facilities and sewage treatment facilities, or a project as
22 defined in section 384.80.

23 Sec. 127. Section 28J.1, subsection 16, Code 2020, is
24 amended to read as follows:

25 16. “Revenues” means ~~rental~~ rents, fees, income, rates,
26 tolls, receipts, and other charges or revenues received by a
27 port authority or derived from the operations of a facility
28 or for the use or services of a facility, a gift or grant
29 received with respect to a facility, moneys received with
30 respect to the lease, sublease, sale, including installment
31 sale or conditional sale, or other disposition of a facility,
32 moneys received in repayment of and for interest on any
33 loans made by the port authority to a person or governmental
34 agency, proceeds of port authority revenue bonds for payment
35 of principal, premium, or interest on the bonds authorized

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1 by the port authority, proceeds or borrowings under port
2 authority loan agreements for payment of principal, premium,
3 or interest on the port authority obligations thereunder,
4 proceeds or borrowings under lease contracts for the payment of
5 lease payments thereunder, proceeds under any certificates of
6 participation in or other participatory interests or evidences
7 of any obligations under a loan agreement or lease contract,
8 proceeds from any insurance, condemnation, or guarantee
9 pertaining to the financing of the facility, and income and
10 profit from the investment of the proceeds of port authority
11 revenue bonds, proceeds, or borrowings under loan agreements,
12 lease contracts, or proceeds of certificates of participation
13 in or other participatory interests or evidences of any
14 obligation under any loan agreement or lease contract or of any
15 revenues.

16 Sec. 128. Section 28J.2, subsection 1, Code 2020, is amended
17 to read as follows:

18 1. ~~Two~~ One or more political subdivisions may by resolution
19 create a port authority under this chapter ~~by resolution~~
20 anywhere in this state, regardless of proximity to a body of
21 water. If a proposal to create a port authority receives a
22 favorable majority of the members of the elected legislative
23 body of each of the political subdivisions, the port authority
24 is created at the time provided in the resolution. The

25 jurisdiction of a port authority includes the territory
26 described in section 28J.8.
27 Sec. 129. Section 28J.2, Code 2020, is amended by adding the
28 following new subsection:
29 NEW SUBSECTION. 5. A port authority is an entity separate
30 from the political subdivisions comprising the port authority.
31 The powers granted to the port authority pursuant to this
32 chapter are in addition to other powers, and constitute
33 independent powers that may be exercised by the port authority
34 whether or not the political subdivisions comprising the
35 port authority have or may exercise any of those powers

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1 individually.
2 Sec. 130. Section 28J.3, subsection 1, Code 2020, is amended
3 to read as follows:
4 1. The political subdivisions comprising a port authority
5 may appropriate and expend public funds and make contributions
6 to the port authority to finance or subsidize the operation and
7 authorized purposes of the port authority and pay the costs
8 and expenses incurred by the port authority in carrying out
9 any operations or authorized purposes of the port authority.
10 Political subdivisions comprising the port authority may
11 enter into agreements with each other or the port authority
12 providing for the contributions to the port authority to be
13 made by each of the political subdivisions and providing for
14 the obligations of each of the political subdivisions to pay,
15 finance, or subsidize the costs and expenses incurred by the
16 port authority. Political subdivisions comprising the port
17 authority may, by resolution, authorize and appropriate funds
18 for any contribution, payment, or financing required to be
19 made under such agreement by the use of any method available
20 to government agencies for providing funds or financing under
21 section 28J.16. A port authority shall control tax revenues
22 allocated to the facilities the port authority administers and
23 all revenues derived from the operation of the port authority,
24 the sale of its property, interest on investments, or from any
25 other source related to the port authority.
26 Sec. 131. Section 28J.5, subsections 1, 2, and 5, Code 2020,
27 are amended to read as follows:
28 1. A port authority created pursuant to section 28J.2 shall
29 be governed by a board of directors. Members of a board of
30 directors of a port authority created by two or more political
31 subdivisions shall be divided among the political subdivisions
32 comprising the port authority in such proportions as the
33 political subdivisions may agree and shall be appointed by the
34 respective political subdivision's elected legislative body.
35 Members of a board of directors of a port authority created by

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1 one political subdivision shall be appointed by the political
2 subdivision's governing body.

3 2. The number of directors comprising the board of a port
4 authority created by two or more political subdivisions shall
5 be determined by agreement between the political subdivisions
6 comprising the port authority, ~~and which.~~ The number of
7 directors comprising the board of directors of a port authority
8 created by one political subdivision shall consist of the
9 number of directors the political subdivision considers
10 necessary. The number may be changed by resolution of each
11 of the political subdivisions comprising the port authority
12 and in accordance with any agreement between the political
13 subdivisions comprising the port authority.

14 5. The board may provide procedures for the removal of a
15 director who fails to attend three consecutive regular meetings
16 of the board. If a director is so removed, a successor shall
17 be appointed for the remaining term of the removed director in
18 the same manner provided for the original appointment. ~~The~~
19 ~~appointing body.~~ Any political subdivisions comprising the port
20 authority may at any time remove a director appointed by it for
21 ~~misfeasance, nonfeasance, or malfeasance in office and appoint~~
22 a successor for the remaining term of the removed director in
23 the same manner as provided for by the original appointment.

24 Sec. 132. Section 28J.8, subsection 1, Code 2020, is amended
25 to read as follows:

26 1. The area of jurisdiction of a port authority shall
27 include all of the territory of the port authority facility and
28 of the political subdivisions comprising the port authority
29 and, if the port authority owns or leases a railroad line or
30 airport, the territory on which the railroad's line, terminals,
31 and related facilities or the airport's runways, terminals,
32 and related facilities are located, regardless of whether the
33 territory is located in the political subdivisions comprising
34 the port authority.

35 Sec. 133. Section 28J.9, subsections 4, 8, and 10, Code

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1 2020, are amended to read as follows:

2 4. Acquire, construct, furnish, equip, maintain, repair,
3 sell, exchange, lease, lease with an option to purchase,
4 convey interests in real or personal property, and operate any
5 property of the port authority within or outside the territory
6 of the political subdivisions comprising the port authority in
7 furtherance of any authorized purpose, including in connection
8 with transportation, recreational, governmental operations, or
9 cultural activities in furtherance of an authorized purpose.

10 8. Issue port authority revenue bonds beyond the limit
11 of bonded indebtedness provided by law, payable solely from
12 revenues as provided in section 28J.21, and enter into loan

13 agreements and lease contracts as provided in section 28J.21A,
14 for the purpose of providing funds to pay the costs of any
15 facility or facilities of the port authority or parts thereof.

16 10. Enjoy and possess the same legislative and executive
17 rights, privileges, and powers granted cities under ~~chapter~~
18 chapters 28F, 364, and 384, and counties under chapter 331,
19 including the exercise of police power but excluding the power
20 to levy taxes.

21 Sec. 134. Section 28J.11, subsection 2, Code 2020, is
22 amended to read as follows:

23 2. Impair the powers of a political subdivision to develop
24 or improve a port ~~and terminal~~ authority facility except as
25 restricted by section 28J.15.

26 Sec. 135. Section 28J.13, Code 2020, is amended to read as
27 follows:

28 **28J.13 Annual budget — use of rents and charges.**

29 The board shall annually prepare a budget for the port
30 authority. Revenues received by the port authority shall be
31 used for the general expenses of the port authority and to
32 pay interest, amortization, and retirement charges on, and
33 principal of, money borrowed and to make payments under lease
34 contracts. Except as provided in section 28J.26, if there
35 remains, at the end of any fiscal year, a surplus of such funds

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1 after providing for the above uses, the board shall pay such
2 surplus into the general funds of the political subdivisions
3 comprising the port authority as agreed to by the subdivisions.

4 Sec. 136. Section 28J.15, Code 2020, is amended to read as
5 follows:

6 **28J.15 Limitation on certain powers of political**
7 **subdivisions.**

8 A political subdivision creating or participating in the
9 creation of a port authority in accordance with section 28J.2
10 shall not, during the time the port authority is in existence,
11 exercise the rights and powers provided in chapters 28A, 28K,
12 and 384 relating to the political subdivision's authority over
13 a port, wharf, dock, harbor, or other facility substantially
14 similar to that political subdivision's authority under a port
15 authority granted under this chapter, except as provided in
16 section 28J.2.

17 Sec. 137. Section 28J.16, subsection 1, paragraphs a and c,
18 Code 2020, are amended to read as follows:

19 a. A port authority may charge, alter, and collect ~~rental~~
20 rents, fees, or other charges or revenues for the use or
21 services of any port authority facility and contract for the
22 use or services of a facility, and fix the terms, conditions,
23 ~~rental rents,~~ fees, or other charges for the use or services.

24 c. The ~~rental rents, fees, or other charges, and other~~
25 revenues of a port authority shall not be subject to
26 supervision or regulation by any other authority, commission,

27 board, bureau, or governmental agency of the state and the
28 contract may provide for acquisition of all or any part of
29 the port authority facility for such consideration payable
30 over the period of the contract or otherwise as the port
31 authority determines to be appropriate, but subject to the
32 provisions of any resolution authorizing the issuance of port
33 authority revenue bonds, loan agreements, lease contracts,
34 or certificates of participation in or other participatory
35 interests or evidences of any obligations under a loan

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1 agreement or lease contract, or of any trust agreement securing
2 the bonds, loan agreements, lease contracts, or certificates of
3 participation in or other participatory interests or evidences
4 of any obligation under a loan agreement or lease contract.

5 Sec. 138. Section 28J.16, subsection 2, paragraph a, Code
6 2020, is amended to read as follows:

7 a. A governmental agency may cooperate with the port
8 authority in the acquisition, operation, or construction of a
9 port authority facility and shall enter into such agreements
10 with the port authority as may be appropriate, which shall
11 provide for contributions by the parties in a proportion as may
12 be agreed upon and other terms as may be mutually satisfactory
13 to the parties including the authorization of the construction
14 of the facility by one of the parties acting as agent for all
15 of the parties and the ownership, operation, and control of
16 the facility by the port authority to the extent necessary or
17 appropriate.

18 Sec. 139. Section 28J.17, subsection 1, paragraph a, Code
19 2020, is amended to read as follows:

20 a. A port authority may enter into a contract or other
21 arrangement with a person, railroad, utility company,
22 corporation, governmental agency including sewerage, drainage,
23 conservation, conservancy, or other improvement districts in
24 this or other states, or the governments or agencies of foreign
25 countries as may be necessary or convenient for the exercise
26 of the powers granted by this chapter. The port authority
27 may purchase, lease, or acquire land or other property in
28 any county of this state and in adjoining states for the
29 accomplishment of authorized purposes of the port authority, or
30 for the improvement of ~~the harbor and~~ port authority facilities
31 over which the port authority may have jurisdiction including
32 development of port authority facilities in adjoining states.
33 The authority granted in this section to enter into contracts
34 or other arrangements with the federal government includes the
35 power to enter into any contracts, arrangements, or agreements

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1 that may be necessary to hold and save harmless the United
2 States from damages due to the construction and maintenance by

3 the United States of work the United States undertakes.

4 Sec. 140. Section 28J.19, Code 2020, is amended to read as
5 follows:

6 **28J.19 Property tax exemption.**

7 A port authority shall be exempt from and shall not be
8 required to pay taxes on real property that is purchased by a
9 port authority or real property belonging to a port authority
10 that is used exclusively for an authorized purpose, as provided
11 in section 427.1, subsection 34.

12 Sec. 141. **NEW SECTION. 28J.21A Loan agreements — lease**
13 **contracts — trust agreements.**

14 1. *Definitions.* As used in this section, unless the context
15 otherwise requires:

16 a. *“Lease contract”* includes any certificates of
17 participation or other participatory interests in the lease
18 contract or obligations arising out of the lease contract.

19 b. *“Loan agreement”* includes any notes, certificates, or any
20 other participatory interests issued to evidence the parties’
21 obligations arising out of the loan agreement.

22 2. *Loan agreements.* A port authority may enter into loan
23 agreements to borrow money to pay the costs of any facility, or
24 parts thereof, or to refund other obligations which are payable
25 from the net revenues of the port authority at lower, the same,
26 or higher rates of interest in accordance with the all of the
27 following terms and procedures:

28 a. A loan agreement entered into by a port authority may
29 contain provisions similar to those in loan agreements between
30 private parties, including but not limited to any of the
31 following:

32 (1) The loan agreement may provide for the issuance
33 of notes, certificates of participation, or any other
34 participatory interests to evidence the parties’ obligations.

35 (2) The loan agreement may provide for maturity in one or

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1 more installments.

2 (3) The loan agreement may be in registered form and carry
3 registration and conversion privileges.

4 (4) The loan agreement may be payable as to principal and
5 interest at times and places as specified.

6 (5) The loan agreement may be subject to terms of redemption
7 prior to maturity with or without a premium.

8 (6) The loan agreement may be in one or more denominations.

9 b. A provision of a loan agreement which stipulates that
10 a portion of the payments be applied as interest is subject
11 to chapter 74A and such interest may be at a variable rate or
12 rates changing from time to time in accordance with a base or
13 formula. Other laws relating to interest rates do not apply
14 and the provisions of chapter 75 are not applicable.

15 c. The board may authorize a loan agreement to be
16 payable solely from the net revenues of a port authority by

17 substantially following the authorization procedures of section
18 28J.21 for the issuance of revenue bonds. The resolution
19 authorizing the loan agreement may also prescribe additional
20 provisions, terms, conditions, and covenants that the port
21 authority deems advisable, consistent with this chapter,
22 including provisions for creating and maintaining reserve
23 funds and for the authorization of additional loan agreements
24 ranking on a parity with such loan agreements and additional
25 loan agreements junior and subordinate to such loan agreement,
26 and that such loan agreement shall rank on a parity with or
27 be junior and subordinate to any loan agreement which may be
28 then outstanding. A port authority loan agreement shall be
29 a contract between the port authority and the lender and the
30 resolution shall be made part of the contract.

31 *d.* A loan agreement to which a port authority is a party
32 is an obligation of the political subdivisions comprising the
33 port authority for the purposes of chapters 502 and 636, and
34 is a lawful investment for any bank, trust company, savings
35 association, deposit guaranty association, investment company,

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1 insurance company, insurance association, executor, guardian or
2 trustee, and any fiduciary responsible for the investment of
3 funds or having charge of the loan retirement funds or sinking
4 funds of any port authority, governmental agency, or taxing
5 district of this state, any pension and annuity retirement
6 system, the Iowa public employees' retirement system, the
7 police officers and fire fighters retirement systems under
8 chapters 410 and 411, or a revolving fund of a governmental
9 agency of this state, and are acceptable as security for the
10 deposit of public funds under chapter 12C.

11 3. *Lease contracts.* A port authority may enter into lease
12 contracts for real or personal property comprising a port
13 authority facility, or parts thereof, in accordance with all of
14 the following terms and procedures:

15 *a.* A port authority shall lease property only for a term
16 which does not exceed the economic life of the property, as
17 determined by the board.

18 *b.* A lease contract entered into by a port authority may
19 contain provisions similar to those found in lease contracts
20 between private parties, including but not limited to any of
21 the following:

22 (1) The lease contract may provide for the issuance of
23 certificates of participation or other participatory interests
24 in the lease contracts or any obligations thereunder.

25 (2) The lease contract may provide for the lessee to pay any
26 of the costs of operation or ownership of the leased property
27 and for the right to purchase the leased property.

28 *c.* A provision of a lease contract which stipulates that a
29 portion of the rent or lease payments be applied as interest
30 is subject to the provisions of chapter 74A and such interest

31 may be at a variable rate or rates changing from time to time
32 in accordance with a base or formula. Other laws relating to
33 interest rates shall not apply and the provisions of chapter
34 75 are not applicable.
35 *d.* The board may authorize a lease contract payable solely

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1 from the net revenues of a port authority by substantially
2 following the authorization procedures set forth in section
3 28J.21 for the issuance of port authority revenue bonds. The
4 resolution authorizing the lease contract may also prescribe
5 additional provisions, terms, conditions, and covenants which
6 the port authority deems advisable, consistent with this
7 chapter, including provisions for creating and maintaining
8 reserve funds and the authorization of additional lease
9 contracts ranking on a parity with such lease contracts and
10 additional lease contracts junior and subordinate to such lease
11 contracts, and that such lease contracts shall rank on a parity
12 with or be junior and subordinate to any lease contract which
13 may be then outstanding. A port authority lease contract shall
14 be a contract between the port authority and the lessor and the
15 resolution shall be part of the contract.
16 *e.* A lease contract to which a port authority is a party
17 is an obligation of the political subdivisions comprising the
18 port authority for the purposes of chapters 502 and 636, and
19 is a lawful investment for any bank, trust company, savings
20 association, deposit guaranty association, investment company,
21 insurance company, insurance association, executor, guardian or
22 trustee, and any fiduciary responsible for the investment of
23 funds or having charge of the lease retirement funds or sinking
24 funds of any port authority, governmental agency or taxing
25 district of this state, any pension and annuity retirement
26 system, the Iowa public employees' retirement system, the
27 police officers and fire fighters retirement systems under
28 chapters 410 and 411, or a revolving fund of a governmental
29 agency of this state, and are acceptable as security for the
30 deposit of public funds under chapter 12C.
31 *f.* A contract for construction by a private party of
32 property to be leased by a port authority is not a contract for
33 a public improvement and shall not be subject to the provisions
34 of chapter 26 and section 28J.3, subsection 3. This paragraph
35 applies to all contracts that are subject to this subsection,

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1 notwithstanding section 28J.9, subsection 18, or any other
2 provision of law that might otherwise apply, including a
3 requirement of notice, competitive bidding or selection, or
4 for the provision of security. However, if a contract is
5 funded in advance by means of the lessor depositing moneys to
6 be administered by a port authority with the port authority's

7 obligation to make rent or lease payments commencing with
8 its receipt of moneys, a contract for construction of the
9 property in question awarded by the port authority is a public
10 improvement and is subject to the provisions of chapter 26.

11 4. *Trust agreements.*

12 a. In the discretion of the port authority, a loan agreement
13 or a lease contract authorized under this section and the port
14 authority's obligations thereunder may be secured by a trust
15 agreement between the port authority and a corporate trustee
16 that may be any trust company or bank having the powers of a
17 trust company within this or any other state. Subject to the
18 other provisions of this paragraph, the corporate trustee may
19 also be the lender under a loan agreement or the lessor under a
20 lease contract authorized under this section.

21 b. The trust agreement may provide for the issuance of
22 notes to evidence the port authority's obligations under a loan
23 agreement to which the port authority is a party. The trust
24 agreement may also provide for the issuance of certificates
25 of participation or other participatory interests in a lease
26 contract to which a port authority is a party. The trust
27 agreement, or any resolution authorizing the loan agreement or
28 the lease contract, may pledge or assign revenues of the port
29 authority to be received as payment of obligations under the
30 loan agreement or the lease contract and may contain provisions
31 for protecting and enforcing the rights and remedies of the
32 lender, the lessor, or the holders of notes evidencing the
33 port authority's obligations under the loan agreement. These
34 provisions may include covenants setting forth the duties of
35 the port authority in relation to the acquisition of property,

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1 the construction, improvement, maintenance, repair, operation,
2 and insurance of the port authority facility in connection
3 with which the loan agreement or the lease contract is
4 authorized, the rentals or other charges to be imposed for the
5 use or services of any port authority facility, the custody,
6 safeguarding, and application of all moneys, and provisions for
7 the employment of consulting engineers in connection with the
8 construction or operation of any port authority facility.

9 c. A bank or trust company incorporated under the laws
10 of this state that acts as the depository of the proceeds or
11 borrowings provided under the loan agreement or lease contract
12 or of revenues, shall furnish any indemnifying bonds and may
13 pledge any securities that are required by the port authority.
14 The trust agreement may set forth the rights and remedies of
15 the lender, the lessor, or the holders of notes evidencing the
16 port authority's obligations under the loan agreement and may
17 restrict the individual right of action by the lender, the
18 lessor, or the holders of notes evidencing the port authority's
19 obligations under the loan agreement as is customary in trust
20 agreements or trust indentures securing similar loan agreements

21 or lease contracts. The trust agreement may contain any other
22 provisions that the port authority determines reasonable and
23 proper for the security of the lender, the lessor, or the
24 holders of notes evidencing the port authority's obligations
25 under the loan agreement. All expenses incurred in carrying
26 out the provisions of the trust agreement may be treated as
27 a part of the cost of the operation of the port authority
28 facility.

29 5. *Exclusions.* Port authority loan agreements and lease
30 contracts authorized under this chapter shall not constitute
31 a debt, indebtedness, or a pledge of the faith and credit of
32 the port authority or the state or any political subdivision
33 of the state, within the meaning of any state constitutional
34 provision or statutory limitation, nor constitute or give rise
35 to a pecuniary liability of the port authority, any political

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1 subdivisions comprising the port authority, the state, or
2 any political subdivision of the state, or a charge against
3 the general credit or taxing power of the port authority.
4 Any political subdivisions comprising the port authority,
5 the state, or any political subdivision of the state, and
6 the holders or owners of the obligations owed under a loan
7 agreement or lease contract shall not have taxes levied by the
8 state or by a taxing authority of a governmental agency of the
9 state for the payment of the principal of or interest owed on
10 such obligations. However, a loan agreement or lease contract
11 and the obligation owed thereunder are payable solely from the
12 revenues and funds pledged for their payment as authorized
13 by this chapter. All loan agreements and lease contracts
14 authorized under this chapter and the evidence of obligations
15 owed under such loan agreements or lease contracts shall
16 contain a statement to the effect that the loan agreement or
17 lease contract authorized under this chapter and the evidence
18 of obligations owed under the loan agreement or lease contract,
19 as to both principal and interest, are not debts of the port
20 authority or the state or any political subdivision of the
21 state, but are payable solely from revenues and funds pledged
22 for their payment.

23 6. *Judicial proceedings.*

24 a. The sole remedy for a breach or default of a term of
25 any port authority loan agreement or lease contract authorized
26 under this chapter is a proceeding in law or in equity by
27 suit, action, or mandamus to enforce and compel performance of
28 the duties required by this chapter and of the terms of the
29 resolution authorizing the loan agreement or lease contract,
30 or to obtain the appointment of a receiver to take possession
31 of and operate the port authority and to perform the duties
32 required by this chapter and the terms of the resolution
33 authorizing the loan agreement or lease contract.

34 b. An action shall not be brought after fifteen days from

35 the time the loan agreement or lease contract is authorized by

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1 the port authority with regards to any of the following:

2 (1) The legality of the port authority loan agreement or
3 lease contract.

4 (2) The power of a port authority to authorize the port
5 authority loan agreement or lease contract.

6 (3) The effectiveness of any proceedings relating to the
7 authorization of the port authority loan agreement or lease
8 contract.

9 Sec. 142. Section 28J.25, Code 2020, is amended to read as
10 follows:

11 **28J.25 Funds and property held in trust — use and deposit of**
12 **funds.**

13 All revenues, funds, properties, and assets acquired by the
14 port authority under this chapter, whether as proceeds from the
15 sale of port authority revenue bonds, pledge orders, borrowings
16 under a loan agreement, entering into a lease contract,
17 proceeds from the issuance of certificates of participation
18 or any other participatory interests in such loan agreement
19 or lease contract or as revenues, shall be held in trust for
20 the purposes of carrying out the port authority's powers and
21 duties, shall be used and reused as provided in this chapter,
22 and shall at no time be part of other public funds. Such funds,
23 except as otherwise provided in a resolution authorizing port
24 authority revenue bonds or pledge orders, the loan agreement or
25 lease contract, or in a trust agreement securing the same, or
26 except when invested pursuant to section 28J.26, shall be kept
27 in depositories selected by the port authority in the manner
28 provided in chapter 12C, and the deposits shall be secured
29 as provided in that chapter. The resolution authorizing the
30 issuance of revenue bonds or pledge orders, the loan agreement
31 or lease contract, or the trust agreement securing such bonds
32 or pledge orders, shall provide that any officer to whom, or
33 any bank or trust company to which, such moneys are paid shall
34 act as trustee of such moneys and hold and apply them for the
35 purposes hereof, subject to such conditions as this chapter and

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1 such resolution or trust agreement provide.

