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**STATE OF IOWA**

# **House Journal**

**TUESDAY, APRIL 3, 2018**

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Produced daily by the State of Iowa during the sessions of the General Assembly.  
(The official bound copy will be available after a reasonable time upon adjournment.)

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## JOURNAL OF THE HOUSE

Eighty-sixth Calendar Day - Fifty-ninth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Tuesday, April 3, 2018

The House met pursuant to adjournment at 8:31 a.m., Sexton of Calhoun in the chair.

Prayer was offered by Pastor Monte Knudsen, Faith Christian Outreach Church, Mount Pleasant. He was the guest of Kerr of Louisa.

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Giorgio Rossi, Page from Des Moines.

The Journal of Monday, April 2, 2018, was approved.

### ADOPTION OF [HOUSE RESOLUTION 110](#)

Jones of Clay called up for consideration [House Resolution 110](#), a resolution congratulating the Grand View University Vikings wrestling team on winning the National Association of Intercollegiate Athletics Wrestling National Championship for the seventh consecutive year.

Jones of Clay moved the adoption of [House Resolution 110](#).

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:40 a.m., until the fall of the gavel.

The House resumed session at 11:52 a.m., Speaker Upmeyer in the chair.

### SENATE AMENDMENTS CONSIDERED House Concurred

McKean of Jones called up for consideration [House File 2233](#), a bill for an act relating to mechanics' liens and public construction liens, amended by the Senate, and moved that the House concur in the Senate amendment [H-8332](#).

The motion prevailed and the House concurred in the Senate amendment [H-8332](#).

McKean of Jones moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2233](#))

The ayes were, 69:

Bacon	Baltimore	Baudler	Baxter
Bergan	Best	Bloomington	Bossman
Carlson	Cownie	Deyoe	Dolecheck
Fisher	Fry	Gassman	Grassley
Gustafson	Hagenow	Hager	Hall
Hanusa	Heartsill	Heaton	Hein
Highfill	Hinson	Holt	Holz
Huseman	Jacobsen	Jacoby	Jones
Kacena	Kaufmann	Kearns	Kerr
Klein	Koester	Landon	Lundgren
Maxwell	McConkey	McKean	Miller, H.
Mohr	Mommsen	Moore	Nunn
Paustian	Pettengill	Rizer	Rogers
Running-Marquardt	Salmon	Sexton	Sheets
Sieck	Staed	Taylor, R.	Taylor, T.
Thede	Vander Linden	Watts	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker Upmeyer			

The nays were, 29:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Finkenauer
Forbes	Gaines	Gaskill	Heddens
Hunter	Isenhardt	Kressig	Kurth
Lensing	Miller, P.	Nielsen	Oldson
Olson	Ourth	Prichard	Smith, M.
Smith, R.	Steckman	Wessel-Kroeschell	Winckler
Wolfe			

Absent or not voting, 2:

Mascher	Meyer
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## House Concurred

Koester of Polk called up for consideration [House File 2441](#), a bill for an act relating to school district funding and the authorized purposes for the expenditure of school district funding, and including effective date and applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment [H-8339](#).

The motion prevailed and the House concurred in the Senate amendment [H-8339](#).

Koester of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2441](#))

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Bergan	Best	Bloomington	Bossman
Breckenridge	Brown-Powers	Carlson	Cohoon
Cownie	Deyoe	Dolecheck	Finkenauer
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hager	Hall	Hanusa
Heartsill	Heaton	Heddens	Hein
Highfill	Hinson	Holt	Holz
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	Jones	Kacena	Kaufmann
Kearns	Kerr	Klein	Koester
Kressig	Kurth	Landon	Lensing
Lundgren	Mascher	Maxwell	McConkey
McKean	Miller, H.	Miller, P.	Mohr
Mommsen	Moore	Nielsen	Nunn
Oldson	Olson	Ourth	Paustian
Pettengill	Prichard	Rizer	Rogers
Running-Marquardt	Salmon	Sexton	Sheets
Sieck	Smith, M.	Smith, R.	Staed
Steckman	Taylor, R.	Taylor, T.	Thede
Vander Linden	Watts	Wessel-Kroeschell	Wheeler
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Meyer

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

CONSIDERATION OF BILL  
Unfinished Business Calendar

[Senate File 481](#), a bill for an act relating to the enforcement of immigration laws and providing penalties and remedies, including the denial of state funds to certain entities, with report of committee recommending amendment and passage, was taken up for consideration.