2 Sec. 143. Section 28J.26, subsection 1, Code 2020, is
3 amended to read as follows:

4 1. If a port authority has surplus funds after making all
5 deposits into all funds required by the terms, covenants,
6 conditions, and provisions of outstanding revenue bonds, pledge
7 orders, loan agreements, or lease contracts and refunding bonds
8 which are payable from the revenues of the port authority
9 and after complying with all of the requirements, terms,
10 covenants, conditions, and provisions of the proceedings and

11 resolutions pursuant to which revenue bonds, pledge orders,
 12 and refunding bonds are issued or the loan agreement or lease
 13 contract is authorized, the board may transfer the surplus
 14 funds to any other fund of the port authority in accordance
 15 with this chapter and chapter 12C, provided that a transfer
 16 shall not be made if it conflicts with any of the requirements,
 17 terms, covenants, conditions, or provisions of a resolution
 18 authorizing the issuance of revenue bonds, pledge orders,
 19 or other obligations ~~which are~~ or loan agreements or lease
 20 contracts payable from the revenues of the port authority which
 21 are then outstanding.

22 Sec. 144. Section 427.1, subsection 34, Code 2020, is
 23 amended to read as follows:

24 34. *Port authority property.* The property of a port
 25 authority created pursuant to section 28J.2, when devoted to
 26 public use and not held for pecuniary profit, or property
 27 purchased by a port authority.

28 DIVISION XIX

29 FOOD OPERATION TRESPASS

30 Sec. 145. Section 716.7A, subsection 1, paragraph d, as
 31 enacted by 2020 Iowa Acts, Senate File 2413, section 17, is
 32 amended to read as follows:

33 d. (1) *“Food operation”* means any of the following:

34 (1) (a) A location where a food animal is produced,
 35 maintained, or otherwise housed or kept, or processed in any

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1 manner.

2 (2) (b) A location other than as described in subparagraph
 3 (1) division (a) where a food animal is kept, including an
 4 apiary, livestock market, vehicle or trailer attached to a
 5 vehicle, fair, exhibition, or a business operated by a person
 6 licensed to practice veterinary medicine pursuant to chapter
 7 169.

8 (3) (c) A location where a meat food product, poultry
 9 product, milk or milk product, eggs or an egg product, aquatic
 10 product, or honey is prepared for human consumption, including
 11 a food processing plant, a slaughtering establishment operating
 12 under the provisions of 21 U.S.C. §451 et seq. or 21 U.S.C.
 13 §601 et seq.; or a slaughtering establishment subject to state
 14 inspection as provided in chapter 189A.

15 (4) (2) A *“Food operation”* does not include a food
 16 establishment or farmers market that sells or offers for sale a
 17 meat food product, poultry product, milk or milk product, eggs
 18 or an egg product, aquatic product, or honey.

19 Sec. 146. EFFECTIVE DATE. This division of this Act, being
 20 deemed of immediate importance, takes effect upon enactment.

21 Sec. 147. RETROACTIVE APPLICABILITY. This division of this
 22 Act applies retroactively to June 10, 2020.>

23 2. Title page, by striking lines 1 through 4 and inserting:
 24 <An Act relating to state taxation and related laws of the

25 state, including the administration by the department of
26 revenue of certain tax credits and refunds, income taxes,
27 moneys and credits taxes, sales and use taxes, partnership
28 and pass-through entity audits, and by modifying provisions
29 relating to the reinstatement of business entities, the
30 assessment and valuation of property, the Iowa reinvestment
31 Act, port authorities, and animals and food, and providing
32 penalties, and including effective date and retroactive
33 applicability provisions.>

JAKE CHAPMAN

S-5159

1 Amend House File 2642, as amended, passed, and reprinted by
2 the House, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

<DIVISION I

6 REBUILD IOWA INFRASTRUCTURE FUND

7 Section 1. REBUILD IOWA INFRASTRUCTURE FUND —
8 APPROPRIATIONS. There is appropriated from the rebuild Iowa
9 infrastructure fund to the following departments and agencies
10 for the following fiscal years, the following amounts, or so
11 much thereof as is necessary, to be used for the purposes
12 designated:

13 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

14 For security cameras on the state capitol complex,
15 notwithstanding section 8.57, subsection 5, paragraph “c”:

16 FY 2020–2021:

17 \$ 250,000

18 2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

19 a. (1) For deposit in the water quality initiative fund
20 created in section 466B.45 for purposes of supporting the
21 water quality initiative administered by the division of soil
22 conservation and water quality as provided in section 466B.42,
23 including salaries, support, maintenance, and miscellaneous
24 purposes, notwithstanding section 8.57, subsection 5, paragraph
25 “c”:

26 FY 2020–2021:

27 \$ 5,200,000

28 (2) (a) The moneys appropriated in this lettered
29 paragraph shall be used to support demonstration projects in
30 subwatersheds as designated by the department that are part
31 of high-priority watersheds identified by the water resources
32 coordinating council.

33 (b) The moneys appropriated in this lettered paragraph
34 shall be used to support demonstration projects in watersheds
35 generally, including regional watersheds, as designated by the

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1 division and high-priority watersheds identified by the water
2 resources coordinating council.

3 (3) In supporting projects in watersheds and subwatersheds
4 as provided in subparagraph (2), subparagraph divisions (a) and
5 (b), all of the following shall apply:

6 (a) The demonstration projects shall utilize water quality
7 practices as described in the latest revision of the document
8 entitled "Iowa Nutrient Reduction Strategy" initially presented
9 in November 2012 by the department of agriculture and land
10 stewardship, the department of natural resources, and Iowa
11 state university of science and technology.

12 (b) The division shall implement demonstration projects
13 as provided in subparagraph division (a) by providing
14 for participation by persons who hold a legal interest in
15 agricultural land used in farming. To every extent practical,
16 the division shall provide for collaborative participation by
17 such persons who hold a legal interest in agricultural land
18 located within the same subwatershed.

19 (c) The division shall implement demonstration projects on
20 a cost-share basis as determined by the division. Except for
21 edge-of-field practices, the state's share of the amount shall
22 not exceed 50 percent of the estimated cost of establishing the
23 practice as determined by the division or 50 percent of the
24 actual cost of establishing the practice, whichever is less.

25 (d) The demonstration projects shall be used to educate
26 other persons about the feasibility and value of establishing
27 similar water quality practices. The division shall promote
28 field day events for purposes of allowing interested persons to
29 establish water quality practices on their agricultural land.

30 (e) The division shall conduct water quality evaluations
31 within supported subwatersheds. Within a reasonable period
32 after accumulating information from such evaluations, the
33 division shall create an aggregated database of water quality
34 practices. Any information identifying a person holding a
35 legal interest in agricultural land or specific agricultural

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1 land shall be a confidential record.

2 (4) The moneys appropriated in this lettered paragraph
3 shall be used to support education and outreach in a manner
4 that encourages persons who hold a legal interest in
5 agricultural land used for farming to implement water quality
6 practices, including the establishment of such practices in
7 watersheds generally, and not limited to subwatersheds or
8 high-priority watersheds.

9 (5) The moneys appropriated in this lettered paragraph
10 may be used to contract with persons to coordinate the
11 implementation of efforts provided in this paragraph.

12 (6) The moneys appropriated in this lettered paragraph

13 may be used by the department to support urban soil and water
 14 conservation efforts, which may include but are not limited
 15 to management practices related to bioretention, landscaping,
 16 the use of permeable or pervious pavement, and soil quality
 17 restoration. The moneys shall be allocated on a cost-share
 18 basis as provided in chapter 161A.

19 (7) Notwithstanding any other provision of law to the
 20 contrary, the department may use moneys appropriated in
 21 this lettered paragraph to carry out the provisions of this
 22 paragraph on a cost-share basis in combination with other
 23 moneys available to the department from a state or federal
 24 source.

25 (8) Not more than 10 percent of the moneys appropriated in
 26 this lettered paragraph may be used for costs of administration
 27 and implementation of the water quality initiative administered
 28 by the soil conservation division.

29 b. For deposit in the renewable fuels infrastructure fund
 30 created in section 159A.16 for renewable fuel infrastructure
 31 programs:

32 FY 2020–2021:
 33 \$ 3,000,000

34 3. DEPARTMENT OF CULTURAL AFFAIRS

35 a. For deposit in the Iowa great places program fund created

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1 in section 303.3D for Iowa great places program projects that
 2 meet the definition of “vertical infrastructure” in section
 3 8.57, subsection 5, paragraph “c”:

4 FY 2020–2021:
 5 \$ 1,000,000

6 b. For grants to nonprofit organizations committed to
 7 strengthening communities through youth development, healthy
 8 living, and social responsibility for costs associated with
 9 the renovation and maintenance of facility infrastructure at
 10 facilities located in cities with a population of less than
 11 28,000 as determined by the 2010 federal decennial census:

12 FY 2020–2021:
 13 \$ 250,000

14 4. ECONOMIC DEVELOPMENT AUTHORITY

15 a. For deposit in the community attraction and tourism fund
 16 created in section 15F.204:

17 FY 2020–2021:
 18 \$ 5,000,000

19 b. For equal distribution to regional sports authority
 20 districts certified by the department pursuant to section
 21 15E.321, notwithstanding section 8.57, subsection 5, paragraph
 22 “c”:

23 FY 2020–2021:
 24 \$ 500,000

25 5. DEPARTMENT OF HUMAN SERVICES

26 a. For critical infrastructure at state institutions,

27	including the state resource centers, the mental health		
28	institutes, and the state training school at Eldora:		
29	FY 2020–2021:		
30	.....	\$	596,500
31	b. For the renovation and construction of certain nursing		
32	facilities, consistent with the provisions of chapter 249K:		
33	FY 2020–2021:		
34	\$	500,000
35	c. For a grant to a nonprofit agency that provides expert		

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1	care for children with medical complexity to expand its		
2	services to those children who reach adulthood in their care		
3	by providing infrastructure funding for expanding a nursing		
4	facility:		
5	FY 2021–2022:		
6	.....	\$	500,000
7	6. IOWA LAW ENFORCEMENT ACADEMY		
8	For costs associated with furniture, fixtures, and equipment		
9	at the academy, notwithstanding section 8.57, subsection 5,		
10	paragraph “c”:		
11	FY 2020–2021:		
12	.....	\$	280,000
13	7. DEPARTMENT OF NATURAL RESOURCES		
14	a. For implementation of lake projects that have		
15	established watershed improvement initiatives and community		
16	support in accordance with the department’s annual lake		
17	restoration plan and report, notwithstanding section 8.57,		
18	subsection 5, paragraph “c”:		
19	FY 2020–2021:		
20	.....	\$	8,600,000
21	b. For state park infrastructure improvements:		
22	FY 2020–2021:		
23	.....	\$	1,000,000
24	c. For the administration of a water trails and low head		
25	dam public hazard statewide plan, including salaries, support,		
26	maintenance, and miscellaneous purposes, notwithstanding		
27	section 8.57, subsection 5, paragraph “c”:		
28	FY 2020–2021:		
29	.....	\$	250,000
30	8. DEPARTMENT OF PUBLIC DEFENSE		
31	a. For major maintenance projects at national guard		
32	armories and facilities:		
33	FY 2020–2021:		
34	\$	1,000,000
35	b. For improvement projects for Iowa national guard		

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- 1 installations and readiness centers to support operations and
- 2 training requirements:

3	FY 2020-2021:	
4	.....	\$ 1,000,000
5	c. For construction improvement projects at the Camp Dodge	
6	facility:	
7	FY 2020-2021:	
8	.....	\$ 250,000
9	d. The department of public defense shall report to the	
10	general assembly by December 15, 2020, regarding the projects	
11	the department has funded or intends to fund from moneys	
12	appropriated to the department pursuant to this subsection for	
13	the fiscal year beginning July 1, 2020.	
14	9. DEPARTMENT OF PUBLIC SAFETY	
15	a. For payments and other costs due under a financing	
16	agreement entered into by the treasurer of state for building	
17	the statewide interoperable communications system pursuant to	
18	section 29C.23, subsection 2, notwithstanding section 8.57,	
19	subsection 5, paragraph "c":	
20	FY 2020-2021:	
21	.....	\$ 3,960,945
22	b. For the purchase of ballistic vests, notwithstanding	
23	section 8.57, subsection 5, paragraph "c":	
24	FY 2020-2021:	
25	.....	\$ 467,500
26	c. For the purchase of bomb suits, notwithstanding section	
27	8.57, subsection 5, paragraph "c":	
28	FY 2020-2021:	
29	.....	\$ 384,000
30	d. For the purchase of an airplane, notwithstanding section	
31	8.57, subsection 5, paragraph "c":	
32	FY 2020-2021:	
33	.....	\$ 1,713,170
34	10. BOARD OF REGENTS	
35	a. For allocation by the state board of regents to the	

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1	state university of Iowa, Iowa state university of science	
2	and technology, and the university of northern Iowa to	
3	reimburse the institutions for deficiencies in the operating	
4	funds resulting from the pledging of tuition, student fees	
5	and charges, and institutional income to finance the cost of	
6	providing academic and administrative buildings and facilities	
7	and utility services at the institutions:	
8	FY 2020-2021:	
9	.....	\$ 28,268,466
10	b. For the renovation and construction of an industrial	
11	technology center at the university of northern Iowa to	
12	include reimbursement of infrastructure costs incurred by the	
13	university for construction of the facility in the prior fiscal	
14	year:	
15	FY 2021-2022:	
16	.....	\$ 13,000,000

17	FY 2022–2023:		
18	.....	\$ 18,000,000
19	FY 2023–2024:		
20	.....	\$ 8,500,000
21	11. DEPARTMENT OF TRANSPORTATION		
22	a. For deposit in the public transit infrastructure grant		
23	fund created in section 324A.6A, for projects that meet		
24	the definition of vertical infrastructure in section 8.57,		
25	subsection 5, paragraph “c”:		
26	FY 2020–2021:		
27	.....	\$ 500,000
28	b. For acquiring, constructing, and improving recreational		
29	trails within the state:		
30	FY 2020–2021:		
31	.....	\$ 1,000,000
32	c. For deposit in the railroad revolving loan and grant		
33	fund created in section 327H.20A, notwithstanding section 8.57,		
34	subsection 5, paragraph “c”:		
35	FY 2020–2021:		

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1	\$	500,000
2	d. For vertical infrastructure improvements at the		
3	commercial service airports within the state:		
4	FY 2020–2021:		
5	.....	\$ 1,000,000
6	e. For vertical infrastructure improvements at general		
7	aviation airports within the state:		
8	FY 2020–2021:		
9	.....	\$ 650,000
10	12. TREASURER OF STATE		
11	For distribution in accordance with chapter 174 to qualified		
12	fairs that belong to the association of Iowa fairs for county		
13	fair vertical infrastructure improvements:		
14	FY 2020–2021:		
15	.....	\$ 1,060,000
16	13. DEPARTMENT OF VETERANS AFFAIRS		
17	For resurfacing the roadway at the Iowa veteran’s cemetery:		
18	FY 2020–2021:		
19	.....	\$ 50,000
20	14. JUDICIAL BRANCH		
21	a. For major maintenance to the Iowa judicial building:		
22	FY 2020–2021:		
23	.....	\$ 400,000
24	b. For furniture and equipment for justice centers		
25	located in counties with a population of less than 400,000		
26	as determined by the 2010 federal decennial census,		
27	notwithstanding section 8.57, subsection 5, paragraph “c”:		
28	FY 2020–2021:		
29	.....	\$ 211,455
30	15. LEGISLATIVE BRANCH		

31	For repair of the gutters of the Iowa state capitol:	
32	FY 2020–2021:	
33	\$ 1,250,000
34	FY 2021–2022:	
35	\$ 1,250,000

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1 Sec. 2. REVERSION. For purposes of section 8.33, unless
2 specifically provided otherwise, unencumbered or unobligated
3 moneys from an appropriation made in this division of this Act
4 shall not revert but shall remain available for expenditure for
5 the purposes designated until the close of the fiscal year that
6 ends two years after the end of the fiscal year for which the
7 appropriation is made. However, if the project or projects for
8 which such appropriation was made are completed in an earlier
9 fiscal year, unencumbered or unobligated moneys shall revert at
10 the close of that same fiscal year.

DIVISION II

TECHNOLOGY REINVESTMENT FUND

13 Sec. 3. TECHNOLOGY REINVESTMENT FUND. There is
14 appropriated from the technology reinvestment fund created in
15 section 8.57C to the following departments and agencies for the
16 fiscal year beginning July 1, 2020, and ending June 30, 2021,
17 the following amounts, or so much thereof as is necessary, to
18 be used for the purposes designated:

19	1. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD	
20	For upgrading the web reporting system:	
21	.....	\$ 500,000
22	2. DEPARTMENT OF CORRECTIONS	
23	For institutions building automation systems:	
24	.....	\$ 500,000
25	3. DEPARTMENT OF EDUCATION	
26	a. For the continued development and implementation of an	
27	educational data warehouse to be utilized by teachers, parents,	
28	school district administrators, area education agency staff,	
29	department of education staff, and policymakers:	
30	.....	\$ 600,000
31	The department may allocate a portion of the moneys	
32	appropriated in this lettered paragraph for an e-transcript	
33	data system capable of tracking students throughout their	
34	education via interconnectivity with multiple schools.	
35	b. For maintenance and lease costs associated with	

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1	connections for part III of the Iowa communications network:	
2	\$ 2,727,000
3	c. To the public broadcasting division for the replacement	
4	of equipment:	
5	.....	\$ 1,000,000
6	4. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT	

7	For the implementation of a statewide mass notification and	
8	emergency messaging system:	
9	.....	\$ 400,000
10	5. DEPARTMENT OF HUMAN RIGHTS	
11	a. For the cost of equipment and computer software for the	
12	continued development and implementation of Iowa's criminal	
13	justice information system:	
14	.....	\$ 1,400,000
15	b. For the costs associated with the justice enterprise data	
16	warehouse:	
17	.....	\$ 157,980
18	6. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION	
19	For firewall and distributed denial-of-service attack	
20	protection for the Iowa communications network:	
21	.....	\$ 2,071,794
22	7. IOWA LAW ENFORCEMENT ACADEMY	
23	For information technology for classrooms and conference	
24	rooms at the academy building:	
25	.....	\$ 400,000
26	8. DEPARTMENT OF HUMAN SERVICES	
27	For technology costs associated with the state poison	
28	control center:	
29	.....	\$ 34,000
30	9. DEPARTMENT OF MANAGEMENT	
31	a. For the continued development and implementation of	
32	a searchable database that can be placed on the internet for	
33	budget and financial information:	
34	\$ 45,000
35	b. For the continued development and implementation of the	

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1	comprehensive electronic grant management system:	
2	\$ 70,000
3	c. For the upgrade of the local government budget and	
4	property tax system:	
5	.....	\$ 624,000
6	10. DEPARTMENT OF PUBLIC HEALTH	
7	For replacement of computer infrastructure and software at	
8	the state medical examiner's office:	
9	.....	\$ 395,000
10	11. DEPARTMENT OF REVENUE	
11	For tax system modernization:	
12	.....	\$ 4,070,460
13	12. DEPARTMENT OF VETERANS AFFAIRS	
14	For security cameras at the Iowa veteran's cemetery:	
15	.....	\$ 21,000
16	13. JUDICIAL BRANCH	
17	For voice-over internet protocol phone upgrades at county	
18	courthouses:	
19	.....	\$ 163,000
20	Sec. 4. REVERSION. For purposes of section 8.33, unless	

specifically provided otherwise, unencumbered or unobligated moneys from an appropriation made in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends two years after the end of the fiscal year for which the appropriation is made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

DIVISION III

CHANGES TO PRIOR APPROPRIATIONS

Sec. 5. 2015 Iowa Acts, chapter 139, section 1, subsection 10, paragraph b, as amended by 2017 Iowa Acts, chapter 173, section 11, 2018 Iowa Acts, chapter 1162, section 9, and 2019 Iowa Acts, chapter 137, section 6 is amended to read as

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1 follows:

2	b. For construction of a student innovation center at		
3	Iowa state university of science and technology, to include		
4	reimbursement of infrastructure costs incurred by the		
5	university for construction of the facility in the prior fiscal		
6	year <u>years</u> :		
7	FY 2016–2017:		
8	.....	\$	1,000,000
9	FY 2017–2018:		
10	.....	\$	6,000,000
11	FY 2018–2019:		
12	.....	\$	6,000,000
13	FY 2019–2020:		
14	.....	\$	7,000,000
15	FY 2020–2021:		
16	.....	\$	10,000,000
17			<u>6,625,000</u>
18	FY 2021–2022:		
19	.....	\$	10,000,000
20			<u>13,375,000</u>

21 Sec. 6. 2016 Iowa Acts, chapter 1133, section 7, is amended
22 to read as follows:

23 SEC. 7. REVERSION.

24 1. For Except as provided in subsection 2, for purposes
25 of section 8.33, unless specifically provided otherwise,
26 unencumbered or unobligated moneys made from an appropriation
27 in this division of this Act shall not revert but shall remain
28 available for expenditure for the purposes designated until the
29 close of the fiscal year that ends three years after the end of
30 the fiscal year for which the appropriation is made. However,
31 if the project or projects for which such appropriation was
32 made are completed in an earlier fiscal year, unencumbered
33 or unobligated moneys shall revert at the close of that same
34 fiscal year.

35 2. For purposes of section 8.33, unless specifically

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1 provided otherwise, unencumbered or unobligated moneys
2 appropriated in section 6, subsection 2, of this division of
3 this 2016 Act, shall not revert but shall remain available for
4 the purpose designated until the close of the fiscal year that
5 begins July 1, 2020.
6 Sec. 7. 2018 Iowa Acts, chapter 1162, section 1, is amended
7 to read as follows:
8 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
9 For major maintenance projects:
10 FY 2018–2019:
11 \$ 24,500,000
12 Of the moneys appropriated in this subsection for the fiscal
13 year beginning July 1, 2018, the department shall give priority
14 to projects for repair of the roof of the state historical
15 building and is authorized to expend such amount not to exceed
16 \$3,300,000 for the costs associated with projects for repair of
17 the roof of the state historical building.
18 FY 2019–2020:
19 \$ 20,000,000
20 Of the moneys appropriated in this subsection for the fiscal
21 year beginning July 1, 2019, the department shall give priority
22 to projects for repair of the roof of the state historical
23 building and is authorized to expend such amount not to exceed
24 \$3,300,000 for the costs associated with projects for repair of
25 the roof of the state historical building.
26 FY 2020–2021:
27 \$ ~~20,000,000~~
28 12,000,000
29 FY 2021–2022:
30 \$ 20,000,000
31 FY 2022–2023:
32 \$ 20,000,000
33 FY 2023–2024:
34 \$ 20,000,000
35 Sec. 8. 2018 Iowa Acts, chapter 1162, section 1, subsection

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1 10, paragraph b, is amended to read as follows:
2 b. For construction of a new veterinary diagnostic
3 laboratory at Iowa state university of science and technology,
4 to include reimbursement of infrastructure costs incurred by
5 the university for construction of the laboratory in ~~the prior~~
6 fiscal ~~year~~ years:
7 FY 2018–2019:
8 \$ 1,000,000
9 FY 2019–2020:
10 \$ 12,500,000

11	FY 2020–2021:	
12	.....	\$ 12,500,000
13		<u>8,900,000</u>
14	FY 2021–2022:	
15	.....	\$ 12,500,000
16	FY 2022–2023:	
17	.....	\$ 12,500,000
18	FY 2023–2024:	
19	.....	\$ 12,500,000
20		<u>16,100,000</u>
21	Sec. 9. 2019 Iowa Acts, chapter 137, section 1, subsection	
22	4, paragraphs d and e, are amended to read as follows:	
23	d. For deposit in the vacant state buildings demolition fund	
24	created in section 15.261:	
25	FY 2019–2020:	
26	.....	\$ 1,000,000
27	FY 2020–2021:	
28	\$1,000,000	
29	FY 2021–2022:	
30	.....	\$ 1,000,000
31	e. For deposit in the vacant state buildings rehabilitation	
32	fund created in section 15.262, notwithstanding section 8.57,	
33	subsection 5, paragraph “c”:	
34	FY 2019–2020:	
35	\$ 1,000,000

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1	FY 2020–2021:	
2	\$ 1,000,000
3	FY 2021–2022:	
4	\$ 1,000,000
5	Sec. 10. EFFECTIVE DATE. This division of this Act, being	
6	deemed of immediate importance, takes effect upon enactment.	
7	DIVISION IV	
8	MISCELLANEOUS PROVISIONS	
9	Sec. 11. Section 2.12B, Code 2020, is amended by adding the	
10	following new subsection:	
11	<u>NEW SUBSECTION.</u> 2A. The facilities manager for facilities	
12	under the control of the general assembly shall develop and	
13	submit to the legislative council by December 15, 2020, a	
14	five-year maintenance project schedule report, with annual	
15	written updates thereafter, for the Iowa state capitol and the	
16	Ola Babcock Miller building.	
17	Sec. 12. Section 8.57C, subsection 3, paragraph a,	
18	subparagraph (2), Code 2020, is amended to read as follows:	
19	(2) The fiscal year beginning July 1, 2020 <u>2021</u> , and for	
20	each subsequent fiscal year thereafter.	
21	Sec. 13. Section 8.57C, subsection 3, Code 2020, is amended	
22	by adding the following new paragraph:	
23	<u>NEW PARAGRAPH.</u> i. There is appropriated from the rebuild	
24	Iowa infrastructure fund for the fiscal year beginning	

25 July 1, 2020, and ending June 30, 2021, the sum of eighteen
26 million five hundred fifty thousand dollars to the technology
27 reinvestment fund, notwithstanding section 8.57, subsection 5,
28 paragraph “c”.

29 Sec. 14. ROUTINE MAINTENANCE FUND. Notwithstanding the
30 standing appropriation in section 8A.330, there is appropriated
31 from the rebuild Iowa infrastructure fund to the department of
32 administrative services for deposit in the routine maintenance
33 fund established in section 8A.330 for the fiscal year
34 beginning July 1, 2020, the sum of one million dollars.

35 DIVISION V

Page 16

1 REBUILD IOWA INFRASTRUCTURE FUND APPROPRIATION

2 Sec. 15. IOWA ECONOMIC EMERGENCY FUND TRANSFERS.

3 Notwithstanding any provision of section 8.55 to the contrary
4 and for purposes of transfers from the Iowa economic emergency
5 fund created in section 8.55 as provided in this section during
6 the fiscal year beginning July 1, 2020, the maximum balance of
7 the Iowa economic emergency fund is the amount equal to two
8 and one-half percent of the adjusted revenue estimate for the
9 fiscal year beginning July 1, 2020. If the amount of moneys
10 in the Iowa economic emergency fund is equal to the maximum
11 balance, moneys in excess of this amount shall be distributed
12 as follows during the fiscal year beginning July 1, 2020:

13 1. The first seventy million dollars shall be transferred to
14 the general fund of the state.

15 2. Of the excess remaining after the transfer in subsection
16 1, the difference, reduced by the transfer made in subsection
17 1, between the actual net revenue for the general fund of the
18 state for the fiscal year beginning July 1, 2019, and ending
19 June 30, 2020, and the adjusted revenue estimate for the fiscal
20 year beginning July 1, 2019, and ending June 30, 2020, shall
21 be transferred to the taxpayer relief fund created in section
22 8.57E.

23 3. The remainder of the excess, if any, shall be transferred
24 to the general fund of the state.

25 Sec. 16. REBUILD IOWA INFRASTRUCTURE FUND — GENERAL FUND
26 APPROPRIATION. There is appropriated from the general fund
27 of the state for the fiscal year beginning July 1, 2019, and
28 ending June 30, 2020, to the rebuild Iowa infrastructure fund
29 created in section 8.57, the sum of seventy million dollars.

30 Sec. 17. EFFECTIVE DATE. This division of this Act, being
31 deemed of immediate importance, takes effect upon enactment.

32 Sec. 18. RETROACTIVE APPLICABILITY. This division of this
33 Act applies retroactively to June 1, 2020.

34 DIVISION VI

35 CONTINGENT EFFECTIVE DATE AND RETROACTIVE APPLICABILITY

Page 17

- 1 Sec. 19. EFFECTIVE UPON ENACTMENT. Unless otherwise
2 provided, this Act, if approved by the governor on or after
3 July 1, 2020, takes effect upon enactment.
4 Sec. 20. RETROACTIVE APPLICABILITY. Unless otherwise
5 provided, this Act, if approved by the governor on or after
6 July 1, 2020, applies retroactively to July 1, 2020.>

CRAIG JOHNSON

S-5160

- 1 Amend the amendment, S-5157, to House File 2641, as amended,
2 passed, and reprinted by the House, as follows:
3 1. Page 86, after line 23 by inserting:
4 <DIVISION ____
5 BASEBALL AND SOFTBALL COMPLEX — SALES TAX REBATE
6 Sec. ____ Section 423.4, subsection 10, paragraph c,
7 subparagraph (3), Code 2020, is amended to read as follows:
8 (3) The transactions for which sales tax was collected and
9 the rebate is sought occurred on or after the baseball and
10 softball complex's project completion date or the date on which
11 the award under section 15F.207, Code 2019, was made, whichever
12 is later, but before the date which is ~~ten~~ eleven years after
13 the project completion date. However, the amount of rebates
14 provided to a baseball and softball complex shall not exceed
15 the amount of the award under section 15F.207, Code 2019, and
16 not more than five million dollars in total rebates shall be
17 provided pursuant to this subsection.>
18 2. By renumbering as necessary.

LIZ MATHIS
TODD TAYLOR

S-5161

- 1 Amend the amendment, S-5157, to House File 2641, as amended,
2 passed, and reprinted by the House, as follows:
3 1. Page 86, after line 23 by inserting:
4 <DIVISION ____
5 FLOOD MITIGATION PROGRAM SALES TAX INCREMENT CALCULATION
6 Sec. ____ Section 418.11, subsection 2, paragraph a, Code
7 2020, is amended to read as follows:
8 a. Determine the amount of sales subject to the tax under
9 section 423.2 in each applicable area specified in subsection
10 3, during the corresponding quarter in the base year from
11 retail establishments in such areas. However, for projects
12 approved by the board before the effective date of this
13 division of this Act, the amount of sales determined under this
14 paragraph may be adjusted by the board under subsection 2A.
15 Sec. ____ Section 418.11, Code 2020, is amended by adding

16 the following new subsection:

17 **NEW SUBSECTION. 2A. a.** For projects approved by the board
18 before the effective date of this division of this Act, if
19 the applicable area under subsection 3 is within an area for
20 which the governor has proclaimed a disaster emergency or the
21 president of the United States has declared a major disaster
22 on or after January 1, 2020, but before June 30, 2020, and if
23 the amount determined under subsection 2, paragraph “c” for a
24 quarter beginning on or after January 1, 2020, is negative,
25 the governmental entity may file a request with the board to
26 adjust the amount determined and used under subsection 2,
27 paragraph “a”, to be an amount equal to the amount determined
28 under subsection 2, paragraph “b” for that quarter to be used
29 for each corresponding quarter for each of the next five years.
30 Requests for an adjustment under this subsection must be made
31 for each applicable quarter meeting the criteria of this
32 subsection.

33 **b.** Upon expiration of the five-year period, if the
34 amount under subsection 2, paragraph “b”, exceeds the amount
35 determined for the base year under subsection 2, paragraph “a”,

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1 prior to the adjustment under this subsection 2A, the board
2 shall restore the amount determined and used under subsection
3 2, paragraph “a” to an amount equal to the amount determined
4 for the original base year. If, however, at the expiration of
5 the five-year period, the amount under subsection 2, paragraph
6 “b”, does not exceed the amount determined for the base year
7 under subsection 2, paragraph “a”, prior to the adjustment under
8 this subsection 2A, the board may extend the period of the
9 adjustment for an additional five years. Similar additional
10 reviews shall be conducted by the board every five years
11 thereafter.

12 **c.** An adjustment to the amount determined under subsection
13 2, paragraph “a”, shall not be construed to allow the amount
14 of remittances received by a governmental entity to otherwise
15 exceed the maximum amount permitted under this chapter.

16 **Sec. ____.** **EFFECTIVE DATE.** This division of this Act, being
17 deemed of immediate importance, takes effect upon enactment.>

18 2. By renumbering as necessary.

LIZ MATHIS
TODD TAYLOR

S-5162

HOUSE AMENDMENT TO
SENATE AMENDMENT TO
HOUSE FILE 594

1 Amend the Senate amendment, H-8312, to House File 594, as

2 passed by the House, as follows:
3 1. Page 1, after line 9 by inserting:
4 <___. Page 1, after line 12 by inserting:
5 <Sec. ___. Section 146A.1, subsection 1, unnumbered
6 paragraph 1, Code 2020, is amended to read as follows:
7 A physician performing an abortion shall obtain written
8 certification from the pregnant woman of all of the following
9 at least ~~seventy-two~~ twenty-four hours prior to performing an
10 abortion:>
11 ___. Title page, line 1, after <relating to> by inserting
12 <medical procedures including abortion and>>

S-5163

1 Amend House File 2643, as amended, passed, and reprinted by
2 the House, as follows:
3 1. By striking everything after the enacting clause and
4 inserting:
5 <DIVISION I
6 CONTINUING APPROPRIATIONS
7 Section 1. CONTINUING APPROPRIATIONS — FY 2020–2021.
8 1. APPROPRIATIONS DETERMINED FROM FY 2019–2020 LINE ITEM
9 AND LIMITED STANDING APPROPRIATIONS.
10 a. For all line item appropriations, standing limited
11 appropriations, and standing unlimited appropriations otherwise
12 limited by law, including appropriations from federal and
13 nonstate funds, the department of management, in consultation
14 with the legislative services agency, shall determine the
15 amount of such line item appropriations, standing limited
16 appropriations, and standing unlimited appropriations otherwise
17 limited by law, including appropriations from federal and
18 nonstate funds, made for the fiscal year beginning July 1,
19 2019, and ending June 30, 2020, by taking into consideration
20 all of the following:
21 (1) 2020 Iowa Acts, Senate Files 2144 and 2408, and other
22 2020 Iowa Acts.
23 (2) 2019 Iowa Acts.
24 (3) All interdepartmental and intradepartmental transfers
25 made pursuant to section 8.39 and other provisions of law.
26 (4) Other provisions of law.
27 b. The department of management, in consultation with the
28 legislative services agency, shall also identify the entities
29 to which such appropriations were made, or the entities'
30 successors.
31 2. CONTINUING APPROPRIATIONS. There is appropriated
32 from the appropriate state fund or account to the entities
33 identified pursuant to subsection 1, for the fiscal year
34 beginning July 1, 2020, and ending June 30, 2021, amounts, or
35 so much thereof as is necessary, equal to the amounts of all

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1 line item appropriations, standing limited appropriations, and
2 standing unlimited appropriations otherwise limited by law,
3 including federal and nonstate funds, made for the fiscal year
4 beginning July 1, 2019, and ending June 30, 2020, as determined
5 pursuant to subsection 1, to be used for the same designated
6 purposes.

7 3. DUPLICATIVE STANDING APPROPRIATIONS SUPPLANTED. The
8 amounts appropriated under subsection 2 shall supplant
9 any duplicative standing appropriation for the fiscal year
10 beginning July 1, 2020, and ending June 30, 2021.

11 4. MISCELLANEOUS PROVISIONS APPLICABLE TO FY 2020–2021.

12 Any powers, duties, limitations, or requirements, including
13 reporting requirements, set forth in 2019 Iowa Acts, chapters
14 85, 89, 131, 135, 136, 154, 155, and 163, for the fiscal
15 year beginning July 1, 2019, and ending June 30, 2020, are
16 applicable for the fiscal year beginning July 1, 2020, and
17 ending June 30, 2021, and any specified date contained therein
18 shall apply one year later than specified in such chapters.

19 5. ALLOCATION AMOUNTS. For any line item appropriation,
20 standing limited appropriation, or standing unlimited
21 appropriation otherwise limited by law identified pursuant
22 to subsection 1 which is subject to an allocation amount for
23 the fiscal year beginning July 1, 2019, and ending June 30,
24 2020, the amount appropriated under subsection 2 based on such
25 appropriation shall be subject to the same allocation amount
26 for the fiscal year beginning July 1, 2020, and ending June 30,
27 2021.

28 6. NONREVERSION PROVISIONS. For any line item
29 appropriation, standing limited appropriation, or standing
30 unlimited appropriation otherwise limited by law identified
31 pursuant to subsection 1 that is subject to a specified
32 nonreversion provision, whether for a limited or unlimited
33 period, the amount appropriated under subsection 2 based on
34 such appropriation shall be subject to the same specified
35 nonreversion provision, and in the case of a specified

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1 nonreversion provision for a limited period, the period shall
2 be considered to be one fiscal year longer than specified for
3 the appropriation identified pursuant to subsection 1.

4 7. FULL-TIME EQUIVALENT POSITIONS. The amounts
5 appropriated under subsection 2 to an entity identified
6 pursuant to subsection 1 may be used by the entity for a number
7 of full-time equivalent positions for the fiscal year beginning
8 July 1, 2020, and ending June 20, 2021, equal to the number of
9 full-time equivalent positions authorized for the entity for
10 the fiscal year beginning July 1, 2019, and ending June 30,
11 2020.

12 8. EXCLUSIONS. This section does not apply to any of the

13 following:

14 a. Appropriations made from the rebuild Iowa infrastructure
15 fund and the technology reinvestment fund pursuant to 2019 Iowa
16 Acts, chapter 137.

17 b. Appropriations made to the department of transportation
18 from the road use tax fund and the primary road fund pursuant
19 to 2019 Iowa Acts, chapter 52.

20 c. The appropriation made to the department of
21 administrative services from the general fund of the state for
22 establishing a listing of real property owned or leased by
23 the state pursuant to 2019 Iowa Acts, chapter 136, section 1,
24 subsection 1, paragraph “d”.

25 d. The appropriation made to the department of cultural
26 affairs from the general fund of the state for payment of
27 rent for the state records center pursuant to 2019 Iowa Acts,
28 chapter 154, section 1, subsection 1, paragraph “g”.

29 e. The appropriation made to the Iowa law enforcement
30 academy from the general fund of the state for costs associated
31 with temporary relocation of the Iowa law enforcement academy
32 pursuant to 2019 Iowa Acts, chapter 163, section 10, subsection
33 1, paragraph “a”, subparagraph (2), as amended in this Act.

34 f. The appropriation made to the department of homeland
35 security and emergency management from the general fund of the

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1 state for flood recovery pursuant to 2020 Iowa Acts, Senate
2 File 2144, section 3.

3 g. The appropriation made to the department of management
4 for distribution of moneys to other governmental entities for
5 the payment of rate adjustments established by the office of
6 the chief information officer pursuant to 2019 Iowa Acts,
7 chapter 136, section 16, subsection 2.

8 h. The appropriation made to the department of revenue from
9 the general fund of the state for technology upgrades pursuant
10 to 2019 Iowa Acts, chapter 136, section 19, subsection 1,
11 paragraph “b”.

12 i. Any line item appropriation, standing limited
13 appropriation, or standing unlimited appropriation otherwise
14 limited by law that is otherwise provided for in this Act.

15 Sec. 2. REPEAL. 2020 Iowa Acts, Senate File 2408, sections
16 7 and 8, are repealed.

DIVISION II GENERAL ASSEMBLY

18 Sec. 3. GENERAL ASSEMBLY.

19 1. The appropriations made pursuant to section 2.12 for the
20 expenses of the general assembly and legislative agencies for
21 the fiscal year beginning July 1, 2020, and ending June 30,
22 2021, are reduced by the following amount:

23 \$ 1,000,000

24 2. The budgeted amounts for the general assembly and
25 legislative agencies for the fiscal year beginning July 1,
26

27 2020, may be adjusted to reflect the unexpended budgeted
28 amounts from the previous fiscal year.

29 DIVISION III

30 ADMINISTRATION AND REGULATION APPROPRIATIONS — FY 2020–2021

31 Sec. 4. DEPARTMENT OF ADMINISTRATIVE SERVICES. There
32 is appropriated from the general fund of the state to the
33 department of administrative services for the fiscal year
34 beginning July 1, 2020, and ending June 30, 2021, the following
35 amount, or so much thereof as is necessary, to be used for the

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1 purposes designated:

2 For the payment of utility costs, and for not more than the
3 following full-time equivalent positions:

4	\$	3,882,948
5	FTEs	1.00

6 Notwithstanding section 8.33, any excess moneys appropriated
7 for utility costs in this section shall not revert to the
8 general fund of the state at the end of the fiscal year but
9 shall remain available for expenditure for the purposes
10 designated during the succeeding fiscal year.

11 Sec. 5. SECRETARY OF STATE — ADMINISTRATION AND
12 ELECTIONS. There is appropriated from the general fund of the
13 state to the office of the secretary of state for the fiscal
14 year beginning July 1, 2020, and ending June 30, 2021, the
15 following amount, or so much thereof as is necessary, to be
16 used for the purposes designated:

17 For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$	1,874,870
21	FTEs	16.00

22 The state department or agency that provides data processing
23 services to support voter registration file maintenance and
24 storage shall provide those services without charge.

25 DIVISION IV

26 EDUCATION APPROPRIATIONS — FY 2020–2021

27 Sec. 6. STATE BOARD OF REGENTS. There is appropriated from
28 the general fund of the state to the state board of regents
29 for the fiscal year beginning July 1, 2020, and ending June
30 30, 2021, the following amounts, or so much thereof as is
31 necessary, to be used for the purposes designated:

32 1. STATE SCHOOL FOR THE DEAF

33 For salaries, support, maintenance, and miscellaneous
34 purposes, and for not more than the following full-time
35 equivalent positions:

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1	\$	10,536,171
2	FTEs	101.84

3 2. IOWA BRAILLE AND SIGHT SAVING SCHOOL

4 For salaries, support, maintenance, and miscellaneous
5 purposes, and for not more than the following full-time
6 equivalent positions:

7	\$	4,434,459
8	FTEs	58.00

9 Sec. 7. BOARD OF REGENTS — REDUCTION. The appropriations
10 made to the state board of regents for the fiscal year
11 beginning July 1, 2020, and ending June 30, 2021, pursuant to
12 section 1 of this Act, shall be collectively reduced by the
13 following amount:

14	\$	8,000,000
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15 The reduction set forth in this section shall be distributed
16 among the appropriations made to the state board of regents for
17 the fiscal year beginning July 1, 2020, and ending June 30,
18 2021, pursuant to section 1 of this Act as determined by the
19 state board of regents.

20 Sec. 8. Section 261.20, subsection 2, Code 2020, is amended
21 to read as follows:

22 2. The maximum balance of the scholarship and tuition
23 grant reserve fund is an amount equal to ~~one~~ two percent of
24 the funds appropriated to the scholarship and tuition grant
25 programs under section 261.25 during the preceding fiscal year.
26 The moneys in the fund shall be placed in separate accounts
27 within the fund, according to the source and purpose of the
28 original appropriation. Moneys in the various accounts shall
29 only be used to alleviate a current fiscal year shortfall in
30 appropriations for scholarship or tuition grant programs that
31 have the same nature as the programs for which the moneys
32 were originally appropriated. At the conclusion of a fiscal
33 year, any surplus appropriations made to the commission for
34 scholarship or tuition grant programs are appropriated to the
35 scholarship and grant reserve fund in an amount equal to the

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1 amount of the surplus or the amount necessary to achieve the
2 maximum balance, whichever amount is less.

3 DIVISION V

4 JUDICIAL APPROPRIATIONS — FY 2020–2021

5 Sec. 9. JUDICIAL BRANCH.

6 1. There is appropriated from the general fund of the state
7 to the judicial branch for the fiscal year beginning July 1,
8 2020, and ending June 30, 2021, the following amounts, or so
9 much thereof as is necessary, to be used for the purposes
10 designated:

11 a. For salaries of supreme court justices, appellate court
12 judges, district court judges, district associate judges,
13 associate juvenile judges, associate probate judges, judicial
14 magistrates and staff, state court administrator, clerk of
15 the supreme court, district court administrators, clerks of
16 the district court, juvenile court officers, board of law

17 examiners, board of examiners of shorthand reporters, and
18 commission on judicial qualifications; receipt and disbursement
19 of child support payments; reimbursement of the auditor
20 of state for expenses incurred in completing audits of the
21 offices of the clerks of the district court during the fiscal
22 year beginning July 1, 2020; and maintenance, equipment, and
23 miscellaneous purposes:
24 \$ 181,023,737
25 b. For deposit in the revolving fund created pursuant to
26 section 602.1302, subsection 3, for jury and witness fees,
27 mileage, costs related to summoning jurors, costs and fees for
28 interpreters and translators, and reimbursement of attorney
29 fees paid by the state public defender:
30 \$ 3,100,000
31 2. The judicial branch, except for purposes of internal
32 processing, shall use the current state budget system, the
33 state payroll system, and the Iowa finance and accounting
34 system in administration of programs and payments for services,
35 and shall not duplicate the state payroll, accounting, and

Page 8

1 budgeting systems.
2 3. The judicial branch shall submit monthly financial
3 statements to the legislative services agency and the
4 department of management containing all appropriated accounts
5 in the same manner as provided in the monthly financial status
6 reports and personal services usage reports of the department
7 of administrative services. The monthly financial statements
8 shall include a comparison of the dollars and percentage
9 spent of budgeted versus actual revenues and expenditures on
10 a cumulative basis for full-time equivalent positions and
11 dollars.
12 4. The judicial branch shall focus efforts on the collection
13 of delinquent fines, penalties, court costs, fees, surcharges,
14 or similar amounts.
15 5. It is the intent of the general assembly that the offices
16 of the clerks of the district court operate in all 99 counties
17 and be accessible to the public as much as is reasonably
18 possible in order to address the relative needs of the citizens
19 of each county. An office of the clerk of the district court
20 shall be open regular courthouse hours.
21 6. In addition to the requirements for transfers under
22 section 8.39, the judicial branch shall not change the
23 appropriations from the amounts appropriated to the judicial
24 branch in this Act, unless notice of the revisions is given to
25 the legislative services agency prior to the effective date.
26 The notice shall include information on the branch's rationale
27 for making the changes and details concerning the workload and
28 performance measures upon which the changes are based.
29 7. The judicial branch shall submit a semiannual update
30 to the legislative services agency specifying the amounts of

31 fines, surcharges, and court costs collected using the Iowa
 32 court information system since the last report. The judicial
 33 branch shall continue to facilitate the sharing of vital
 34 sentencing and other information with other state departments
 35 and governmental agencies involved in the criminal justice

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1 system through the Iowa court information system.
 2 8. The judicial branch shall provide a report to the general
 3 assembly by January 1, 2021, concerning the amounts received
 4 and expended from the enhanced court collections fund created
 5 in section 602.1304 and the court technology and modernization
 6 fund created in section 602.8108, subsection 9, during the
 7 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 8 and the plans for expenditures from each fund during the fiscal
 9 year beginning July 1, 2020, and ending June 30, 2021. A copy
 10 of the report shall be provided to the legislative services
 11 agency.

12 Sec. 10. CIVIL TRIALS — LOCATION. Notwithstanding any
 13 provision to the contrary, for the fiscal year beginning July
 14 1, 2020, and ending June 30, 2021, if all parties in a case
 15 agree, a civil trial including a jury trial may take place in a
 16 county contiguous to the county with proper jurisdiction, even
 17 if the contiguous county is located in an adjacent judicial
 18 district or judicial election district. If the trial is moved
 19 pursuant to this section, court personnel shall treat the case
 20 as if a change of venue occurred.