Holt of Crawford offered amendment [H-8202](#) filed by the committee on Public Safety.

Holt of Crawford offered amendment [H-8319](#), to the committee amendment [H-8202](#), filed by him and moved its adoption.

Amendment [H-8319](#), to the committee amendment [H-8202](#), was adopted.

Breckenridge of Jasper offered amendment [H-8240](#), to the committee amendment [H-8202](#), filed by him.

Holt of Crawford rose on a point of order that amendment [H-8240](#) was not germane, to the committee amendment [H-8202](#).

The Speaker ruled the point well taken and amendment [H-8240](#) not germane, to the committee amendment [H-8202](#).

Breckenridge of Jasper asked for unanimous consent to suspend the rules to consider amendment [H-8240](#), to the committee amendment [H-8202](#).

Objection was raised.

Breckenridge of Jasper moved to suspend the rules to consider amendment [H-8240](#), to the committee amendment [H-8202](#).

Roll call was requested by Breckenridge of Jasper and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment [H-8240](#), to the committee amendment [H-8202](#)?" ([S.F. 481](#))

The ayes were, 40:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohon	Finkenauer
Forbes	Gaines	Gaskill	Hall
Heddens	Hunter	Isenhart	Jacoby
Kacena	Kearns	Kressig	Kurth
Lensing	Mascher	McConkey	Miller, H.
Miller, P.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Taylor, T.
Thede	Wessel-Kroeschell	Winckler	Wolfe

The nays were, 59:

Bacon	Baltimore	Baudler	Baxter
Bergan	Best	Bloomingtondale	Bossmann
Carlson	Cownie	Deyoe	Dolecheck
Fisher	Fry	Gassman	Grassley
Gustafson	Hagenow	Hager	Hanusa
Heartsill	Heaton	Hein	Highfill
Hinson	Holt	Holz	Huseman
Jacobsen	Jones	Kaufmann	Kerr
Klein	Koester	Landon	Lundgren
Maxwell	McKean	Mohr	Mommsen
Moore	Nunn	Paustian	Pettengill
Rizer	Rogers	Salmon	Sexton
Sheets	Sieck	Taylor, R.	Vander Linden
Watts	Wheeler	Wills	Windschitl
Worthan	Zumbach	Speaker	
		Upmeyer	

Absent or not voting, 1:

Meyer

The motion to suspend the rules lost.

Holt of Crawford moved the adoption of the committee amendment [H-8202](#), as amended.

The committee amendment [H-8202](#), as amended, was adopted.

Holt of Crawford offered amendment [H-8336](#) filed by him and moved its adoption.

Amendment [H-8336](#) was adopted.

Breckenridge of Jasper asked and received unanimous consent to withdraw amendment [H-8321](#) filed by Isenhart of Dubuque on March 26, 2018.

Abdul-Samad of Polk asked and received unanimous consent to withdraw amendment [H-8347](#) filed by him from the floor.

Wheeler of Sioux rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Hagenow of Polk asked and received unanimous consent that [Senate File 481](#) be deferred and that the bill retain its place on the calendar.

On motion by Hagenow of Polk, the House was recessed at 12:53 p.m., until the conclusion of the committee on Ways and Means and the committee on Appropriations.

#### AFTERNOON SESSION

The House reconvened at 2:28 p.m., Windschitl of Harrison in the chair.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 3, 2018, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2258](#), a bill for an act relating to the uses of remitted sales tax revenue and moneys from the flood mitigation fund under the flood mitigation program and including applicability provisions.

Also: That the Senate has on April 3, 2018, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2277](#), a bill for an act relating to the inspection and examination of certain public records under the custody of the state archivist or a county registrar.

Also: That the Senate has on April 3, 2018, passed the following bill in which the concurrence of the Senate was asked:

[House File 2404](#), a bill for an act relating to restitution paid to the estate or heirs at law of a crime victim.

Also: That the Senate has on April 3, 2018, passed the following bill in which the concurrence of the Senate was asked:

[House File 2427](#), a bill for an act relating to access to certain child abuse and dependent adult abuse information by free clinics, and including effective date provisions.

Also: That the Senate has on April 3, 2018, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2445](#), a bill for an act relating to the provision and administration of mental health, disability, and homemaker-home health aide services by the department of human services.

Also: That the Senate has on April 3, 2018, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2467](#), a bill for an act relating to school meal debt and to school meal programs offered by school districts and accredited nonpublic schools, authorizing the establishment of unpaid student meals accounts, and authorizing the transfer and expenditure of certain funds.