21 DIVISION VI

22 HEALTH AND HUMAN SERVICES APPROPRIATIONS — FY 2020–2021

23 Sec. 11. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
 24 GRANT. There is appropriated from the fund created in section
 25 8.41 to the department of human services for the fiscal year
 26 beginning July 1, 2020, and ending June 30, 2021, from moneys
 27 received under the federal temporary assistance for needy
 28 families (TANF) block grant pursuant to the federal Personal
 29 Responsibility and Work Opportunity Reconciliation Act of 1996,
 30 Pub. L. No. 104-193, and successor legislation, the following
 31 amount, or so much thereof as is necessary, to be used for the
 32 purposes designated:

33 To be credited to the family investment program account and
 34 used for assistance under the family investment program under
 35 chapter 239B:

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1	\$	5,002,006
2	Sec. 12. MEDICAL ASSISTANCE. There is appropriated from the		
3	general fund of the state to the department of human services		
4	for the fiscal year beginning July 1, 2020, and ending June 30,		
5	2021, the following amount, or so much thereof as is necessary,		
6	to be used for the purpose designated:		

7 For medical assistance program reimbursement and associated
8 costs as specifically provided in the reimbursement
9 methodologies in effect on June 30, 2020, except as otherwise
10 expressly authorized by law, consistent with options under
11 federal law and regulations, and contingent upon receipt of
12 approval from the office of the governor of reimbursement for
13 each abortion performed under the program:
14 \$ 1,459,599,409
15 The prohibitions, limitations, transfers, authorizations,
16 requirements applicable to state and private entities, and
17 requirements applicable to the use of appropriated moneys,
18 including allocation amounts, set forth in 2019 Iowa Acts,
19 chapter 85, section 13, subsections 1 through 20, apply to
20 the moneys appropriated in this section for the fiscal year
21 beginning July 1, 2020, and ending June 30, 2021.
22 Sec. 13. STATE SUPPLEMENTARY ASSISTANCE.
23 1. There is appropriated from the general fund of the
24 state to the department of human services for the fiscal year
25 beginning July 1, 2020, and ending June 30, 2021, the following
26 amount, or so much thereof as is necessary, to be used for the
27 purpose designated:
28 For the state supplementary assistance program:
29 \$ 7,349,002
30 2. The department shall increase the personal needs
31 allowance for residents of residential care facilities by the
32 same percentage and at the same time as federal supplemental
33 security income and federal social security benefits are
34 increased due to a recognized increase in the cost of living.
35 The department may adopt emergency rules to implement this

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1 subsection.
2 3. If during the fiscal year beginning July 1, 2020,
3 the department projects that state supplementary assistance
4 expenditures for a calendar year will not meet the federal
5 pass-through requirement specified in Tit. XVI of the federal
6 Social Security Act, section 1618, as codified in 42 U.S.C.
7 §1382g, the department may take actions including but not
8 limited to increasing the personal needs allowance for
9 residential care facility residents and making programmatic
10 adjustments or upward adjustments of the prescribed residential
11 care facility or in-home health-related care reimbursement
12 rates to ensure that federal requirements are met. In
13 addition, the department may make other programmatic and rate
14 adjustments necessary to remain within the amount appropriated
15 in this section while ensuring compliance with federal
16 requirements. The department may adopt emergency rules to
17 implement the provisions of this subsection.
18 4. Notwithstanding section 8.33, moneys appropriated
19 in this section that remain unencumbered or unobligated
20 at the close of the fiscal year shall not revert but

21 shall remain available for expenditure for the purposes
 22 designated, including for liability amounts associated with the
 23 supplemental nutrition assistance program payment error rate,
 24 until the close of the succeeding fiscal year.

25 Sec. 14. CHILDREN'S HEALTH INSURANCE PROGRAM.

26 1. There is appropriated from the general fund of the
 27 state to the department of human services for the fiscal year
 28 beginning July 1, 2020, and ending June 30, 2021, the following
 29 amount, or so much thereof as is necessary, to be used for the
 30 purpose designated:

31 For maintenance of the healthy and well kids in Iowa (hawk-i)
 32 program pursuant to chapter 514I, including supplemental dental
 33 services, for receipt of federal financial participation under
 34 Tit. XXI of the federal Social Security Act, which creates the
 35 children's health insurance program:

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1 \$ 37,598,984

2 2. Of the funds appropriated in this section, \$146,682 is
 3 allocated for continuation of the contract for outreach with
 4 the department of public health.

5 3. A portion of the funds appropriated in this section may
 6 be transferred to the appropriations made for field operations
 7 or medical contracts to be used for the integration of hawk-i
 8 program eligibility, payment, and administrative functions
 9 under the purview of the department of human services,
 10 including for the Medicaid management information system
 11 upgrade.

12 Sec. 15. STATE RESOURCE CENTERS.

13 1. There is appropriated from the general fund of the
 14 state to the department of human services for the fiscal year
 15 beginning July 1, 2020, and ending June 30, 2021, the following
 16 amounts, or so much thereof as is necessary, to be used for the
 17 purposes designated:

18 a. For the state resource center at Glenwood for salaries,
 19 support, maintenance, and miscellaneous purposes:
 20 \$ 16,700,867

21 b. For the state resource center at Woodward for salaries,
 22 support, maintenance, and miscellaneous purposes:
 23 \$ 10,913,360

24 2. The department may continue to bill for state resource
 25 center services utilizing a scope of services approach used for
 26 private providers of intermediate care facilities for persons
 27 with an intellectual disability services, in a manner which
 28 does not shift costs between the medical assistance program,
 29 counties, or other sources of funding for the state resource
 30 centers.

31 3. The state resource centers may expand the time-limited
 32 assessment and respite services during the fiscal year.

33 4. If the department's administration and the department
 34 of management concur with a finding by a state resource

35 center’s superintendent that projected revenues can reasonably

Page 13

1 be expected to pay the salary and support costs for a new
2 employee position, or that such costs for adding a particular
3 number of new positions for the fiscal year would be less
4 than the overtime costs if new positions would not be added,
5 the superintendent may add the new position or positions. If
6 the vacant positions available to a resource center do not
7 include the position classification desired to be filled, the
8 state resource center’s superintendent may reclassify any
9 vacant position as necessary to fill the desired position. The
10 superintendents of the state resource centers may, by mutual
11 agreement, pool vacant positions and position classifications
12 during the course of the fiscal year in order to assist one
13 another in filling necessary positions.

14 5. If existing capacity limitations are reached in
15 operating units, a waiting list is in effect for a service or
16 a special need for which a payment source or other funding
17 is available for the service or to address the special need,
18 and facilities for the service or to address the special need
19 can be provided within the available payment source or other
20 funding, the superintendent of a state resource center may
21 authorize opening not more than two units or other facilities
22 and begin implementing the service or addressing the special
23 need during fiscal year 2020-2021.

24 6. Notwithstanding section 8.33, and notwithstanding
25 the amount limitation specified in section 222.92, moneys
26 appropriated in this section that remain unencumbered or
27 unobligated at the close of the fiscal year shall not revert
28 but shall remain available for expenditure for the purposes
29 designated until the close of the succeeding fiscal year.

30 Sec. 16. JUVENILE INSTITUTION. There is appropriated
31 from the general fund of the state to the department of human
32 services for the fiscal year beginning July 1, 2020, and ending
33 June 30, 2021, the following amounts, or so much thereof as is
34 necessary, to be used for the purposes designated:

35 1. a. For operation of the state training school at Eldora

Page 14

1 and for salaries, support, maintenance, and miscellaneous
2 purposes, and for not more than the following full-time
3 equivalent positions:

4	\$	16,029,488
5	FTEs		207.00

6 b. Of the funds appropriated in this subsection, \$91,000
7 shall be used for distribution to licensed classroom teachers
8 at this and other institutions under the control of the
9 department of human services based upon the average student
10 yearly enrollment at each institution as determined by the

11 department.

12 2. A portion of the moneys appropriated in this section
13 shall be used by the state training school at Eldora for
14 grants for adolescent pregnancy prevention activities at the
15 institution in the fiscal year beginning July 1, 2020.

16 3. Of the funds appropriated in this subsection, \$212,000
17 shall be used by the state training school at Eldora for a
18 substance use disorder treatment program at the institution for
19 the fiscal year beginning July 1, 2020.

20 4. Notwithstanding section 8.33, moneys appropriated in
21 this section that remain unencumbered or unobligated at the
22 close of the fiscal year shall not revert but shall remain
23 available for expenditure for the purposes designated until the
24 close of the succeeding fiscal year.

25 Sec. 17. DEPARTMENT OF PUBLIC HEALTH — ADDICTIVE
26 DISORDERS. There is appropriated from the general fund of the
27 state to the department of public health for the fiscal year
28 beginning July 1, 2020, and ending June 30, 2021, the following
29 amount, or so much thereof as is necessary, to be used for the
30 purposes designated:

31 1. For reducing the prevalence of the use of tobacco,
32 alcohol, and other drugs, and treating individuals affected by
33 addictive behaviors, including gambling, and for not more than
34 the following full-time equivalent positions:

35 \$ 23,659,379

Page 15

1 FTEs 12.00

2 2. a. Of the funds appropriated in this section, \$4,021,000
3 shall be used for the tobacco use prevention and control
4 initiative, including efforts at the state and local levels,
5 as provided in chapter 142A. The commission on tobacco use
6 prevention and control established pursuant to section 142A.3
7 shall advise the director of public health in prioritizing
8 funding needs and the allocation of moneys appropriated for
9 the programs and initiatives. Activities of the programs
10 and initiatives shall be in alignment with the United States
11 centers for disease control and prevention best practices
12 for comprehensive tobacco control programs that include
13 the goals of preventing youth initiation of tobacco usage,
14 reducing exposure to secondhand smoke, and promotion of
15 tobacco cessation. To maximize resources, the department
16 shall determine if third-party sources are available to
17 instead provide nicotine replacement products to an applicant
18 prior to provision of such products to an applicant under
19 the initiative. The department shall track and report to
20 the individuals specified in this section, any reduction in
21 the provision of nicotine replacement products realized by
22 the initiative through implementation of the prerequisite
23 screening.

24 b. (1) The department shall collaborate with the

25 alcoholic beverages division of the department of commerce for
26 enforcement of tobacco laws, regulations, and ordinances and to
27 engage in tobacco control activities approved by the division
28 of tobacco use prevention and control of the department of
29 public health as specified in the memorandum of understanding
30 entered into between the divisions.

31 (2) For the fiscal year beginning July 1, 2020, and ending
32 June 30, 2021, the terms of the memorandum of understanding,
33 entered into between the division of tobacco use prevention
34 and control of the department of public health and the
35 alcoholic beverages division of the department of commerce,

Page 16

1 governing compliance checks conducted to ensure licensed retail
2 tobacco outlet conformity with tobacco laws, regulations, and
3 ordinances relating to persons under 18 years of age, shall
4 continue to restrict the number of such checks to one check per
5 retail outlet, and one additional check for any retail outlet
6 found to be in violation during the first check.

7 3. a. Of the funds appropriated in this section,
8 \$19,639,000 shall be used for problem gambling and
9 substance-related disorder prevention, treatment, and recovery
10 services, including a 24-hour helpline, public information
11 resources, professional training, youth prevention, and program
12 evaluation.

13 b. Of the amount allocated under this subsection, \$306,000
14 shall be utilized by the department of public health, in
15 collaboration with the department of human services, to support
16 establishment and maintenance of a single statewide 24-hour
17 crisis hotline for the Iowa children's behavioral health system
18 that incorporates warmline services which may be provided
19 through expansion of existing capabilities maintained by the
20 department of public health as required pursuant to 2018 Iowa
21 Acts, chapter 1056, section 16.

22 4. The requirement of section 123.17, subsection 5, is met
23 by the appropriations and allocations made in this section
24 and section 1 of this Act for purposes of substance-related
25 disorder treatment and addictive disorders for the fiscal year
26 beginning July 1, 2020.

27 Sec. 18. DEPARTMENT OF PUBLIC HEALTH — SPORTS WAGERING
28 RECEIPTS FUND. There is appropriated from the sports wagering
29 receipts fund created in section 8.57, subsection 6, to the
30 department of public health for the fiscal year beginning July
31 1, 2020, and ending June 30, 2021, the following amount, or
32 so much thereof as is necessary, to be used for the purposes
33 designated:

34 For problem gambling and substance-related disorder
35 prevention, treatment, and recovery services, including a

Page 17

1 24-hour helpline, public information resources, professional
 2 training, youth prevention, and program evaluation:
 3 \$ 1,450,000
 4 The appropriation made in this section shall not supplant
 5 the appropriation made to the department of public health from
 6 the sports wagering receipts fund pursuant to section 1 of this
 7 Act, based on the appropriation made in 2019 Iowa Acts, chapter
 8 133.

DIVISION VII

10 HEALTH AND HUMAN SERVICES — PRIOR APPROPRIATIONS AND OTHER
 11 PROVISIONS

RURAL PSYCHIATRIC RESIDENCIES

12
 13 Sec. 19. 2019 Iowa Acts, chapter 85, section 3, subsection
 14 4, paragraph j, is amended to read as follows:

15 j. Of the funds appropriated in this subsection, \$400,000
 16 shall be used for rural psychiatric residencies to support the
 17 annual creation and training of four psychiatric residents who
 18 will provide mental health services in underserved areas of
 19 the state. Notwithstanding section 8.33, moneys that remain
 20 unencumbered or unobligated at the close of the fiscal year
 21 shall not revert but shall remain available for expenditure for
 22 the purposes designated for subsequent fiscal years.

FAMILY INVESTMENT PROGRAM ACCOUNT

23
 24 Sec. 20. 2019 Iowa Acts, chapter 85, section 9, is amended
 25 by adding the following new subsection:

26 NEW SUBSECTION. 7. Notwithstanding section 8.33, moneys
 27 appropriated in this section that remain unencumbered or
 28 unobligated at the close of the fiscal year shall not revert
 29 but shall remain available for expenditure for the purposes
 30 designated, and may be transferred to the appropriations made
 31 in this division of this Act for general administration and
 32 field operations for technology needs including the eligibility
 33 integrated applications solutions (ELIAS) project, until the
 34 close of the succeeding fiscal year.

STATE SUPPLEMENTARY ASSISTANCE

Page 18

1 Sec. 21. 2019 Iowa Acts, chapter 85, section 15, subsection
 2 4, is amended to read as follows:

3 4. Notwithstanding section 8.33, moneys appropriated
 4 in this section that remain unencumbered or unobligated
 5 at the close of the fiscal year shall not revert but
 6 shall remain available for expenditure for the purposes
 7 designated, including for liability amounts associated with the
 8 supplemental nutrition assistance program payment error rate,
 9 until the close of the succeeding fiscal year.

CHILD AND FAMILY SERVICES

10
 11 Sec. 22. 2019 Iowa Acts, chapter 85, section 19, subsection
 12 18, is amended to read as follows:

13 18. Of the funds appropriated in this section, at least
14 \$147,000 shall be used for the continuation of the child
15 welfare provider training academy, a collaboration between the
16 coalition for family and children's services in Iowa and the
17 department. Notwithstanding section 8.33, moneys allocated
18 under this subsection that remain unencumbered or unobligated
19 at the close of the fiscal year shall not revert but shall
20 remain available for expenditure for the purposes designated
21 until the close of the succeeding fiscal year.

22 Sec. 23. 2019 Iowa Acts, chapter 85, section 19, is amended
23 by adding the following new subsection:

24 NEW SUBSECTION. 24. Notwithstanding section 8.33, moneys
25 appropriated in this section that remain unencumbered or
26 unobligated at the close of the fiscal year shall not revert
27 but shall remain available for expenditure for the purposes
28 designated, and including services implemented to meet the
29 requirements of the federal Family First Prevention Services
30 Act, until the close of the succeeding fiscal year.

31 MENTAL HEALTH INSTITUTES

32 Sec. 24. 2019 Iowa Acts, chapter 85, section 24, subsection
33 2, is amended to read as follows:

34 2. a. Notwithstanding sections 218.78 and 249A.11, any
35 revenue received from the state mental health institute at

Page 19

1 Cherokee or the state mental health institute at Independence
2 pursuant to 42 C.F.R §438.6(e) may be retained and expended by
3 the mental health institute.

4 b. Notwithstanding sections 218.78 and 249A.11, any
5 COVID-19 related funding received through federal funding
6 sources by the state mental health institute at Cherokee or the
7 state mental health institute at Independence may be retained
8 and expended by the mental health institute.

9 FIELD OPERATIONS

10 Sec. 25. 2019 Iowa Acts, chapter 85, section 27, is amended
11 by adding the following new subsection:

12 NEW SUBSECTION. 4. Notwithstanding section 8.33, moneys
13 appropriated in this section that remain unencumbered or
14 unobligated at the close of the fiscal year shall not revert
15 but shall remain available for expenditure for the purposes
16 designated until the close of the succeeding fiscal year.

17 GENERAL ADMINISTRATION

18 Sec. 26. 2019 Iowa Acts, chapter 85, section 28, is amended
19 by adding the following new subsection:

20 NEW SUBSECTION. 7. Notwithstanding section 8.33, moneys
21 appropriated in this section that remain unencumbered or
22 unobligated at the close of the fiscal year shall not revert
23 but shall remain available for expenditure for the purposes
24 designated until the close of the succeeding fiscal year.

25 DECATEGORIZATION FY 2018 CARRYOVER FUNDING

26 Sec. 27. DECATEGORIZATION CARRYOVER FUNDING FY 2018 —

27 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
28 subsection 5, paragraph “b”, any state-appropriated moneys in
29 the funding pool that remained unencumbered or unobligated
30 at the close of the fiscal year beginning July 1, 2017, and
31 were deemed carryover funding to remain available for the two
32 succeeding fiscal years that still remain unencumbered or
33 unobligated at the close of the fiscal year beginning July 1,
34 2019, shall not revert but shall be transferred to the medical
35 assistance program for the fiscal year beginning July 1, 2020.

Page 20

1 Sec. 28. PROVISIONS NOT APPLICABLE TO FY 2020–2021. All
2 of the following amendments to 2019 Iowa Acts, chapter 85, are
3 not applicable to the associated appropriations made for the
4 fiscal year beginning July 1, 2020, and ending June 30, 2021,
5 notwithstanding section 1 of this Act:

6 1. 2019 Iowa Acts, chapter 85, section 9, as amended in this
7 division of this Act.

8 2. 2019 Iowa Acts, chapter 85, section 19, subsection 18, as
9 amended in this division of this Act.

10 3. 2019 Iowa Acts, chapter 85, section 19, subsection 24, if
11 enacted by this division of this Act.

12 4. 2019 Iowa Acts, chapter 85, section 27, as amended in
13 this division of this Act.

14 5. 2019 Iowa Acts, chapter 85, section 28, as amended in
15 this division of this Act.

16 Sec. 29. PROVISIONS APPLICABLE TO FY 2020–2021. All of
17 the following amendments to 2019 Iowa Acts, chapter 85, are
18 applicable to the associated appropriations made for the fiscal
19 year beginning July 1, 2020, and ending June 30, 2021, pursuant
20 to section 1 of this Act:

21 1. 2019 Iowa Acts, chapter 85, section 3, subsection 4,
22 paragraph “j”.

23 2. 2019 Iowa Acts, chapter 85, section 15, subsection 4.

24 3. 2019 Iowa Acts, chapter 85, section 24, subsection 2, as
25 amended in this division of this Act.

26 Sec. 30. EFFECTIVE DATE. This division of this Act, being
27 deemed of immediate importance, takes effect upon enactment.

28 Sec. 31. RETROACTIVE APPLICABILITY. This division of this
29 Act applies retroactively to July 1, 2019.

30 DIVISION VIII

31 HEALTH AND HUMAN SERVICES — FY 2019–2020 PROVISIONS NOT
32 APPLICABLE FOR FY 2020–2021

33 Sec. 32. HEALTH AND HUMAN SERVICES PROVISIONS NOT
34 APPLICABLE TO FY 2020–2021. The following provisions of 2019
35 Iowa Acts, chapter 85, are not applicable to the associated

Page 21

1 appropriations made for the fiscal year beginning July 1, 2020,
2 and ending June 30, 2021, notwithstanding section 1 of this

3 Act:

4 1. 2019 Iowa Acts, chapter 85, section 3, subsection 2,
5 paragraph “a”.

6 2. 2019 Iowa Acts, chapter 85, section 3, subsection 7,
7 paragraph “b”.

8 3. 2019 Iowa Acts, chapter 85, section 3, subsection 9,
9 paragraph “b”.

10 4. 2019 Iowa Acts, chapter 85, section 4, subsection 1.

11 5. 2019 Iowa Acts, chapter 85, section 9, subsection 4.

12 6. 2019 Iowa Acts, chapter 85, section 13, subsections 21,
13 22, 23, and 24.

14 7. 2019 Iowa Acts, chapter 85, section 18, subsection 1,
15 paragraph “c”.

16 8. 2019 Iowa Acts, chapter 85, section 22, subsection 2.

17 9. 2019 Iowa Acts, chapter 85, section 24, subsection 1,
18 paragraph “a”, subparagraph (2).

19 10. 2019 Iowa Acts, chapter 85, section 24, subsection 1,
20 paragraph “b”, subparagraph (2).

21 11. 2019 Iowa Acts, chapter 85, section 26, subsection 1,
22 paragraph “b”.

23 12. 2019 Iowa Acts, chapter 85, section 27, subsection 2.

24 13. 2019 Iowa Acts, chapter 85, section 32, subsection 1.

25 14. 2019 Iowa Acts, chapter 85, section 33.

26 15. 2019 Iowa Acts, chapter 85, divisions VII, VIII, XI,
27 XII, XIV, XVI, XIX, and XXVII.

28 DIVISION IX

29 HEALTH AND HUMAN SERVICES — NEW PROVISIONS APPLICABLE FOR FY
30 2020–2021

31 STATE MEDICAL EXAMINER

32 Sec. 33. STATE MEDICAL EXAMINER — USE OF MONEYS. For
33 the fiscal year beginning July 1, 2020, and ending June 30,
34 2021, a portion of the moneys appropriated from the general
35 fund of the state to the department of public health for

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1 public protection shall be used to support the office of the
2 state medical examiner and to address the growth in demand
3 for services. The office of the state medical examiner shall
4 enter into a memorandum of understanding with the university
5 of Iowa hospitals and clinics to coordinate the completion of
6 forensic autopsies to address increased caseloads and prolonged
7 backlogs, and to promote regional efficiencies.

8 HOPES — HFI

9 Sec. 34. HEALTHY OPPORTUNITIES FOR PARENTS TO EXPERIENCE
10 SUCCESS (HOPES) — HEALTHY FAMILIES IOWA (HFI) PROGRAM. For
11 the fiscal year beginning July 1, 2020, and ending June 30,
12 2021, of the funds appropriated from the general fund of the
13 state to the department of public health for healthy children
14 and families, not more than \$734,000 shall be used for the
15 healthy opportunities for parents to experience success (HOPES)
16 — healthy families Iowa (HFI) program established pursuant to

17 section 135.106.

18 SEXUAL VIOLENCE PREVENTION PROGRAMMING

19 Sec. 35. SEXUAL VIOLENCE PREVENTION PROGRAMMING. For
20 the fiscal year beginning July 1, 2020, and ending June
21 30, 2021, of the moneys appropriated from the general fund
22 of the state to the department of public health for public
23 protection, up to \$243,000 shall be used for sexual violence
24 prevention programming through a statewide organization
25 representing programs serving victims of sexual violence
26 through the department's sexual violence prevention program,
27 and for continuation of a training program for sexual assault
28 response team (SART) members, including representatives of
29 law enforcement, victim advocates, prosecutors, and certified
30 medical personnel. The amount allocated in this section shall
31 not be used to supplant funding administered for other sexual
32 violence prevention or victims assistance programs.

33 TAX PREPARATION ASSISTANCE

34 Sec. 36. DEPARTMENT OF HUMAN SERVICES — TAX PREPARATION
35 ASSISTANCE. For the fiscal year beginning July 1, 2020, and

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1 ending June 30, 2021, of the moneys appropriated from the
2 general fund of the state to the department of human services
3 to be credited to the family investment program account and
4 used for family investment assistance under chapter 239B,
5 \$195,000 shall be used for a contract executed in accordance
6 with 2019 Iowa Acts, chapter 85, section 9, subsection 4,
7 with an Iowa-based nonprofit organization with a history of
8 providing tax preparation assistance to low-income Iowans in
9 order to expand the usage of the earned income tax credit.
10 The purpose of the contract is to supply this assistance to
11 underserved areas of the state.

12 HEALTH PROGRAM OPERATIONS

13 Sec. 37. HEALTH PROGRAM OPERATIONS. There is appropriated
14 from the general fund of the state to the department of human
15 services for the fiscal year beginning July 1, 2020, and ending
16 June 30, 2021, the following amount or so much thereof as is
17 necessary, to be used for the purposes designated:

18 For health program operations:

19 \$ 17,831,343

20 1. The department of inspections and appeals shall provide
21 all state matching moneys for survey and certification
22 activities performed by the department of inspections
23 and appeals. The department of human services is solely
24 responsible for distributing the federal matching moneys for
25 such activities.

26 2. Of the moneys appropriated in this section, \$50,000 shall
27 be used for continuation of home and community-based services
28 waiver quality assurance programs, including the review and
29 streamlining of processes and policies related to oversight and
30 quality management to meet state and federal requirements.

31 3. Of the amount appropriated in this section, up to
32 \$200,000 may be transferred to the appropriation for general
33 administration to be used for additional full-time equivalent
34 positions in the development of key health initiatives such
35 as development and oversight of managed care programs and

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1 development of health strategies targeted toward improved
2 quality and reduced costs in the Medicaid program.
3 4. Of the moneys appropriated in this section, \$1,000,000
4 shall be used for planning and development, in cooperation with
5 the department of public health, of a phased-in program to
6 provide a dental home for children.
7 5. a. Of the moneys appropriated in this section, \$573,000
8 shall be credited to the autism support program fund created
9 in section 225D.2 to be used for the autism support program
10 created in chapter 225D, with the exception of the following
11 amount of this allocation which shall be used as follows:
12 b. Of the moneys allocated in this subsection, \$25,000 shall
13 be used for the public purpose of continuation of a grant to a
14 nonprofit provider of child welfare services that has been in
15 existence for more than 115 years, is located in a county with
16 a population between 200,000 and 220,000 according to the most
17 recent federal decennial census, is licensed as a psychiatric
18 medical institution for children, and provides school-based
19 programming, to be used for support services for children with
20 autism spectrum disorder and their families.

21 Sec. 38. REFERENCES TO MEDICAL CONTRACTS — REPLACED. For
22 the fiscal year beginning July 1, 2020, and ending June 30,
23 2021, all references in 2019 Iowa Acts, chapter 85, division V,
24 to “medical contracts” shall be replaced with the term “health
25 program operations” and all transfers of funds made to or from
26 the appropriation for medical contracts shall instead be made
27 to or from the appropriation for health program operations.

CHILD AND FAMILY SERVICES

29 Sec. 39. CHILD AND FAMILY SERVICES — GROUP FOSTER
30 CARE. For the fiscal year beginning July 1, 2020, and ending
31 June 30, 2021, of the funds appropriated from the general fund
32 of the state to the department of human services for child and
33 family services, \$26,025,000 is allocated as the statewide
34 expenditure target under section 232.143 for group foster care
35 maintenance and services. If the department projects that such

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1 expenditures for the fiscal year will be less than the target
2 amount allocated in this paragraph “a”, the department may
3 reallocate the excess to provide additional funding for family
4 foster care, independent living, family-centered services,
5 shelter care, or the child welfare emergency services addressed
6 with the allocation for shelter care.

7 FAMILY SUPPORT SUBSIDY PROGRAM

8 Sec. 40. FAMILY SUPPORT SUBSIDY PROGRAM. For the fiscal
9 year beginning July 1, 2020, and ending June 30, 2021, of the
10 moneys appropriated from the general fund of the state to the
11 department of human services for the family support subsidy
12 program, at least \$875,195 is transferred to the department
13 of public health for the family support center component of
14 the comprehensive family support program under chapter 225C,
15 subchapter V.

16 DEPARTMENT OF HUMAN SERVICES PROVIDER REIMBURSEMENTS
17 Sec. 41. PROVIDERS REIMBURSED UNDER THE DEPARTMENT OF HUMAN
18 SERVICES.

19 1. For the fiscal year beginning July 1, 2020, and
20 ending June 30, 2021, the following reimbursement rates and
21 methodologies shall apply:

22 a. (1) For the fiscal year beginning July 1, 2020,
23 case-mix, non-case-mix, and special population nursing
24 facilities shall be reimbursed in accordance with the
25 methodology in effect on June 30, 2020.

26 (2) For managed care claims, the department of human
27 services shall adjust the payment rate floor for nursing
28 facilities, annually, to maintain a rate floor that is no
29 lower than the Medicaid fee-for-service case-mix adjusted
30 rate calculated in accordance with subparagraph (1) and
31 441 IAC 81.6. The department shall then calculate adjusted
32 reimbursement rates, including but not limited to add-on
33 payments, annually, and shall notify Medicaid managed care
34 organizations of the adjusted reimbursement rates within 30
35 days of determining the adjusted reimbursement rates. Any

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1 adjustment of reimbursement rates under this subparagraph shall
2 be budget neutral to the state budget.

3 (3) Medicaid managed care organizations shall adjust
4 facility-specific rates based upon payment rate listings issued
5 by the department. The rate adjustments shall be applied
6 prospectively from the effective date of the rate letter issued
7 by the department.

8 b. For the fiscal year beginning July 1, 2020, reimbursement
9 rates for outpatient hospital services shall be rebased
10 effective January 1, 2021, subject to Medicaid program upper
11 payment limit rules, and adjusted as necessary to maintain
12 expenditures within the amount appropriated to the department
13 for this purpose for the fiscal year.

14 c. For the fiscal year beginning July 1, 2020, under
15 both fee-for-service and managed care administration of
16 the Medicaid program, critical access hospitals shall be
17 reimbursed for inpatient and outpatient services based on the
18 hospital-specific critical access hospital cost adjustment
19 factor methodology utilizing the most recent and complete cost
20 reporting period as applied prospectively within the funds

21 appropriated for such purpose for the fiscal year.
22 d. For the fiscal year beginning July 1, 2020, assertive
23 community treatment per diem rates shall remain at the rates in
24 effect on June 30, 2020.
25 e. Notwithstanding section 234.38, for the fiscal
26 year beginning July 1, 2020, the foster family basic daily
27 maintenance rate and the maximum adoption subsidy rate for
28 children ages 0 through 5 years shall be \$16.78, the rate for
29 children ages 6 through 11 years shall be \$17.45, the rate for
30 children ages 12 through 15 years shall be \$19.10, and the
31 rate for children and young adults ages 16 and older shall be
32 \$19.35. For youth ages 18 up to 23 who have exited foster
33 care, the preparation for adult living program maintenance rate
34 shall be \$602.70 per month. The maximum payment for adoption
35 subsidy nonrecurring expenses shall be limited to \$500 and the

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1 disallowance of additional amounts for court costs and other
2 related legal expenses implemented pursuant to 2010 Iowa Acts,
3 chapter 1031, section 408, shall be continued.
4 f. For the fiscal year beginning July 1, 2020, the
5 reimbursement rate for family-centered services providers shall
6 be established by contract.
7 2. With the exception of the providers and services
8 specified in subsection 1, all other provider and service
9 reimbursement rates and methodologies specified in 2019 Iowa
10 Acts, chapter 85, section 31, shall continue to be applicable
11 for the fiscal year beginning July 1, 2020, and ending June 30,
12 2021.

13 EMERGENCY RULES

14 Sec. 42. EMERGENCY RULES.

15 1. If necessary to comply with federal requirements
16 including time frames, or if specifically authorized by a
17 provision of this division of this Act, the department of
18 human services or the mental health and disability services
19 commission may adopt administrative rules under section 17A.4,
20 subsection 3, and section 17A.5, subsection 2, paragraph "b",
21 to implement the provisions of this division of this Act and
22 the rules shall become effective immediately upon filing or
23 on a later effective date specified in the rules, unless the
24 effective date of the rules is delayed or the applicability
25 of the rules is suspended by the administrative rules review
26 committee. Any rules adopted in accordance with this section
27 shall not take effect before the rules are reviewed by the
28 administrative rules review committee. The delay authority
29 provided to the administrative rules review committee under
30 section 17A.4, subsection 7, and section 17A.8, subsection 9,
31 shall be applicable to a delay imposed under this section,
32 notwithstanding a provision in those sections making them
33 inapplicable to section 17A.5, subsection 2, paragraph "b".
34 Any rules adopted in accordance with the provisions of this

35 section shall also be published as a notice of intended action

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1 as provided in section 17A.4.

2 2. If during a fiscal year, the department of human
3 services is adopting rules in accordance with this section
4 or as otherwise directed or authorized by state law, and the
5 rules will result in an expenditure increase beyond the amount
6 anticipated in the budget process or if the expenditure was
7 not addressed in the budget process for the fiscal year, the
8 department shall notify the persons designated by this division
9 of this Act for submission of reports, the chairpersons and
10 ranking members of the committees on appropriations, and
11 the department of management concerning the rules and the
12 expenditure increase. The notification shall be provided at
13 least 30 calendar days prior to the date notice of the rules
14 is submitted to the administrative rules coordinator and the
15 administrative code editor.

16 **REPORT ON NONREVERSION OF FUNDS**

17 **Sec. 43. REPORT ON NONREVERSION OF FUNDS.** The department
18 of human services shall report the expenditure of any moneys
19 for which nonreversion authorization was provided for the
20 fiscal year beginning July 1, 2019, and ending June 30, 2020,
21 for the family investment program account, state supplementary
22 assistance, child and family services, the mental health
23 institutes, field operations, or general administration to the
24 chairpersons and ranking members of the joint appropriations
25 subcommittee on health and human services, the legislative
26 services agency, and the four legislative caucus staffs on a
27 quarterly basis beginning October 1, 2020.

28 **CHILD AND FAMILY SERVICES**

29 **Sec. 44. CHILD AND FAMILY SERVICES APPROPRIATION.** For the
30 fiscal year beginning July 1, 2020, and ending June 30, 2021, a
31 portion of the funds appropriated from the general fund of the
32 state to the department of human services for child and family
33 services may be used for family-centered services for purposes
34 of complying with the federal Family First Prevention Services
35 Act of 2018, Pub. L. No. 115-123, and successor legislation.

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1 **DIVISION X**

2 **PUBLIC HEALTH EMERGENCY PROVISIONS**

3 **COVID-19 REGULATIONS**

4 **Sec. 45. COVID-19 FEDERAL REGULATIONS.** For the time
5 period beginning on the effective date of this division of
6 this Act, and ending June 30, 2021, notwithstanding state
7 administrative rules to the contrary, to the extent federal
8 regulations relating to the COVID-19 pandemic differ from state
9 administrative rules, including applicable federal waivers, the
10 federal regulations are controlling during the pendency of the

11 federally declared state of emergency.

12 COUNTY HOSPITAL FUNDING

13 Sec. 46. COUNTY HOSPITAL FUNDING — SUSTAINING OF HOSPITAL
14 OPERATIONS. For the time period beginning on the effective
15 date of this division of this Act, and ending June 30, 2021,
16 notwithstanding any provision of section 347.14, subsection
17 4, to the contrary, a board of trustees of a county hospital
18 may borrow moneys secured solely by hospital revenues for the
19 purpose of providing working capital or for general financing
20 needs to sustain hospital operations.

21 Sec. 47. COUNTY HOSPITAL FUNDING — NONCURRENT DEBT

22 ISSUANCE. For the time period beginning on the effective
23 date of this division of this Act, and ending June 30, 2021,
24 notwithstanding any provision of section 331.478, subsections
25 2 and 3, to the contrary, a board of trustees of a county
26 hospital may authorize noncurrent debt for the purpose of
27 providing working capital or for general financing needs to
28 sustain a county hospital's operations including in the form of
29 natural disaster loans from the state or federal government.

30 Sec. 48. EFFECTIVE DATE. This division of this Act, being
31 deemed of immediate importance, takes effect upon enactment.

32 DIVISION XI

33 MENTAL HEALTH AND DISABILITY SERVICES

34 Sec. 49. Section 331.389, subsection 4, paragraph c, Code
35 2020, is amended to read as follows:

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1 c. The department shall work with any county that has not
2 agreed to be part of a region in accordance with paragraph
3 "a" and with the regions forming around the county to resolve
4 issues preventing the county from joining a region. In
5 addition to the regional governance agreement requirements
6 in section 331.392, the department may compel the county and
7 region to engage in mediation for resolution of a dispute.
8 The costs incurred for mediation shall be paid by the county
9 and the region in dispute according to their governance
10 agreement. A county that has not agreed to be part of a
11 region in accordance with paragraph "a" shall be assigned by
12 the department to a region, unless exempted prior to July 1,
13 2014. A county assigned by the department to a region shall
14 be included in that region's amended governance agreement
15 pursuant to this section as of an effective date designated by
16 the department. The assigned county and region shall operate
17 according to the region's existing governance agreement until
18 the regional governance agreement is amended.

19 Sec. 50. Section 331.389, subsection 5, Code 2020, is
20 amended to read as follows:

21 5. a. If the department determines that a region or an
22 exempted county is not adequately fulfilling the requirements
23 under this chapter for a regional service system, the
24 department shall address the region or county in the following

25 order:

- 26 ~~a-~~ (1) Require compliance with a corrective action plan.
27 ~~b-~~ (2) Reduce the amount of the annual state funding
28 provided for the regional service system, not to exceed fifteen
29 percent of the amount.
30 ~~c-~~ (3) Withdraw approval for the region or for the county
31 exemption, as applicable.
32 b. The department shall rely on all information available,
33 including annual audits submitted under section 331.391,
34 regional governance agreements submitted under section 331.392,
35 and annual service and budget plans submitted under section

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- 1 331.393 in determining whether a region or an exempted county
2 is adequately fulfilling the requirements for a regional
3 service system. The department may request and review
4 financial documents, contracts, and other audits, and may
5 perform on-site reviews and interviews to gather information.
6 Sec. 51. Section 331.392, subsection 4, Code 2020, is
7 amended to read as follows:
8 4. The financial provisions of the agreement shall include
9 all of the following:
10 a. Methods for pooling, management, and expenditure of the
11 funding under the control of the regional administrator. If
12 the agreement does not provide for pooling of the participating
13 county moneys in a single fund, the agreement shall specify how
14 the participating county moneys will be subject to the control
15 of the regional administrator.
16 b. (1) Methods for allocating administrative funding and
17 resources.
18 (2) Methods for allocating a region's cash flow amount in
19 the event a county leaves the region. A region's cash flow
20 amount shall be divided by the percentage of each county's
21 population according to the region's population indicated
22 in the region's annual service and budget plan and shall be
23 allocated to the counties. This subparagraph shall apply to
24 all agreements in existence or entered into on or after July
25 1, 2020.
26 c. Contributions and uses of initial funding or related
27 contributions made by the counties participating in the
28 region for purposes of commencing operations by the regional
29 administrator.
30 d. Methods for acquiring or disposing of real property.
31 e. A process for determining the use of savings for
32 reinvestment.
33 f. A process for performance of an annual independent audit
34 of the regional administrator. The annual independent audit
35 prepared by the regional administrator shall be submitted to

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1 the department upon completion of the audit.
2 Sec. 52. Section 331.392, Code 2020, is amended by adding
3 the following new subsection:
4 NEW SUBSECTION. 6. All agreements shall be submitted to the
5 department. The department shall approve the agreement if the
6 agreement complies with the requirements of this section.
7 Sec. 53. MENTAL HEALTH AND DISABILITY SERVICES —
8 REGIONALIZATION AUTHORIZATION.
9 1. The department of human services shall facilitate the
10 county social services mental health and disability services
11 region dividing into two separate regions. All member
12 counties shall participate in the planning as required by the
13 department. Counties in the western portion of the region may
14 form a new region if the counties meet the requirements of
15 this section. Counties in the eastern portion of the region
16 shall retain the name county social services if a new region is
17 formed by the counties in the western portion of the region.
18 2. County formation of a proposed new mental health and
19 disability services region pursuant to this section is subject
20 to all of the following:
21 a. The aggregate population of all counties forming
22 the region is at least 50,000 and includes at least one
23 incorporated city with a population of more than 24,000. For
24 purposes of this subparagraph, “population” means the same as
25 defined in section 331.388, subsection 4, Code 2020.
26 b. Notwithstanding section 331.389, subsection 4, on or
27 before February 1, 2021, the counties forming the region have
28 complied with section 331.389, subsection 3, and all of the
29 following additional requirements:
30 (1) The board of supervisors of each county forming the
31 region has voted to approve a chapter 28E agreement.
32 (2) The duly authorized representatives of all the counties
33 forming the region have signed a chapter 28E agreement that is
34 in compliance with section 331.392 and 441 IAC 25.14.
35 (3) The county board of supervisors’ or supervisors’

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1 designee members and other members of the region’s governing
2 board are appointed in accordance with section 331.390.
3 (4) Executive staff for the region’s regional administrator
4 are identified or engaged.
5 (5) The regional service management plan is developed in
6 accordance with section 331.393 and 441 IAC 25.18 and 441 IAC
7 25.21 and is submitted to the department.
8 (6) The initial regional service management plan shall
9 identify the service provider network for the region, identify
10 the information technology and data management capacity to be
11 employed to support regional functions, and establish business
12 functions, accounting procedures, and other administrative

13 processes.

14 c. Each county forming the region shall submit the
 15 compliance information required in paragraph “b” to the
 16 director of human services on or before February 1, 2021.
 17 Within forty-five days of receipt of such information, the
 18 director of human services shall determine if the region is in
 19 full compliance and shall approve the region if the region has
 20 met all of the requirements of this section.

21 d. The director of human services shall work with a county
 22 making a request under this section that has not agreed or
 23 is unable to join the proposed new region to resolve issues
 24 preventing the county from joining the proposed new region.

25 e. By February 1, 2021, the director of human services
 26 shall assign a county, making a request under this section
 27 that has not reached an agreement to be part of the proposed
 28 new region, to an existing region or to another new proposed
 29 region, consistent with this section.

30 3. If approved by the department, the region shall commence
 31 full operations no later than July 1, 2021.

32 Sec. 54. MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER
 33 OF FUNDS. Notwithstanding section 331.432, a county with a
 34 population of over 300,000 based on the most recent federal
 35 decennial census may transfer funds from any other fund

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1 of the county to the mental health and disability regional
 2 services fund for the purposes of providing mental health and
 3 disability services for the fiscal year beginning July 1,
 4 2020, and ending June 30, 2021. The county shall submit a
 5 report to the governor and the general assembly by September
 6 1, 2021, including the source of any funds transferred, the
 7 amount of the funds transferred, and the mental health and
 8 disability services provided with the transferred funds. The
 9 county shall work with the department to maximize the use of
 10 the medical assistance program and other third-party payment
 11 sources, including but not limited to identifying individuals
 12 enrolled with or eligible for Medicaid whose Medicaid-covered
 13 services are being paid by the county or could be converted to
 14 Medicaid-covered services.

15 Sec. 55. MENTAL HEALTH AND DISABILITY SERVICES REGIONS —
 16 FUNDING.

17 1. There is appropriated from the grow Iowa values fund
 18 created in section 15G.108, Code 2009, to the department of
 19 human services for the fiscal year beginning July 1, 2020, and
 20 ending June 30, 2021, the following amount, or so much thereof
 21 as is necessary, to be used for the purpose designated:

22 For a grant to a single-county mental health and disability
 23 services region with a population of over 350,000 as determined
 24 by the latest federal decennial census, for the provision of
 25 mental health and disability services within the region:

26	\$	5,000,000
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27 The department and the region shall enter into a memorandum
 28 of understanding regarding the use of the moneys and detailing
 29 the provisions of the plan prior to the region's receipt of
 30 moneys under this subsection.

31 2. The department shall distribute moneys appropriated
 32 in this section within 60 days of the date of signing of the
 33 memorandum of understanding between the department and each
 34 region.

35 3. Moneys awarded under this section shall be used by the

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1 regions consistent with each region's service system management
 2 plan as approved by the department.

3 DIVISION XII

4 FOSTER HOME INSURANCE FUND

5 Sec. 56. Section 237.13, Code 2020, is amended by striking
 6 the section and inserting in lieu thereof the following:

7 **237.13 Foster home insurance fund.**

8 1. For the purposes of this section, "*foster home*" means an
 9 individual, as defined in section 237.1, subsection 7, who is
 10 licensed to provide child foster care and shall also be known
 11 as a "*licensed foster home*".

12 2. The foster home insurance fund shall be administered by
 13 the department of human services. The fund shall consist of
 14 all moneys appropriated by the general assembly for deposit
 15 in the fund. The department shall use moneys in the fund to
 16 reimburse foster parents for the cost of purchasing foster care
 17 liability insurance and to perform the administrative functions
 18 necessary to carry out this section.

19 3. The department of human services shall adopt rules,
 20 pursuant to chapter 17A, to carry out the provisions of this
 21 section.

22 DIVISION XIII

23 VETERANS HOME CARRYFORWARD

24 Sec. 57. Section 35D.18, subsection 5, Code 2020, is amended
 25 to read as follows:

26 5. Notwithstanding section 8.33, ~~any~~ up to eight hundred
 27 thousand dollars of the balance in the Iowa veterans home
 28 annual appropriation or revenues that remains unencumbered or
 29 unobligated at the close of the fiscal year shall not revert
 30 but shall remain available for expenditure for specified
 31 purposes of the Iowa veterans home until the close of the
 32 succeeding fiscal year.

33 DIVISION XIV

34 PROPERTY TAX CREDITS

35 Sec. 58. PROPERTY TAX CREDITS.

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1 1. In lieu of the standing appropriations in the following
 2 designated sections, for the fiscal year beginning July 1,

2020, and ending June 30, 2021, there is appropriated from the general fund of the state the following amounts for the following designated purposes:

a. For reimbursement for the homestead property tax credit under section 425.1:	
.....	\$ 139,984,518
b. For implementing the elderly and disabled tax credit and reimbursement pursuant to sections 425.16 through 425.40:	
.....	\$ 20,500,000

2. If the director of revenue determines that the amount of claims for credit for property taxes due pursuant to paragraphs “a” and “b”, plus the amount of claims for reimbursement for rent constituting property taxes paid which are to be paid during a fiscal year may exceed the total amount appropriated for that fiscal year, the director shall estimate the percentage of the credits and reimbursements which will be funded by the appropriation. The county treasurer shall notify the director of the amount of property tax credits claimed by June 26, 2020. The director shall estimate the percentage of the property tax credits and rent reimbursement claims that will be funded by the appropriation and notify the county treasurer of the percentage estimate by June 30, 2020. The estimated percentage shall be used in computing for each claim the amount of property tax credit and reimbursement for rent constituting property taxes paid for that fiscal year. If the director overestimates the percentage of funding, claims for reimbursement for rent constituting property taxes paid shall be paid until they can no longer be paid at the estimated percentage of funding. Rent reimbursement claims filed after that point in time shall receive priority and shall be paid in the following fiscal year.

Sec. 59. TAXPAYER RELIEF FUND — APPROPRIATION. There is appropriated from the taxpayer relief fund created in

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section 8.57E to the department of revenue for the fiscal year beginning July 1, 2020, and ending June 30, 2021, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For reimbursement for the homestead property tax credit under section 425.1:	
.....	\$ 2,799,690
2. For implementing the elderly and disabled tax credit and reimbursement pursuant to sections 425.16 through 425.40:	
.....	\$ 2,460,000

Sec. 60. RETROACTIVE APPLICABILITY. This division of this Act, if approved by the governor after June 26, 2020, applies retroactively to June 26, 2020.

DIVISION XV CORRECTIVE PROVISIONS

Sec. 61. Section 100B.41, as enacted by 2020 Iowa Acts,

17 Senate File 2259, section 1, is amended to read as follows:

18 **100B.41 Donation of fire fighting, emergency medical**
19 **response, and law enforcement equipment.**

20 A fire department, emergency medical services provider, or
21 law enforcement agency may donate used vehicles or equipment
22 to an organization that provides fire response or emergency
23 medical services, or to a law enforcement agency. An entity
24 making a good faith donation of equipment pursuant to this
25 ~~subsection~~ section shall be immune from civil liability from
26 any claim arising from the performance, failure to perform,
27 nature, age, condition, or packaging of any vehicle or
28 equipment used in fire fighting, emergency medical response,
29 or law enforcement.

30 Sec. 62. Section 124E.9, subsection 15, if enacted by 2020
31 Iowa Acts, House File 2589, section 20, is amended to read as
32 follows:

33 15. A medical cannabidiol dispensary may dispense more
34 than a combined total of four and one-half grams of total
35 tetrahydrocannabinol to a patient and the patient's primary

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1 caregiver in a ninety-day period if any of the following apply:
2 a. The health care practitioner who certified the patient to
3 receive a medical cannabidiol registration card certifies that
4 patient's debilitating medical condition is a terminal illness
5 with a life expectancy of less than one year. A certification
6 issued pursuant to this paragraph shall include a total
7 tetrahydrocannabinol cap deemed appropriate by the patient's
8 health care practitioner.

9 b. The health care practitioner who certified the patient
10 to receive a medical cannabidiol registration card certifies
11 that the patient has participated in the medical cannabidiol
12 program and that the health care practitioner has determined
13 that four and one-half grams of total tetrahydrocannabinol
14 in a ninety-day period is insufficient to treat the
15 patient's debilitating medical condition. A certification
16 issued pursuant to this paragraph shall include a total
17 tetrahydrocannabinol cap deemed appropriate by the patient's
18 health care practitioner.

19 Sec. 63. Section 218.70, Code 2020, as amended by 2020 Iowa
20 Acts, House File 2536, section 78, if enacted, is amended to
21 read as follows:

22 **218.70 Payment to party entitled.**

23 Moneys transmitted to the treasurer ~~or~~ of state under
24 section 218.68 shall be paid, at any time within ten years
25 from the death of the intestate, to any person who is shown
26 to be entitled thereto. Payment shall be made from the state
27 treasury out of the support fund of such institution in the
28 manner provided for the payment of other claims from that fund.

29 Sec. 64. Section 260C.48, subsection 1, paragraph a,
30 subparagraph (2), Code 2020, as enacted by 2020 Iowa Acts,

31 House File 2454, section 1, is amended to read as follows:

32 (2) For purposes of ~~subparagraph (1)~~, subparagraph
33 divisions (b) and (c), if the instructor is a licensed
34 practitioner who holds a career and technical endorsement under
35 chapter 272, relevant work experience in the occupational area

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1 includes but is not limited to classroom instruction in a
2 career and technical education subject area offered by a school
3 district or accredited nonpublic school.

4 Sec. 65. Section 321.279, subsection 2, paragraph b, as
5 enacted by 2020 Iowa Acts, Senate File 2275, section 1, is
6 amended to read as follows:

7 b. The driver of a motor vehicle who commits a violation
8 under this ~~section~~ subsection and who has previously committed
9 a violation under this ~~section~~ subsection or subsection 3 is,
10 upon conviction, guilty of a class "D" felony.

11 Sec. 66. Section 514C.35, subsection 4, paragraph d,
12 subparagraph (1), if enacted by 2020 Iowa Acts, Senate File
13 2261, section 5, is amended to read as follows:

14 (1) ~~Any~~ Any school, other than a public school, that is
15 accredited pursuant to section 256.11 for any and all levels
16 for grades one through twelve.

17 Sec. 67. Section 709.23, subsection 2, if enacted by 2020
18 Iowa Acts, House File 2554, section 4, is amended to read as
19 follows:

20 2. A person who commits continuous sexual abuse of a
21 child is, upon conviction, guilty of a class "B" felony.
22 Notwithstanding section 902.9, subsection 1, paragraph "b",
23 a person convicted of a violation of this ~~subsection~~ section
24 involving any combination of three or more acts of sexual abuse
25 that includes a violation of section 709.3 or 709.4 shall be
26 confined for no more than fifty years.

27 Sec. 68. 2020 Iowa Acts, Senate File 2357, section 9,
28 subsection 2, paragraph b, subparagraph (1), subparagraph
29 division (a), is amended to read as follows:

30 (a) Review of requirements. The supervising physician and
31 the physician assistant shall review all of the requirements
32 of physician assistant licensure, practice, supervision, and
33 delegation of medical services as set forth in section 148.13
34 and chapter 148C, ~~the~~ the Iowa administrative code ~~chapter~~ chapters
35 under 653 IAC, and 645 IAC chapters 326 to 329.

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1 Sec. 69. 2020 Iowa Acts, Senate File 2357, section 10,
2 subsection 1, unnumbered paragraph 1, is amended to read as
3 follows:

4 ~~The~~ Notwithstanding section 148C.5, the board of physician
5 assistants shall rescind all of the following:

6 Sec. 70. EFFECTIVE DATE. This division of this Act, being

7 deemed of immediate importance, takes effect upon enactment.

8 Sec. 71. RETROACTIVE APPLICABILITY. The following apply
9 retroactively to March 18, 2020:

10 1. The section of this division of this Act amending 2020
11 Iowa Acts, Senate File 2357, section 9.

12 2. The section of this division of this Act amending 2020
13 Iowa Acts, Senate File 2357, section 10.

14 DIVISION XVI

15 IOWA STATE FAIR BOARD — BOND AUTHORIZATION

16 Sec. 72. IOWA STATE FAIR BOARD — BOND AUTHORIZATION. If
17 the Iowa state fair board decides not to hold the Iowa state
18 fair for the fiscal year beginning July 1, 2020, and ending
19 June 30, 2021, the Iowa state fair board is authorized to
20 issue and sell negotiable revenue bonds of the Iowa state fair
21 authority pursuant to section 173.14B during the fiscal year
22 for purposes of providing sufficient funds for the advancement
23 of any of its corporate purposes, including salaries, support,
24 maintenance, and miscellaneous purposes.

25 DIVISION XVII

26 IOWA LAW ENFORCEMENT ACADEMY — RELOCATION

27 Sec. 73. 2019 Iowa Acts, chapter 163, section 10, subsection
28 1, paragraph a, subparagraph (2), is amended to read as
29 follows:

30 (2) For the costs associated with temporary relocation of
31 the Iowa law enforcement academy:

32	\$	1,015,442
33 <u>Notwithstanding section 8.33, moneys appropriated in this</u>		
34 <u>subparagraph that remain unencumbered or unobligated at the</u>		
35 <u>close of the fiscal year shall not revert but shall remain</u>		

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1 available for expenditure for the purposes designated until the
2 close of the fiscal year that begins July 1, 2020.

3 Sec. 74. EFFECTIVE DATE. This division of this Act, being
4 deemed of immediate importance, takes effect upon enactment.

5 Sec. 75. RETROACTIVE APPLICABILITY. This division of this
6 Act, if approved by the governor on or after July 1, 2020,
7 applies retroactively to June 30, 2020.

8 DIVISION XVIII

9 NONPUBLIC SCHOOL CONCURRENT ENROLLMENT

10 Sec. 76. 2019 Iowa Acts, chapter 135, section 5, subsection
11 27, is amended to read as follows:

12 27. NONPUBLIC SCHOOL CONCURRENT ENROLLMENT PAYMENTS TO
13 COMMUNITY COLLEGES

14 For payments to community colleges for the concurrent
15 enrollment of accredited nonpublic students under section
16 261E.8, subsection 2, paragraph “b”, if enacted by 2019 Iowa
17 Acts, Senate File 603:

18	\$	1,000,000
19 <u>Notwithstanding section 8.33, moneys appropriated in this</u>		
20 <u>subsection that remain unencumbered or unobligated at the close</u>		

21 of the fiscal year shall not revert but shall remain available
22 for expenditure for the purposes designated until the close of
23 the fiscal year that begins July 1, 2020.

24 Sec. 77. NONREVERSION NOT APPLICABLE TO FY 2020-2021. The
25 specified nonreversion provision set forth in 2019 Iowa Acts,
26 chapter 135, section 5, subsection 27, as amended in this
27 division of this Act, is not applicable to the associated
28 appropriation made for the fiscal year beginning July 1, 2020,
29 and ending June 30, 2021, notwithstanding section 1 of this
30 Act.

31 Sec. 78. EFFECTIVE DATE. This division of this Act, being
32 deemed of immediate importance, takes effect upon enactment.

33 Sec. 79. RETROACTIVE APPLICABILITY. This division of this
34 Act, if approved by the governor on or after July 1, 2020,
35 applies retroactively to June 30, 2020.

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1 DIVISION XIX

2 RESOURCE ENHANCEMENT AND PROTECTION

3 Sec. 80. Section 455A.18, subsection 3, paragraph a, Code
4 2020, is amended to read as follows:

5 a. For each fiscal year of the fiscal period beginning
6 July 1, 1997, and ending June 30, ~~2021~~ 2023, there is
7 appropriated from the general fund, to the Iowa resources
8 enhancement and protection fund, the amount of twenty million
9 dollars, to be used as provided in this chapter. However,
10 in any fiscal year of the fiscal period, if moneys from the
11 lottery are appropriated by the state to the fund, the amount
12 appropriated under this subsection shall be reduced by the
13 amount appropriated from the lottery.

14 DIVISION XX

15 CLERKS OF THE DISTRICT COURT

16 Sec. 81. Section 602.1215, subsection 1, Code 2020, is
17 amended to read as follows:

18 1. Subject to the provisions of section 602.1209,
19 subsection 3, the district judges of each judicial election
20 district shall by majority vote appoint persons to serve as
21 clerks of the district court within the judicial election
22 district. The district judges of a judicial election district
23 may appoint a person to serve as clerk of the district court
24 for more than one ~~but not more than four contiguous counties~~
25 county in the same judicial district. A person does not
26 qualify for appointment to the office of clerk of the district
27 court unless the person is at the time of application a
28 resident of the state. A clerk of the district court may
29 be removed from office for cause by the chief judge of the
30 judicial district, after consultation with the district judges
31 of the judicial election district. Prior to removal, the
32 clerk of the district court shall be notified of the cause for
33 removal.

34 DIVISION XXI

35 DEPARTMENT OF PUBLIC SAFETY APPROPRIATION — FY 2019–2020

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1 Sec. 82. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
 2 from the general fund of the state to the department of public
 3 safety for the fiscal year beginning July 1, 2019, and ending
 4 June 30, 2020, the following amount, or so much thereof as is
 5 necessary, to be used for the purposes designated:

6 For overtime expenses, including salaries, support,
 7 maintenance, and miscellaneous purposes:

8 \$ 2,400,000

9 Notwithstanding section 8.33, moneys appropriated in this
 10 section that remain unencumbered or unobligated at the close of
 11 the fiscal year shall not revert but shall remain available for
 12 expenditure for the purposes designated until the close of the
 13 fiscal year that begins July 1, 2020.

14 Sec. 83. APPROPRIATION NOT APPLICABLE TO FY 2020-2021. The
 15 appropriation set forth in this division of this Act shall not
 16 be made for the fiscal year beginning July 1, 2020, and ending
 17 June 30, 2021, notwithstanding section 1 of this Act.

18 Sec. 84. EFFECTIVE DATE. This division of this Act, being
 19 deemed of immediate importance, takes effect upon enactment.

20 Sec. 85. RETROACTIVE APPLICABILITY. This division of this
 21 Act, if approved by the governor on or after July 1, 2020,
 22 applies retroactively to June 30, 2020.

23 DIVISION XXII

24 ALARM SYSTEM CONTRACTORS — FEES AND FINES

25 Sec. 86. Section 100C.1, Code 2020, is amended by adding the
 26 following new subsection:

27 NEW SUBSECTION. 8A. “*False alarm*” means the activation of
 28 an alarm system when a situation requiring emergency response
 29 does not actually exist. For purposes of this chapter, “*false*
 30 *alarm*” does not include the activation of an alarm system as a
 31 result of weather conditions.

32 Sec. 87. Section 100C.6, subsection 1, Code 2020, is amended
 33 to read as follows:

34 1. Relieve any person from payment of any local permit or
 35 building fee, except as provided in section 100C.11.

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1 Sec. 88. NEW SECTION. **100C.11 Alarm systems — fees or**
 2 **finer — limitations.**

3 A political subdivision shall not adopt or enforce an
 4 ordinance, resolution, rule, or other measure requiring an
 5 alarm system contractor to pay a fee or fine associated with
 6 any of the following:

- 7 1. False alarms.
- 8 2. Emergency response to false alarms.
- 9 3. Permits associated with placing or keeping an alarm
- 10 system in service, not including any installation permits

11 required by the political subdivision's building code.

12 Sec. 89. NEW SECTION. 100C.12 Collection of fees.

13 1. If, prior to the effective date of this division of this
14 Act, an alarm system contractor charged its customers an amount
15 equal to the costs the political subdivision of the state
16 imposed on the alarm system contractor for permits associated
17 with placing or keeping an alarm in service, as shown on a
18 separate line item on the customer's invoice, the alarm system
19 contractor may continue to collect from its customers such fees
20 until December 31, 2020. The alarm system contractor shall
21 pay to the political subdivision of the state or its designee
22 the fees collected under this section in accordance with the
23 instructions of the political subdivision or the political
24 subdivision's designee.

25 2. Fees collected by an alarm system contractor under
26 this section shall not be subject to audit by a political
27 subdivision or the political subdivision's designee.

28 Sec. 90. EFFECTIVE DATE. This division of this Act, being
29 deemed of immediate importance, takes effect upon enactment.

30 DIVISION XXIII

31 ECONOMIC DEVELOPMENT AUTHORITY

32 Sec. 91. 2019 Iowa Acts, chapter 154, section 3, subsection
33 1, paragraph b, is amended by adding the following new
34 subparagraph:

35 NEW SUBPARAGRAPH. (7) For technical assistance to

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1 communications service providers in completing applications for
2 federal funds, or any other funds from any public or private
3 sources, related to improving broadband infrastructure.

4 Sec. 92. POWERS APPLICABLE TO FY 2020–2021. The powers set
5 forth in 2019 Iowa Acts, chapter 154, section 3, subsection
6 1, paragraph b, as amended in this division of this Act, are
7 applicable to the associated appropriation made for the fiscal
8 year beginning July 1, 2020, and ending June 30, 2021, pursuant
9 to section 1 of this Act.

10 Sec. 93. INSURANCE ECONOMIC DEVELOPMENT. From the
11 moneys collected by the insurance division in excess of the
12 anticipated gross revenues under section 505.7, subsection
13 3, during the fiscal year beginning July 1, 2020, \$100,000
14 shall be transferred to the economic development authority for
15 insurance economic development and international insurance
16 economic development.

17 Sec. 94. UNEMPLOYMENT COMPENSATION
18 PROGRAM. Notwithstanding section 96.9, subsection 4, paragraph
19 "a", moneys credited to the state by the secretary of the
20 treasury of the United States pursuant to section 903 of the
21 Social Security Act are appropriated to the department of
22 workforce development and shall be used by the department for
23 the administration of the unemployment compensation program
24 only. This appropriation shall not apply to any fiscal year

25 beginning after December 31, 2020.
26 Sec. 95. EFFECTIVE DATE. This division of this Act, being
27 deemed of immediate importance, takes effect upon enactment.
28 Sec. 96. RETROACTIVE APPLICABILITY. The following applies
29 retroactively to July 1, 2019:
30 The section of this division of this Act enacting 2019
31 Iowa Acts, chapter 154, section 3, subsection 1, paragraph b,
32 subparagraph (7).

33 DIVISION XXIV

34 CONTINGENT APPROPRIATIONS — FY 2020–2021

35 Sec. 97. COLLEGE STUDENT AID COMMISSION. There is

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1 appropriated from the general fund of the state to the college
2 student aid commission for the fiscal year beginning July 1,
3 2020, and ending June 30, 2021, the following amount, or so
4 much thereof as is necessary, to be used for the purposes
5 designated:
6 For implementation of 2020 Iowa Acts, House File 2629,
7 if enacted, including salaries, support, maintenance, and
8 miscellaneous purposes:
9 \$ 32,000
10 Sec. 98. COLLEGE STUDENT AID COMMISSION. There is
11 appropriated from the general fund of the state to the college
12 student aid commission for the fiscal year beginning July 1,
13 2020, and ending June 30, 2021, the following amount, or so
14 much thereof as is necessary, to be used for the purposes
15 designated:
16 For implementation of 2020 Iowa Acts, Senate File 2398,
17 if enacted, including salaries, support, maintenance, and
18 miscellaneous purposes:
19 \$ 300,000
20 Sec. 99. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
21 from the general fund of the state to the department of public
22 safety for the fiscal year beginning July 1, 2020, and ending
23 June 30, 2021, the following amount, or so much thereof as is
24 necessary, to be used for the purposes designated:
25 For implementation of 2020 Iowa Acts, House File 2581, as
26 amended in this Act, if enacted, including salaries, support,
27 maintenance, and miscellaneous purposes:
28 \$ 411,000
29 Sec. 100. IOWA LAW ENFORCEMENT ACADEMY. There is
30 appropriated from the general fund of the state to the Iowa
31 law enforcement academy for the fiscal year beginning July
32 1, 2020, and ending June 30, 2021, the following amount, or
33 so much thereof as is necessary, to be used for the purposes
34 designated:
35 For implementation of 2020 Iowa Acts, House File 2647,

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1 if enacted, including salaries, support, maintenance, and
 2 miscellaneous purposes:
 3 \$ 140,000

4 Sec. 101. CONTINGENT REPEAL. The section of this division
 5 of this Act appropriating moneys to the college student aid
 6 commission for implementation of 2020 Iowa Acts, House File
 7 2629, is repealed if 2020 Iowa Acts, House File 2629, is not
 8 enacted.

9 Sec. 102. CONTINGENT EFFECTIVE DATE. The following takes
 10 effect on the effective date of 2020 Iowa Acts, Senate File
 11 2398, if enacted:

12 The section of this division of this Act appropriating
 13 moneys to the college student aid commission for implementation
 14 of 2020 Iowa Acts, Senate File 2398.

15 Sec. 103. CONTINGENT EFFECTIVE DATE. The following takes
 16 effect on the effective date of 2020 Iowa Acts, House File
 17 2581, as amended in this Act, if enacted:

18 The section of this division of this Act appropriating
 19 moneys to the department of public safety.

20 Sec. 104. CONTINGENT EFFECTIVE DATE. The following takes
 21 effect on the effective date of 2020 Iowa Acts, House File
 22 2647, if enacted:

23 The section of this division of this Act appropriating
 24 moneys to the Iowa law enforcement academy.

25 DIVISION XXV

26 ADJUSTMENT TO SCHOOL FOUNDATION AID

27 Sec. 105. ADJUSTMENT TO STATE FOUNDATION AID FOR SCHOOL
 28 BUDGET YEAR 2020–2021.

29 1. If a school district was required to repay property
 30 taxes paid or had a reduction in property taxes due for school
 31 taxes levied for the school budget year beginning July 1, 2019,
 32 on a property that received an assessed value reduction for
 33 the assessment year beginning January 1, 2018, by action of
 34 the board of review or property assessment appeal board, or
 35 by judicial action, and the amount of the reduction for the

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1 property exceeded \$47,000,000, the school district is eligible
 2 for an adjustment in state foundation aid for the budget year
 3 beginning July 1, 2020.

4 2. To receive the adjustment in state foundation aid, the
 5 school district shall apply to the department of management
 6 within thirty days following the effective date of this
 7 division of this Act and section 257.12, subsection 3, shall
 8 not apply. The department of management shall determine the
 9 amount of adjustment in state foundation aid pursuant to
 10 subsection 3.

11 3. The department of management shall determine the amount
 12 of state foundation aid which the school district would

13 have received under section 257.1 for the school budget year
14 beginning July 1, 2019, in the manner provided in section
15 257.12, subsection 2. The adjustment in state foundation aid
16 under this section shall be paid as provided in section 257.16.
17 Sec. 106. EFFECTIVE DATE. This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 DIVISION XXVI
20 HEMP REGULATION

21 Sec. 107. REPEAL. 2020 Iowa Acts, House File 2581, section
22 19, if enacted, is repealed.

23 Sec. 108. 2020 Iowa Acts, House File 2581, if enacted, is
24 amended by adding the following new section:

25 NEW SECTION. 19A. EFFECTIVE DATE. This Act, being deemed
26 of immediate importance, takes effect upon enactment.

27 Sec. 109. RETROACTIVE APPLICABILITY. The following applies
28 retroactively to the effective date of 2020 Iowa Acts, House
29 File 2581, as amended in this division of this Act, if enacted:

30 The section of this division of this Act repealing 2020 Iowa
31 Acts, House File 2581, section 19.

32 DIVISION XXVII
33 GRAIN REGULATION

34 Sec. 110. APPROPRIATION. There is appropriated from the
35 general fund of the state to the department of agriculture

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1 and land stewardship for the fiscal year beginning July 1,
2 2020, and ending June 30, 2021, the following amount, or so
3 much thereof as is necessary, to be used for the purposes
4 designated:

5 For the administration and enforcement of chapters 203
6 and 203C, including salaries, support, maintenance, and
7 miscellaneous purposes:

8 \$ 350,000

9 Sec. 111. SUSPENSION. Notwithstanding section 203D.5,
10 the fees described in that section shall not be assessable or
11 owing.

12 Sec. 112. REPEAL. The section of this division of this Act
13 suspending fees under section 203D.5 is repealed on March 1,
14 2021.

15 Sec. 113. EFFECTIVE DATE. This division of this Act, being
16 deemed of immediate importance, takes effect upon enactment.

17 DIVISION XXVIII
18 RETURNS ON SEARCH WARRANTS

19 Sec. 114. Section 808.8, subsection 2, Code 2020, is amended
20 to read as follows:

21 2. The officer must file, with the officer's return, a
22 complete inventory of the property taken, ~~and state under oath~~
23 including a sworn statement that it is accurate to the best of
24 the officer's knowledge. The magistrate must, if requested,
25 deliver a copy of the inventory of seized property to the
26 person from whose possession it was taken and to the applicant

27 for the warrant.

28 Sec. 115. CONTINGENT EFFECTIVE DATE. This division of this
29 Act takes effect on the effective date of rules prescribed by
30 the supreme court and submitted to the legislative council
31 pursuant to section 602.4202, that establish processes and
32 procedures for the application and issuance of a search warrant
33 by electronic means to implement 2017 Iowa Acts, chapter 37.

34 DIVISION XXIX
35 COUNTY ZONING

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1 Sec. 116. Section 335.8, subsection 1, Code 2020, as amended
2 by 2020 Iowa Acts, House File 2512, section 3, is amended to
3 read as follows:

4 1. In order to avail itself of the powers conferred by this
5 chapter, the board of supervisors shall appoint a commission
6 consisting of eligible electors, as defined in section 39.3,
7 who reside within the ~~area regulated by the county zoning~~
8 ~~ordinance county, but outside the corporate limits of any city,~~
9 to be known as the county zoning commission. The commission
10 may recommend the boundaries of the various districts and
11 appropriate regulations and restrictions to be enforced in
12 the districts. The commission shall, with due diligence,
13 prepare a preliminary report and hold public hearings on the
14 preliminary report before submitting the commission's final
15 report. The board of supervisors shall not hold its public
16 hearings or take action until it has received the final report
17 of the commission. After the adoption of the regulations,
18 restrictions, and boundaries of districts, the zoning
19 commission may, from time to time, recommend to the board of
20 supervisors amendments, supplements, changes, or modifications.
21 The commission's report and any recommendations may include a
22 proposed ordinance or amendments to an ordinance.

23 Sec. 117. Section 335.11, Code 2020, as amended by 2020
24 Iowa Acts, House File 2512, section 4, is amended to read as
25 follows:

26 **335.11 Membership of board.**

27 The board of adjustment shall consist of five members who
28 are eligible electors, as defined in section 39.3, and who
29 reside within the ~~area regulated by the county zoning ordinance~~
30 ~~county, but outside the corporate limits of any city,~~ each to
31 be appointed for a term of five years, excepting that when the
32 board shall first be created one member shall be appointed for
33 a term of five years, one for a term of four years, one for a
34 term of three years, one for a term of two years, and one for
35 a term of one year. Members shall be removable for cause by

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1 the appointing authority upon written charges and after public
2 hearing. Vacancies shall be filled for the unexpired term of

3 any member whose term becomes vacant.

4 Sec. 118. EFFECTIVE DATE. This division of this Act, being
5 deemed of immediate importance, takes effect upon enactment.

6 Sec. 119. RETROACTIVE APPLICABILITY. This division of this
7 Act applies retroactively to June 1, 2020, to members of county
8 zoning commissions and county boards of adjustment holding
9 office on or after that date.

10 DIVISION XXX

11 COLLEGE STUDENT AID COMMISSION

12 Sec. 120. 2019 Iowa Acts, chapter 154, section 17,
13 subsection 1, paragraph d, is amended to read as follows:

14 d. COLLEGE STUDENT AID COMMISSION

15 For deposit in the future ready Iowa skilled workforce grant
16 fund established pursuant to section 261.132, as enacted by
17 2018 Iowa Acts, chapter 1067, section 13:

18 \$ 1,000,000

19 Of the moneys appropriated in this lettered paragraph,
20 \$600,000 shall be transferred to the future ready Iowa skilled
21 workforce last-dollar scholarship fund created in section
22 261.131.

23 Sec. 121. EFFECTIVE DATE. This division of this Act, being
24 deemed of immediate importance, takes effect upon enactment.

25 Sec. 122. RETROACTIVE APPLICABILITY. This division of this
26 Act applies retroactively to July 1, 2019.

27 DIVISION XXXI

28 VOTING

29 Sec. 123. Section 53.2, subsection 4, paragraph a,
30 unnumbered paragraph 1, Code 2020, is amended to read as
31 follows:

32 Each application shall contain the following information. To
33 request an absentee ballot, a registered voter shall provide:

34 Sec. 124. Section 53.2, subsection 4, paragraph b, Code
35 2020, is amended to read as follows:

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1 b. If insufficient information has been provided, including
2 the absence of a voter verification number, either on the
3 prescribed form or on an application created by the applicant,
4 the commissioner shall, by the best means available, obtain
5 the additional necessary information within twenty-four hours
6 after the receipt of the absentee ballot request, contact the
7 applicant by telephone and electronic mail, if such information
8 has been provided by the applicant. If the commissioner is
9 unable to contact the applicant by telephone or electronic
10 mail, the commissioner shall send a notice to the applicant
11 at the address where the applicant is registered to vote, or
12 to the applicant's mailing address if it is different from
13 the residential address. If the applicant has requested the
14 ballot to be sent to an address that is not the applicant's
15 residential or mailing address, the commissioner shall send an
16 additional notice to the address where the applicant requested

17 the ballot to be sent. A commissioner shall not use the voter
18 registration system to obtain additional necessary information.
19 A voter requesting or casting a ballot pursuant to section
20 53.22 shall not be required to provide a voter verification
21 number.
22 Sec. 125. Section 53.2, subsection 4, Code 2020, is amended
23 by adding the following new paragraph:
24 NEW PARAGRAPH. d. If an applicant does not have current
25 access to the applicant's voter verification number, the
26 commissioner shall verify the applicant's identity prior to
27 supplying the voter verification number by asking the applicant
28 to provide at least two of the following facts about the
29 applicant:
30 (1) Date of birth.
31 (2) The last four digits of the applicant's social security
32 number, if applicable.
33 (3) Residential address.
34 (4) Mailing address.
35 (5) Middle name.

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1 (6) Voter verification number as defined in paragraph "c".
2 Sec. 126. Section 53.10, subsection 2, paragraph a, Code
3 2020, is amended to read as follows:
4 a. Each person who wishes to vote by absentee ballot at
5 the commissioner's office shall first sign an application
6 for a ballot including the following information: name,
7 current address, voter verification number, and the election
8 for which the ballot is requested. The person may report a
9 change of address or other information on the person's voter
10 registration record at that time. Prior to furnishing a
11 ballot, the commissioner shall verify the person's identity
12 as provided in section 49.78. The registered voter shall
13 immediately mark the ballot; enclose the ballot in a secrecy
14 envelope, if necessary, and seal it in the envelope marked
15 with the affidavit; subscribe to the affidavit on the reverse
16 side of the envelope; and return the absentee ballot to the
17 commissioner. The commissioner shall record the numbers
18 appearing on the application and affidavit envelope along with
19 the name of the registered voter.

DIVISION XXXII

BOARD OF REGENTS — ATTORNEYS

22 Sec. 127. Section 262.9, subsection 16, Code 2020, is
23 amended to read as follows:
24 16. In its discretion, employ or retain attorneys or
25 counselors ~~when acting as a public employer for the purpose of~~
26 ~~carrying out collective bargaining and related responsibilities~~
27 ~~provided for under chapter 20. This subsection shall supersede~~
28 ~~the provisions of section 13.7 to provide legal counsel or~~
29 legal advice, notwithstanding section 13.7, provided that
30 the provisions of section 13.7 shall govern the retention of

31 attorneys in any action or proceeding that is brought in any
 32 court or tribunal.

33 DIVISION XXXIII

34 ELECTRIC TRANSMISSION LINES

35 Sec. 128. NEW SECTION. **478.16 Electric transmission lines**

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1 **— federally registered planning authority transmission plans.**

2 1. As used in this section, unless the context otherwise
 3 requires:

4 a. *“Electric transmission line”* means a high-voltage
 5 electric transmission line with a capacity of one hundred
 6 kilovolts or more and any associated electric transmission
 7 facility, including any substation or other equipment.

8 b. *“Electric transmission owner”* means an individual or
 9 entity who, as of the effective date of this Act, owns and
 10 maintains an electric transmission line that is required
 11 for rate-regulated electric utilities, municipal electric
 12 utilities, and rural electric cooperatives in this state to
 13 provide electric service to the public for compensation.

14 c. *“Incumbent electric transmission owner”* means any of the
 15 following:

16 (1) A public utility or a municipally owned utility that
 17 owns, operates, and maintains an electric transmission line in
 18 this state.

19 (2) An electric cooperative corporation or association or
 20 municipally owned utility that owns an electric transmission
 21 facility in this state and has turned over the functional
 22 control of such facility to a federally approved authority.

23 (3) An *“electric transmission owner”* as defined in paragraph
 24 *“b”*.

25 d. *“Landowner”* means the same as defined in section 478.2.

26 e. *“Municipally owned utility”* means a *“city utility”* as
 27 defined in section 362.2, or an *“electric power agency”* as
 28 defined in section 390.9 which is comprised solely of cities or
 29 solely of cities and other political subdivisions.

30 2. An incumbent electric transmission owner has the right to
 31 construct, own, and maintain an electric transmission line that
 32 has been approved for construction in a federally registered
 33 planning authority transmission plan and which connects to an
 34 electric transmission facility owned by the incumbent electric
 35 transmission owner. Where a proposed electric transmission

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1 line would connect to electric transmission facilities owned
 2 by two or more incumbent electric transmission owners, each
 3 incumbent electric transmission owner whose facility connects
 4 to the electric transmission line has the right to construct,
 5 own, and maintain the electric transmission line individually
 6 and equally. If an incumbent electric transmission owner

7 declines to construct, own, and maintain its portion of an
8 electric transmission line that would connect to electric
9 transmission facilities owned by two or more incumbent
10 electric transmission owners, then the other incumbent electric
11 transmission owner or owners that own an electric transmission
12 facility to which the electric transmission line connects
13 has the right to construct, own, and maintain the electric
14 transmission line individually.

15 3. If an electric transmission line has been approved for
16 construction in a federally registered planning authority
17 transmission plan, and the electric transmission line is
18 not subject to a right of first refusal in accordance with
19 the tariff of a federally registered planning authority,
20 then within ninety days of approval for construction, an
21 incumbent electric transmission owner, or owners if there
22 is more than one owner, that owns a connecting electric
23 transmission facility shall give written notice to the board
24 regarding whether the incumbent electric transmission owner
25 or owners intend to construct, own, and maintain the electric
26 transmission line. If the incumbent electric transmission
27 owner or owners give notice of intent to construct the electric
28 transmission line, the incumbent electric transmission owner
29 or owners shall follow the applicable franchise requirements
30 pursuant to this chapter. If the incumbent electric
31 transmission owner or owners give notice declining to construct
32 the electric transmission line, the board may determine whether
33 another person may construct the electric transmission line.

34 4. For projects where an election to construct an electric
35 transmission line has been made under this section, all of the

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1 following cost accountability measures shall apply:
2 a. Within thirty days after the issuance of a franchise
3 pursuant to this chapter for the electric transmission line,
4 the incumbent electric transmission owner or owners shall
5 provide to the board an estimate of the cost to construct the
6 electric transmission line.
7 b. Until construction of the electric transmission line
8 is complete, the incumbent electric transmission owner or
9 owners shall provide a quarterly report to the board, which
10 shall include an updated estimate of the cost to construct the
11 electric transmission line and an explanation of changes in the
12 cost estimate from the prior cost estimate.
13 5. This section shall not modify the authority of the
14 board under this chapter, the rights of landowners under this
15 chapter, or the requirements, rights, and obligations relating
16 to the construction, maintenance, and operation of electric
17 transmission lines pursuant to this chapter.
18 6. This section shall not apply to an electric transmission
19 line to be placed underground that has not been approved for
20 construction in a federally registered planning authority

21 transmission plan.

22 7. The board shall adopt rules pursuant to chapter 17A to
23 administer this section.

24 DIVISION XXXIV

25 CONTINGENT EFFECTIVE DATE AND RETROACTIVE APPLICABILITY

26 Sec. 129. EFFECTIVE UPON ENACTMENT. Unless otherwise
27 provided, this Act, if approved by the governor on or after
28 July 1, 2020, takes effect upon enactment.

29 Sec. 130. RETROACTIVE APPLICABILITY. Unless otherwise
30 provided, this Act, if approved by the governor on or after
31 July 1, 2020, applies retroactively to July 1, 2020.>

MICHAEL BREITBACH

RESOLUTIONS ADOPTED

EIGHTY-EIGHTH GENERAL ASSEMBLY

2020 REGULAR SESSION

SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution 102: filed March 16, 2020; adopted by the Senate on March 16, 2020; printed on Senate Journal page 621; adopted by the House on March 17, 2020; printed on House Journal page 603.

SENATE RESOLUTIONS

Senate Resolution 101: filed January 15, 2020; adopted by the Senate on January 16, 2020.

SENATE RESOLUTION 101 By Whitver and Petersen

1 A resolution honoring and congratulating Janet Hawkins.
2 WHEREAS, Janet Hawkins grew up on a family farm and
3 lived in small towns in Iowa during her childhood; and
4 WHEREAS, Janet attended Iowa State University,
5 graduating with a degree in elementary education and
6 special education; and
7 WHEREAS, after several years of teaching, Janet
8 accepted a position with the Iowa Legislative Service
9 Bureau in 1992 as a proofreader, learning, literally,
10 how a bill becomes a law; and
11 WHEREAS, in 1993, Janet transitioned to working
12 in the Iowa Code Office and the Administrative Code
13 Office, learning what happens “after” a bill becomes a
14 law; and
15 WHEREAS, in 1999, Janet accepted a position as a
16 member of the Senate staff, remaining for over twenty
17 years, enjoying the many friendships she developed
18 throughout the Capitol, diligently and painstakingly
19 tracking and processing bills and amendments, and
20 striving for excellence with the goal always to avoid
21 delay and disruption in the legislative process; and
22 WHEREAS, Janet will be missed not only for the
23 enthusiasm, dedication, professionalism, thoroughness,
24 expertise, reasoned judgment, and institutional
25 knowledge she brought to her position, but for the way
26 she approached her position, with modesty, integrity,
27 sincerity, civility, patience, kindness, respect, and

28 grace; and

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1 WHEREAS, as Janet goes on to enjoy volunteering,
 2 traveling, cheering for the Iowa State Cyclones,
 3 and spending more time with her family, including
 4 her husband John, and their children and families,
 5 Jill (Roger) Lutz residing in Iowa, Ryan (Anabel)
 6 Hawkins residing in Colorado, and Matt (Kelsey)
 7 Hawkins residing in Alabama, and most especially
 8 making memories with her grandchildren Juliana, Emily,
 9 Mathias, and Luciana, the impact she has made on the
 10 state of Iowa and the work of the Iowa General Assembly
 11 will endure; NOW THEREFORE,
 12 BE IT RESOLVED BY THE SENATE, That Janet Hawkins
 13 be publicly recognized for her years of service to
 14 the state of Iowa and the Iowa General Assembly, and
 15 congratulated on her retirement; and
 16 BE IT FURTHER RESOLVED, That a formal copy of this
 17 Resolution be presented to Janet Hawkins, with the
 18 heartfelt thanks and good wishes of the Senate.

Senate Resolution 103: filed February 11, 2020; adopted by the Senate on February 13, 2020.

SENATE RESOLUTION 103

By Brown, Cournoyer, Feenstra, Behn, Shipley, Miller-Meeks, Schneider, Sinclair, Petersen, T. Taylor, Giddens, Bolckcom, Ragan, Jochum, Bisignano, Boulton, Lykam, R. Taylor, J. Smith, Kinney, Mathis, Dotzler, Quirmbach, Celsi, Hogg, Wahls, Lofgren, and Nunn

1 A resolution celebrating July 2, 2019, as the 100th
 2 anniversary of the State of Iowa ratifying
 3 the Nineteenth Amendment to the United States
 4 Constitution.
 5 WHEREAS, the fight for women's suffrage, from the
 6 first women's convention to enfranchisement, lasted 72
 7 years, with women from all walks of life, political
 8 views, and demographic backgrounds asking for the right
 9 to voice their opinions at the polls; and
 10 WHEREAS, the first women's rights convention
 11 was held in Seneca Falls, New York, in 1848, where
 12 Elizabeth Cady Stanton read "The Declaration of
 13 Sentiments", which set the agenda for women's
 14 activism; and
 15 WHEREAS, Sojourner Truth fought for African American
 16 women's right to vote at a women's rights convention
 17 in Akron, Ohio, in 1851, delivering her famous speech
 18 "Ain't I a Woman?"; and
 19 WHEREAS, Susan B. Anthony cast her ballot for United

20 States presidential candidate Ulysses S. Grant and was
21 arrested and tried in Rochester, New York, in 1872; and
22 WHEREAS, in 1894, Iowa women gained the right to
23 vote on ballot questions regarding bond or tax issues,

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1 but continued to be denied the ability to vote on
2 candidates; and
3 WHEREAS, Iowa women's suffrage leader Mary Jane
4 Coggeshall was elected to serve on the board of the
5 National Woman Suffrage Association in 1895 and she
6 gave speeches at the organization's conventions in 1904
7 and 1907; and
8 WHEREAS, Council Bluffs, Iowa, was the site of a
9 women's suffrage march in 1908, one of the first in the
10 nation; and
11 WHEREAS, Carrie Chapman Catt, who grew up in Iowa,
12 led the National American Woman Suffrage Association
13 from 1900 to 1904 and 1915 to 1920 and developed and
14 implemented the "Winning Plan" to gain support from
15 legislators at the state and federal levels for women's
16 suffrage; and
17 WHEREAS, the United States Senate passed the
18 Nineteenth Amendment guaranteeing women the right to
19 vote in 1919 and states began ratification; and
20 WHEREAS, the Nineteenth Amendment was signed into
21 law by the United States Secretary of State on August
22 26, 1920; and
23 WHEREAS, the Nineteenth Amendment guaranteed the
24 right to vote to African American women in Iowa and
25 other states outside the American south; and
26 WHEREAS, 2020 is also the 55th anniversary of the
27 Voting Rights Act, which fully enfranchised African
28 American women in the American south; and
29 WHEREAS, daughters, granddaughters, and
30 great-granddaughters of the women who fought so hard to

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1 vote have been making their voices heard at the polls
2 for nearly 100 years; and
3 WHEREAS, women are running for office in
4 unprecedented numbers and many current politicians,
5 both male and female, remember that they follow in the
6 footsteps of these great suffragists; NOW THEREFORE,
7 BE IT RESOLVED BY THE SENATE, That more than 100
8 years of women's suffrage is recognized in light of
9 July 2, 2019, being the 100th anniversary of the State
10 of Iowa ratifying the Nineteenth Amendment to the
11 United States Constitution.

Senate Resolution 111: filed March 16, 2020; adopted by the Senate on March 16, 2020.

SENATE RESOLUTION 111

By Whitver

1 A resolution deferring action on the confirmation of
2 certain appointments submitted by an appointing
3 authority other than the Governor.
4 BE IT RESOLVED BY THE SENATE, That the Senate, under
5 the provisions of section 2.32, subsections 5 and 7,
6 defers the consideration of the confirmation of all
7 appointments that have been or are submitted by an
8 appointing authority other than the Governor by, on,
9 or after April 15, 2020, and are not confirmed by the
10 Senate by April 15, 2020.

Senate Resolution 112: filed March 16, 2020; adopted by the Senate on March 16, 2020.

SENATE RESOLUTION 112

By Whitver

1 A resolution deferring action on the confirmation of
2 certain appointments submitted by the Governor.
3 BE IT RESOLVED BY THE SENATE, That the Senate,
4 under the provisions of section 2.32, subsection 7,
5 defers the consideration of the confirmation of all
6 appointments that have been or are submitted by the
7 Governor by, on, or after April 15, 2020, and are not
8 confirmed by the Senate by April 15, 2020.

Senate Resolution 113: filed June 3, 2020; adopted by the Senate on June 3, 2020.

SENATE RESOLUTION 113

By Whitver

1 A resolution amending Senate Rules for the
2 Eighty-eighth General Assembly.
3 BE IT RESOLVED BY THE SENATE, That Rule 2, of the
4 Senate rules for the Eighty-eighth General Assembly, as
5 adopted during the 2019 Session in Senate Resolution
6 3, is amended as follows:
7 Rule 2
8 Adoption and Amendment of Rules
9 Whenever the senate is operating under temporary
10 rules, the rules may be amended or repealed, or
11 permanent rules may be adopted, by a constitutional
12 majority of the senators. After adoption of permanent

13 rules of the senate during any general assembly, the
14 rules may be amended or repealed by a constitutional
15 majority of the senators voting on a simple resolution.
16 Upon convening of the Eighty-ninth General Assembly,
17 for purposes of adopting temporary rules, these rules
18 shall revert to the senate rules as adopted pursuant to
19 Senate Resolution 3 during the 2019 Session.
20 BE IT FURTHER RESOLVED, That Rule 8, of the Senate
21 rules for the Eighty-eighth General Assembly, as
22 adopted during the 2019 Session in Senate Resolution
23 3, is amended as follows:
24 Rule 8
25 When Eligible for Consideration
26 Bills, resolutions, and appointments shall be
27 eligible for consideration by the senate as follows:
28 1. An appointment by the governor which requires

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1 senate confirmation shall be eligible on the ~~second~~
2 first legislative day it is printed in the senate
3 calendar as provided by rule 59.
4 2. A house or individually sponsored bill or
5 resolution reported out by a committee shall be
6 eligible on the ~~second~~ first legislative day it is
7 printed in the senate calendar.
8 3. A committee bill or resolution sponsored by
9 the appropriations committee shall be eligible on
10 the ~~second~~ first legislative day it is printed in the
11 senate calendar.
12 4. Any committee bill or resolution, other than
13 a bill or resolution sponsored by the appropriations
14 committee, shall be eligible on the ~~third~~ first
15 legislative day it is printed in the senate calendar.
16 ~~5. A bill that has been reported out to the~~
17 ~~senate calendar, referred to a different committee~~
18 ~~and reported out by that committee is eligible for~~
19 ~~consideration by the senate on the day it would have~~
20 ~~been eligible under subsection 2, 3, or 4, whichever~~
21 ~~is applicable, as if the bill had been printed in the~~
22 ~~calendar after having been reported out by the first~~
23 ~~committee.~~
24 BE IT FURTHER RESOLVED, That Rule 12, unnumbered
25 paragraph 2, of the Senate rules for the Eighty-eighth
26 General Assembly, as adopted during the 2019 Session in
27 Senate Resolution 3, is amended as follows:
28 No ~~amendment, resolution, bill, or conference~~
29 committee report shall be considered by the senate
30 without a copy of the ~~amendment, resolution, bill, or~~

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1 conference committee report being on the desks of the
2 entire membership of the senate prior to consideration.
3 ~~However, after the fourteenth week of the first session~~
4 ~~and the twelfth week of the second session, amendments~~
5 ~~and senate resolutions may be considered by the senate~~
6 ~~without a copy of the amendment or senate resolution~~
7 ~~being on the desks of the entire membership of the~~
8 ~~senate if a copy of the amendment or senate resolution~~
9 ~~is made available to the entire membership of the~~
10 ~~senate electronically. However, such consideration~~
11 ~~shall be deferred until a copy of the amendment~~
12 ~~or senate resolution is on the desk of any senator~~
13 ~~who so requests. An amendment or senate resolution~~
14 ~~shall not be considered by the senate until a copy~~
15 ~~of the amendment or senate resolution is distributed~~
16 ~~electronically to each member of the senate and paper~~
17 ~~copies are made available in the senate chamber.~~
18 BE IT FURTHER RESOLVED, That Rule 22, unnumbered
19 paragraphs 4 and 6, of the Senate rules for the
20 Eighty-eighth General Assembly, as adopted during the
21 2019 Session in Senate Resolution 3, are amended as
22 follows:
23 After ~~sufficient time has~~ ten minutes have elapsed
24 for all senators present to record their votes, the
25 president shall direct the secretary of the senate
26 to close the voting system. The president shall
27 still enter the senators' votes at any time prior
28 to directing the secretary of the senate to lock the
29 voting system. The president shall then immediately
30 announce the vote. Any senator not present to record

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1 the senator's vote within the ten minutes shall be
2 recorded as excused.
3 In the event the electronic voting system is not
4 in operating order, the president shall direct the
5 secretary of the senate to take the non-record or
6 record roll call by calling the names of the senators
7 in alphabetical order. In the event the senate camera
8 system is not in operating order, debate in the senate
9 shall continue provided live audio is available on the
10 general assembly's internet site.
11 BE IT FURTHER RESOLVED, That Rule 41, of the Senate
12 rules for the Eighty-eighth General Assembly, as
13 adopted during the 2019 Session in Senate Resolution
14 3, is amended as follows:
15 Rule 41
16 Announcement of Committee Meetings
17 It shall be in order for the chair of any committee

18 to announce to the senate the time and place of
19 committee meetings. The announcement shall include a
20 proposed agenda for the meeting. ~~The sergeant at arms~~
21 ~~shall post at the rear of the chamber the daily~~
22 ~~schedule of committee meetings.~~

23 BE IT FURTHER RESOLVED, That Rule 45, of the Senate
24 rules for the Eighty-eighth General Assembly, as
25 adopted during the 2019 Session in Senate Resolution
26 3, is amended as follows:

27 Rule 45

28 Access to Senate Chamber and Decorum

29 The persons who shall have access to the senate
30 chamber, and the times access shall be available, and

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1 the rules governing activities in the chamber and other
2 areas controlled by the senate shall be ~~as prescribed~~
3 ~~by the rules and administration committee pursuant to a~~
4 ~~written policy adopted by the committee and filed with~~
5 ~~the secretary of the senate limited to members of the~~
6 ~~general assembly and legislative staff.~~

7 BE IT FURTHER RESOLVED, That Rule 46, of the Senate
8 rules for the Eighty-eighth General Assembly, as
9 adopted during the 2019 Session in Senate Resolution 3,
10 is amended by striking the rule.

11 BE IT FURTHER RESOLVED, That Rule 59, unnumbered
12 paragraphs 4, 5, and 10, of the Senate rules for the
13 Eighty-eighth General Assembly, as adopted during the
14 2019 Session in Senate Resolution 3, are amended as
15 follows:

16 Within the three (3) legislative days after an
17 appointment has been referred to the rules and
18 administration committee, any ten senators may require
19 that the nominee be assigned to an appropriate standing
20 committee by filing a written, signed request therefor
21 with the chairperson of the rules and administration
22 committee. The committee chair shall refer the
23 appointment to a subcommittee within three (3)
24 legislative days after a standing committee receives
25 an appointment for further investigation, publishing
26 notice of such assignment in the senate journal for the
27 next legislative day. ~~Within ten (10) legislative days~~
28 By June 6, 2020, after a standing committee receives an
29 appointment for further investigation the subcommittee
30 shall file its report with the standing committee.

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1 ~~Within fourteen (14) legislative days~~ Not later than
2 June 6, 2020, after a standing committee receives an
3 appointment for further investigation, the committee

4 shall conduct an investigation of the nominee and
 5 file its report thereon with the secretary of the
 6 senate, who shall then place the nominee on the en
 7 bloc calendar or individual confirmation calendar as
 8 directed by the committee. The failure of a committee
 9 to file its report within the prescribed time means
 10 that the nominee is to be automatically placed, without
 11 recommendation, upon the individual confirmation
 12 calendar.

13 VOTING ON CONFIRMATIONS. Appointments received
 14 from the governor by March 1 for senate confirmation
 15 during any session of a general assembly shall be
 16 acted upon by April 15 as provided by section 2.32
 17 of the Code. Upon the motion of the majority leader
 18 or his or her designee, the nominees on the en bloc
 19 confirmation calendar shall be confirmed en bloc by the
 20 affirmative vote of two-thirds of the members elected
 21 to the senate. The journal shall reflect a single roll
 22 call accompanied by a statement of the names of those
 23 individuals subject to the en bloc confirmation vote.
 24 BE IT FURTHER RESOLVED, That Rule 60, of the Senate
 25 rules for the Eighty-eighth General Assembly, as
 26 adopted during the 2019 Session in Senate Resolution 3,
 27 is amended by striking the rule.

Senate Resolution 114: filed June 12, 2020; adopted by the
 Senate on June 12, 2020.

SENATE RESOLUTION 114

By Committee on Rules and Administration

1 A resolution honoring Senator Jerry Behn for his years
 2 of service in the Iowa Senate.
 3 WHEREAS, Senator Jerry Behn was born in Ames, Iowa,
 4 was raised in Boone County, graduated from United
 5 Community Schools, has farmed for almost 50 years, and
 6 together with his wife Dennise has raised their family
 7 of four children and seven grandchildren; and
 8 WHEREAS, Senator Behn is a long-standing member of
 9 the Iowa Association of Business and Industry, the Iowa
 10 Farm Bureau, the Iowa Soybean Association, the National
 11 Federation of Independent Business, and the National
 12 Rifle Association; and
 13 WHEREAS, after having served as a Boone County
 14 supervisor; Senator Behn was first elected to the
 15 Senate in 1996; and
 16 WHEREAS, upon election in 1996 Senator Behn
 17 represented Senate District 40, and beginning in 2003
 18 Senator Behn has represented Senate District 24, which
 19 now includes all or parts of Boone, Greene, Hamilton,
 20 Story, and Webster counties; and

21 WHEREAS, during his legislative tenure of 24 years,
22 the voters of his Senate districts have elected Senator
23 Behn to six consecutive terms; and
24 WHEREAS, during his legislative tenure, Senator
25 Behn has served in a leadership capacity on a number
26 of committees, including the Committee on Agriculture
27 (Chairperson), the Committee on Commerce (Ranking
28 Member and Chairperson); the Committee on Environment

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1 and Energy Independence (Ranking Member), the Committee
2 on Ethics (Ranking Member, Vice Chairperson, and
3 Chairperson), the Committee on Local Government
4 (Chairperson), the Committee on Small Business and
5 Economic Development (Vice Chairperson), and the
6 Committee on Ways and Means (Vice Chairperson); and
7 WHEREAS, during his Senate tenure, Senator Behn
8 has held a number of leadership positions, including
9 as a member of the Legislative Council, including the
10 Administration Committee and the Service Committee; and
11 the Committee on Rules and Administration; and
12 WHEREAS, in 2005 Senator Behn was elected by the
13 Republican caucus as Assistant Republican Leader,
14 in 2011 he was elected by the Republican caucus as
15 Minority (Republican) Leader, and in 2017 and 2019 he
16 was elected by the Senate as President Pro Tempore; and
17 WHEREAS, during his legislative service, Senator
18 Behn has earned wide respect for his integrity and
19 courtesy which extends to constituents, colleagues,
20 staff, lobbyists, and the press; and
21 WHEREAS, throughout his legislative service,
22 Senator Behn has been actively involved in matters
23 of government revenue and expenditures, tax policy,
24 and state budget practices, economic growth and job
25 creation, and the fundamental place of agriculture in
26 this state; NOW THEREFORE,
27 BE IT RESOLVED BY THE SENATE, That the Senate
28 honors Senator Jerry Behn for his years of legislative
29 service, and wishes him and his wife Dennise many years
30 of happiness with their family.

Senate Resolution 115: filed June 12, 2020; adopted by the
Senate on June 12, 2020.

SENATE RESOLUTION 115
By Committee on Rules and Administration

1 A resolution honoring Senator Michael Breitbach for his
2 years of service in the Iowa General Assembly.
3 WHEREAS, Senator Michael Breitbach was born in

4 Manchester, Iowa, graduated from Loras College, and has
5 resided in Strawberry Point and served northeast Iowa
6 his entire adult life; and

7 WHEREAS, having a business background provided
8 Senator Breitbach with a broad understanding of matters
9 relating to running a business, including making
10 payroll, establishing a budget, and overcoming the many
11 challenges businesses face on a day-to-day basis which
12 Senator Breitbach later used to serve his constituents
13 and the people of Iowa; and

14 WHEREAS, Senator Breitbach has served his
15 constituents for many years, and has served as a board
16 member of the Clayton County Civil Service Commission,
17 Farmers Savings Bank, Strawberry Point Economic
18 Development Fund, Strawberry Homes, and Strawberry
19 Point Leisure Homes; and

20 WHEREAS, Senator Breitbach has been a proud member
21 of the Iowa Independent Insurance Association, the Iowa
22 Motor Truck Association, the Iowa Ready Mixed Concrete
23 Association, the Iowa Concrete Paving Association, the
24 Iowa Bankers Association, the Strawberry Point Lions
25 Club, the Core Curriculum Committee of the Starmont
26 Community School District, and an alumni member of
27 Leadership Iowa; and

28 WHEREAS, Senator Breitbach has served on a variety

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1 of legislative committees, including Appropriations
2 (Chairperson), Commerce (Vice-Chairperson),
3 Transportation (Vice-Chairperson), Labor and Business
4 Relations, Natural Resources and Environment,
5 Economic Growth, Ways and Means, and Local Government
6 standing committees, and the Economic Development and
7 Appropriations Subcommittee (Vice-Chairperson); and

8 WHEREAS, Senator Breitbach has also served on
9 other committees, boards, and commissions including
10 the Tax Expenditure and the Fiscal Committees of the
11 Legislative Council, the Public Retirement Systems
12 Committee, the Commission on Tobacco Use and Prevention
13 and Control, the Cannabidiol Implementation Study
14 Committee, and the Iowa Comprehensive Health Insurance
15 Association Board; and

16 WHEREAS, Senator Breitbach's career in the Senate
17 has been exemplified by his commitment to integrity and
18 public service; NOW THEREFORE,

19 BE IT RESOLVED BY THE SENATE, That the Senate honors
20 and thanks Senator Michael Breitbach for his years of
21 service in the Senate, and wishes him and his family
22 the very best in the years to come.

Senate Resolution 116: filed June 12, 2020; adopted by the Senate on June 12, 2020.

SENATE RESOLUTION 116

By Committee on Rules and Administration

1 A resolution honoring Senator Randy Feenstra for his
2 years of service in the Iowa General Assembly.
3 WHEREAS, Senator Randy Feenstra, born and raised in
4 Hull, Iowa, while being a devoted husband to Lynette,
5 and father to Taylor, Erika, Dawson, and Savannah,
6 has also been involved in public service at the local
7 level as a city administrator, county treasurer, and
8 emergency medical technician, and at the state level as
9 a state Senator for much of his adult life; and
10 WHEREAS, Senator Feenstra, who received his
11 Bachelor's Degree from Dordt College and a Master's
12 Degree in Public Administration from Iowa State
13 University, was first elected to the Senate in 2008,
14 and has served the citizens of Northwest Iowa for
15 three terms while also being a professor of business
16 administration at Dordt University; and
17 WHEREAS, Senator Feenstra has served on a wide
18 array of legislative committees, including serving as
19 Chairperson of the Senate Ways and Means Committee,
20 Co-chairperson of the Tax Expenditure Committee, and on
21 the Fiscal Committee of the General Assembly; and
22 WHEREAS, Senator Feenstra currently serves on the
23 Commerce, Rules and Administration, State Government,
24 and Ways and Means committees, and on the Capital
25 Projects Committee of the Legislative Council and the
26 Streamlined Sales and Use Tax Agreement Governing
27 Board; and
28 WHEREAS, Senator Feenstra has also served the people

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1 of Iowa on numerous boards and commissions in his
2 community, including college, hospital, civic, and
3 church boards; and
4 WHEREAS, Senator Feenstra has long championed the
5 voice of Iowa's taxpayers and advocated to strengthen
6 accountability to those taxpayers, as evidenced by
7 his efforts working for passage of income tax, sales
8 tax, and property tax reforms; passage of government
9 spending limitations and oversight; and passage of
10 legislation that empowers the taxpayers and businesses
11 of Iowa; and
12 WHEREAS, Senator Feenstra has been recognized with
13 the Iowa League of Cities Legislative Service Award in
14 2012, the Iowa State Community Leadership Award, and

15 was included in the Sioux City Journal's List of top
16 leaders in Western Iowa; and
17 WHEREAS, over the past 12 years Senator Feenstra has
18 faced many difficult issues with a compassionate heart
19 and critical eye that will greatly be missed; and
20 WHEREAS, Senator Feenstra will be remembered for
21 his tireless efforts on behalf of his constituents
22 in Sioux, Lyon, O'Brien, Plymouth, and Cherokee
23 counties; NOW THEREFORE,
24 BE IT RESOLVED BY THE SENATE, That the Senate honors
25 Senator Randy Feenstra for his years of public service
26 in the Iowa General Assembly and wishes him all the
27 best in the years to come.

Senate Resolution 117: filed June 12, 2020; adopted by the Senate on June 13, 2020.

SENATE RESOLUTION 117

By Committee on Rules and Administration

1 A resolution honoring Senator Thomas A. Greene for his
2 service in the Iowa Senate.
3 WHEREAS, Senator Thomas A. Greene was first elected
4 to the Senate in 2016 to represent District 44, which
5 includes the city of Burlington and portions of Des
6 Moines, Louisa, and Muscatine counties; and
7 WHEREAS, Senator Greene was born and raised in
8 Burlington, and graduated from Drake University with a
9 bachelor of science in pharmacy in 1973; and
10 WHEREAS, Senator Greene's professional career
11 in southeast Iowa has included 40-plus years as a
12 pharmacist, as well as public service as chairman of
13 the Burlington Community School District, member of
14 the Des Moines County Board of Health, and trustee for
15 Concordia Township; and
16 WHEREAS, Senator Greene's tenure in the General
17 Assembly included membership on the Appropriations,
18 Human Resources, and Local Government (Vice
19 Chairperson), and Transportation standing committees;
20 the Economic Development Appropriations Subcommittee
21 (Vice Chairperson); and the Opioid Epidemic Evaluation
22 Study Committee, the Center for Rural Health and
23 Primary Care Advisory Committee, and the Medical
24 Assistance Advisory Council; and
25 WHEREAS, Senator Greene's legislative career has
26 been exemplified by his support for efforts to improve
27 the economies of his district and of the entire state,
28 vigilant oversight of taxpayer dollars, and expansion

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1 of Iowa's Medical Cannabidiol Program; NOW THEREFORE,
2 BE IT RESOLVED BY THE SENATE, That the Senate honors
3 and thanks Senator Thomas A. Greene for his years of
4 public service in the Senate and wishes him and his
5 family all the best in the years to come.

Senate Resolution 118: filed June 12, 2020; adopted by the
Senate on June 13, 2020.

SENATE RESOLUTION 118
By Committee on Rules and Administration

1 A resolution honoring Senator Tim Kapucian for his
2 years of service in the Iowa Senate.
3 WHEREAS, Senator Tim Kapucian was first elected
4 to the Senate in 2008, and has represented portions
5 of Benton, Grundy, Iowa, Poweshiek, and Tama counties
6 during his service in the Senate; and
7 WHEREAS, Senator Kapucian was born in Marengo,
8 Iowa, and raised on a farm northwest of Keystone,
9 Iowa, earned a B.S. in animal science from Iowa State
10 University, and currently owns and runs a grain and
11 livestock farm with his wife just outside Keystone; and
12 WHEREAS, Senator Kapucian's professional career
13 has included service as president of the Iowa Pork
14 Producers and membership on the Agriculture Advisory
15 Board of the Federal Reserve Bank of Chicago; and
16 WHEREAS, during his Senate tenure, Senator Kapucian
17 has served on a variety of committees, including
18 the Agriculture, Appropriations, Economic Growth,
19 Local Government, Natural Resources and Environment,
20 and Transportation (Chairperson and Ranking
21 Member) standing committees, the Transportation,
22 Infrastructure, and Capitals Appropriations
23 Subcommittee (Vice-Chairperson and Ranking Member)
24 and the Economic Development Appropriations
25 Subcommittee (Ranking Member), and the International
26 Relations Committee and the Public Retirement Systems
27 Committee; and
28 WHEREAS, Senator Kapucian's career in the Senate has

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1 been exemplified by his commitment to a strong rural
2 and agricultural economy and efforts to strengthen
3 Iowa's economy through job growth legislation, as
4 well as being a champion for good roads, bridges, and
5 infrastructure; NOW THEREFORE,
6 BE IT RESOLVED BY THE SENATE, That the Senate honors

7 and thanks Senator Tim Kapucian for his years of
8 service in the Senate, and wishes him and his family
9 the very best in the years to come.

Senate Resolution 119: filed June 12, 2020; adopted by the
Senate on June 13, 2020.

SENATE RESOLUTION 119
By Committee on Rules and Administration

1 A resolution honoring Senator Charles Schneider for his
2 service in the Iowa Senate.
3 WHEREAS, Senator Charles Schneider was first elected
4 to the Senate in 2012 representing District 22 serving
5 Polk and Dallas counties, and was selected as President
6 of the Senate in 2018; and
7 WHEREAS, through his employment as counsel for
8 Principal Financial Group and service as West Des
9 Moines City Councilman, Senator Schneider brought
10 extensive knowledge and experience in business, local
11 government, and the law to the Senate; and
12 WHEREAS, during his time in the Senate, Senator
13 Schneider has championed fiscal responsibility in the
14 state budget, significant income and property tax
15 reform, civil asset forfeiture reform, and justice for
16 victims of domestic abuse; and
17 WHEREAS, during his Senate tenure, Senator Schneider
18 has served on the Appropriations (Chair person),
19 Commerce, Economic Growth, Government Oversight,
20 Judiciary (Ranking Member), Rules and Administration
21 (Vice Chair person), State Government, Veterans
22 Affairs, and Ways and Means standing committees; the
23 Economic Development Appropriations Subcommittee
24 (Ranking Member); the Capital Projects (Chair person),
25 Fiscal, International Relations (Vice Chair person),
26 Service, and Studies Committees of the Legislative
27 Council; and the Capitol Planning Commission, Criminal
28 and Juvenile Justice Planning Advisory Council,

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1 Economic Development Authority Board, Public Retirement
2 Systems Committee, Public Safety Advisory Board, and
3 Statewide Fire and Police Retirement System Board
4 of Trustees; and served on numerous interim study
5 committees; and
6 WHEREAS, Senator Schneider has further demonstrated
7 his commitment to civic engagement through his service
8 with the West Des Moines Plan and Zoning Commission,
9 West Des Moines Development Corporation (President),
10 West Des Moines Rotary, Knights of Columbus, Iowa

11 Taxpayers Association, and Board of Directors of
 12 Central Iowa Shelter and Services (then known as
 13 Churches United), among other organizations, as well
 14 as his receipt of the Greater Des Moines Leadership
 15 Institute's Distinguished Government Leadership Award
 16 in 2011; NOW THEREFORE,
 17 BE IT RESOLVED BY THE SENATE, That the Senate honors
 18 Senator Charles Schneider for his eight years of public
 19 service in the Senate and wishes him all the best in
 20 the years to come.

Senate Resolution 120: filed June 12, 2020; adopted by the
 Senate on June 12, 2020.

SENATE RESOLUTION 120

By Committee on Rules and Administration

1 A resolution honoring Senator Mark Segebart for his
 2 years of service in the Iowa General Assembly.
 3 WHEREAS, Mark Segebart was born and raised in
 4 Crawford County, received a Bachelor of Science degree
 5 in forestry from Iowa State University, and is a sixth
 6 generation family farmer residing on a farm near Vail,
 7 Iowa; and
 8 WHEREAS, Senator Segebart is a community leader,
 9 having served as a Crawford County supervisor for
 10 16 years, serving as a member and past president of
 11 the Crawford County Cattlemen's Association; the
 12 Iowa Soybean Association; the Iowa Corn Growers
 13 Association; the Crawford County Board of Health; the
 14 Buena Vista, Crawford, and Sac County Early Childhood
 15 Iowa Empowerment Board; the WESCO Industries Board of
 16 Directors; and the Crawford County Early Childhood
 17 Center Board; and
 18 WHEREAS, Senator Segebart has served in the Iowa
 19 Senate since 2013, representing District 6 which covers
 20 Buena Vista, Sac, Carroll, and Audubon counties, and
 21 portions of Crawford County; and
 22 WHEREAS, during his Senate tenure, Senator Segebart
 23 has served with the earnestness befitting the gravity
 24 of the issues presented, tempered by an affable manner
 25 and a dry sense of humor; and
 26 WHEREAS, during his Senate tenure, Senator Segebart
 27 served on the Agriculture, Appropriations, Human
 28 Resources, Local Government, Natural Resources and

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1 Environment, and Veterans Affairs committees; the
 2 Joint Appropriations Subcommittee on Health and Human
 3 Services; and the Health Policy Oversight Committee of

4 the Legislative Council; and
5 WHEREAS, during his Senate tenure, Senator Segebart
6 has also served on various councils, committees, and
7 commissions including the Center for Rural Health and
8 Primary Care Advisory Committee, the State Child Care
9 Advisory Committee, the Council on Human Services,
10 the Governmental Public Health Advisory Council, the
11 Commission on Aging, the Medical Assistance Projections
12 and Assessment Council, the Integrated Health Care
13 Delivery Models and Multi-Payer Delivery Systems Study
14 Committee, the Mental Health and Disability Services
15 Redesign Fiscal Viability Study Committee, and the
16 Mental Health and Disability Services Funding Study
17 Committee; and
18 WHEREAS, Senator Segebart and his wife, Catherine,
19 also an advocate for children including throughout
20 her lifelong career as a public school teacher,
21 have been married for 46 years and are the proud
22 parents of two children, Martha and Alex, and of two
23 grandchildren; NOW THEREFORE,
24 BE IT RESOLVED BY THE SENATE, That the Senate honors
25 and thanks Senator Mark Segebart for his years of
26 public service to the Senate and the State of Iowa, and
27 wishes him and his family all the best in the years to
28 come.

Senate Resolution 121: filed June 14, 2020; adopted by the Senate on June 14, 2020.

SENATE RESOLUTION 121
By Whitver

1 A resolution deferring action on the confirmation of
2 certain appointments submitted by the Governor.
3 BE IT RESOLVED BY THE SENATE, That the Senate,
4 under the provisions of section 2.32, subsection 7,
5 defers the consideration of the confirmation of all
6 appointments that have been or are submitted by the
7 Governor during the last thirty days of the second
8 regular session of the eighty-eighth general assembly,
9 to the next regular session of the general assembly.

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SEGEBART, MARK – Senator, 6th District; Republican

- Bills introduced – 117, 149, 203, 212, 213, 285, 352
- Bill subcommittee assignments – 108–110, 121, 129, 150, 204, 217, 218, 238–240, 260, 290, 305–307, 323, 337, 354, 469, 607, 608, 613
- Honors received – 788
- Senate committee appointments – 24

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SHIPLEY, TOM – Senator, 11th District; Republican

- Amendments filed – 524
- Amendments withdrawn – 524
- Bills introduced – 103, 159, 270, 285
- Bill subcommittee assignments – 52, 70, 71, 86, 88–91, 109, 128, 129, 151, 176, 187, 194, 218, 241, 260, 261, 275, 276, 290, 307, 323, 337, 426, 451, 530, 543, 563, 657, 763
- Senate committee appointments – 24

SINCLAIR, AMY – Senator, 14th District; Republican Whip

- Amendments filed – 411, 427, 436, 452, 504, 745, 767, 771, 772, 802, 810
- Amendments offered – 411, 435, 436, 459, 508, 745, 771, 772, 810
- Amendments withdrawn – 767, 810
- Bills introduced – 50, 51, 117, 126, 184, 191, 211, 213, 270, 284
- Bill subcommittee assignments – 68–71, 85–89, 91, 109, 110, 128, 129 137–139, 151, 152, 176, 187, 188, 194, 217, 218, 240, 241, 261, 275, 289, 290, 307, 323, 337, 354, 450, 451, 469, 530, 763
- Certificates of recognition – 799, 800

Presiding at session of Senate – 415, 457, 761, 767
 Senate committee appointments – 24

SMITH, JACKIE – Senator, 7th District; Democrat

Amendments filed – 248, 412, 518
 Amendments offered – 412
 Bills introduced – 105, 106, 116, 118, 125–127, 133, 134, 136, 158–160,
 173, 174, 256, 270, 285, 302, 321, 607
 Bill subcommittee assignments – 68–70, 90, 121, 128, 137, 138, 151, 187,
 240, 260, 275, 290, 469, 530, 564
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SMITH, ROBY – Senator, 47th District; Republican

Amendments filed – 465, 504, 534, 661, 740
 Amendments offered – 465, 489, 560, 671, 739, 740, 830
 Amendments withdrawn – 838
 Bills introduced – 50
 Bill subcommittee assignments – 52, 69, 70, 85, 87, 89, 108–110, 121, 129,
 137–139, 162, 163, 186, 187, 217–219, 240, 241, 261, 274, 289–291, 306,
 336, 337, 354, 427, 451, 469, 503, 538, 563, 564, 608, 612, 681, 763
 Certificates of recognition – 198, 655
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SWEENEY, ANNETTE – Senator, 25th District; Republican

- Amendments filed – 443
- Amendments offered – 443, 827
- Bills introduced – 213, 214, 273, 285
- Bill subcommittee assignments – 69, 86, 88, 90, 91, 107–109, 129, 137, 152, 162, 163, 176, 186, 217, 241, 261, 275, 290, 306, 307, 354, 469, 483, 608, 623, 681
- Certificates of recognition – 281, 612, 655
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TAYLOR, RICH – Senator, 42nd District; Assistant Democratic Leader

- Amendments filed – 248, 557
- Amendments offered – 557
- Bills introduced – 104, 105, 117, 118, 125–127, 134, 136, 156, 158–160, 173, 174, 185, 211, 270, 284, 302, 321, 543, 607
- Bill subcommittee assignments – 86, 87, 89–91, 128, 129, 162, 186, 261, 276, 290, 307, 337, 451, 483, 530, 623
- Senate committee appointments – 25

TAYLOR, TODD – Senator, 35th District; Democrat

Amendments filed – 662, 673, 836

Amendments offered – 671, 673

Amendments withdrawn – 673

Bills introduced – 105, 106, 116–118, 125–127, 133, 134, 136, 158–160, 173, 174, 185, 211, 213, 236, 270, 285, 302, 321, 607

Bill subcommittee assignments – 68, 85, 86, 88, 90, 121, 129, 137, 139, 163, 187, 194, 218, 219, 240, 241, 260, 289, 291, 306, 563, 763

Certificates of recognition – 64

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Appointments to – 18

Bills introduced by – 125, 157, 234, 301, 333, 353, 370

Bills referred to – 49–51, 66, 103, 104, 119, 156, 174, 184, 203, 212, 213, 256, 332, 409, 424, 499

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Subcommittee assignments – 52, 68–71, 90, 110, 128, 129, 162, 187, 188, 218, 260, 275, 276, 451, 530

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Amendments filed – 565

Appointees, investigation of – 145, 181, 205, 326

Appointments to – 18

Bills introduced – 304, 335, 350, 370, 392

Bills referred to – 80, 408, 409, 423, 424, 445

Committee meeting reports – 79, 169, 199, 300, 319, 349, 367, 537, 562

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Study bills – 106, 185, 186, 273, 288, 305

Subcommittee assignments – 85–87, 89, 109, 110, 188, 276, 292, 307, 451, 483

WAHLS, ZACH – Senator, 37th District; Democrat

Amendments filed – 248, 439, 651, 662

Amendments offered – 439, 651, 672

Bills introduced – 105, 106, 118, 125–127, 134, 136, 158–160, 173, 174, 185, 211, 257, 270, 271, 285, 286, 302, 321, 332, 607

Bill subcommittee assignments – 69, 70, 89, 109, 138, 186, 194, 217, 218, 274, 275, 290, 292, 307, 323, 337, 469, 608, 681, 763

Certificates of recognition – 47, 48, 64, 154, 562, 655

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Senate committee appointments – 25

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- Appointees, investigation of – 578, 632, 686
- Appointments to – 18
- Bills introduced – 530, 679, 680, 780, 801
- Bills referred to – 50, 117, 120, 136, 149, 159, 173, 184, 185, 190, 212, 227, 256, 266, 270, 271, 285, 286, 303, 317, 407, 542, 607, 664
- Committee meeting reports – 112, 502, 679, 779, 800
- Committee reports on bills – 533, 683, 684, 781, 801
- Study bills – 216, 537, 607, 680, 709, 763
- Subcommittee assignments – 108, 109, 151, 162, 186, 187, 204, 217–219, 239, 274, 289, 290, 336, 337, 427, 468, 469, 503, 538, 607, 608, 681, 709, 763

WHITING, ZACH – Senator, 1st District; Republican

- Amendments filed – 345, 383, 504
- Amendments offered – 455, 473, 694
- Bills introduced – 51, 65, 66, 117, 118, 133, 156, 184, 271, 285, 303, 322
- Bill subcommittee assignments – 68, 70, 85–91, 108, 110, 122, 128, 129, 137–139, 162, 163, 186, 188, 241, 261, 275, 276, 290, 291, 306, 322, 323, 337, 355, 451, 483, 543, 564, 623, 657, 680
- Certificates of recognition – 169, 446
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WHITVER, JACK – Senator, 19th District; Majority Leader, Republican

- Addresses to Senate – 6, 854
- Bills introduced – 80, 623, 656, 779, 848
- Bill subcommittee assignments – 107
- Certificates of recognition – 46, 47
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ZAUN, BRAD – Senator, 20th District; Republican

- Amendments filed – 524, 609, 645, 686, 781
- Amendments offered – 524, 642, 645, 699, 755, 785
- Bills introduced – 116, 120, 126, 134, 156, 159, 258
- Bill subcommittee assignments – 68, 86, 87, 91, 108, 129, 138, 260, 261, 275, 290, 292, 307, 337, 530, 564, 623
- Certificates of recognition – 622, 762
- Honors received – 691
- Presiding at session of Senate – 296, 440, 494, 740, 757, 840, 841
- Senate committee appointments – 25

ZUMBACH, DAN – Senator, 48th District; Assistant Republican Leader

Amendments filed – 766

Amendments offered – 774

Bills introduced – 212, 213

Bill subcommittee assignments – 51, 52, 69, 128, 151, 162, 187, 218, 219,
241, 260, 275, 292, 308, 469, 530

Certificates of recognition – 391

Senate committee appointments – 25