Also: That the Senate has on April 3, 2018, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2235](#), a bill for an act relating to criminal acts committed on or against critical infrastructure property and providing penalties.

Also: That the Senate has on April 3, 2018, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2360](#), a bill for an act providing for a dyslexia response task force and report.

W. CHARLES SMITHSON, Secretary



CONSIDERATION OF BILL  
Unfinished Business Calendar

The House resumed consideration of [Senate File 481](#), a bill for an act relating to the enforcement of immigration laws and providing penalties and remedies, including the denial of state funds to certain entities, previously deferred.

Mascher of Johnson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

SPECIAL PRESENTATION

M. Smith of Marshall introduced to the House, former legislator Swati Dandekar.

The House rose and expressed its welcome.

Hall of Woodbury rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

M. Smith of Marshall rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Staed of Linn rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Holt of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 75 was invoked.

On the question “Shall the bill pass?” ([S.F. 481](#))

The ayes were, 55:

Bacon	Baltimore	Baudler	Baxter
Best	Bloomington	Bossman	Carlson
Cownie	Deyoe	Dolecheck	Fisher
Fry	Gassman	Grassley	Gustafson
Hagenow	Hager	Hanusa	Heartsill
Hein	Highfill	Hinson	Holt
Holz	Huseman	Jacobsen	Kaufmann
Kerr	Klein	Landon	Lundgren
Maxwell	McConkey	McKean	Mohr
Mommsen	Moore	Nunn	Paustian
Pettengill	Rizer	Rogers	Salmon
Sexton	Sheets	Sieck	Taylor, R.
Upmeyer, Spkr.	Vander Linden	Watts	Wheeler
Wills	Zumbach	Windschitl, Presiding	

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Bergan	Breckenridge	Brown-Powers	Cohoon
Finkenauer	Forbes	Gaines	Gaskill
Hall	Heaton	Heddens	Hunter
Isenhardt	Jacoby	Jones	Kacena
Kearns	Koester	Kressig	Kurth
Lensing	Mascher	Meyer	Miller, H.
Miller, P.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Taylor, T.
Thede	Wessel-Kroeschell	Winckler	Wolfe
Worthan			

Absent or not voting, none.

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

#### INTRODUCTION OF BILL

**House File 2481**, by committee on Ways and Means, a bill for an act relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to the use of tax revenue from the secure an advanced vision for education fund, and provisions relating

to the calculation of adjusted additional property tax levy aid, and making appropriations.

Read first time and placed on the **Ways and Means calendar**.

#### IMMEDIATE MESSAGES

Hagenow of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2233, 2441** and [Senate File 481](#).

#### LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Meyer of Polk

#### EXPLANATIONS OF VOTE

On April 2, 2018, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 2297](#) – “nay”  
[Senate File 2169](#) – “nay”

[House File 2392](#) – “nay”

Heddens of Story

On April 2, 2018, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 2297](#) – “nay”  
[Senate File 2169](#) – “nay”

[House File 2392](#) – “nay”

Winckler of Scott

#### BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for

approval on this 3<sup>rd</sup> day of April, 2018: House Files 2200, 2239, 2253, 2254, 2256, 2281, 2304, 2321, 2340, 2382, 2390, 2402, 2407, 2420 and 2439.

CARMINE BOAL  
Chief Clerk of the House

#### BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 3, 2018, the following bill was approved and transmitted to the Secretary of State:

[House File 2458](#), an Act creating a future ready Iowa Act to strengthen workforce development by establishing a registered apprenticeship development program, a volunteer mentoring program, a summer youth intern program, summer postsecondary courses for high school students that are aligned with high-demand career pathways, an employer innovation fund, and future ready Iowa skilled workforce scholarship and grant programs and funds, and including effective date provisions.

#### HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

##### [H.S.B. 685](#) Government Oversight

Authorizing the state building code advisory council to propose, consider, and approve or disapprove amendments and changes to the state building code.

##### [H.S.B. 686](#) Government Oversight

Authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

#### COMMITTEE RECOMMENDATIONS

MADAM SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL  
Chief Clerk of the House

## COMMITTEE ON APPROPRIATIONS

**Committee Bill** (Formerly [House Study Bill 680](#)), relating to programs and activities under the purview of the department of human services.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 3, 2018.

## COMMITTEE ON WAYS AND MEANS

**Committee Bill** (Formerly [House Study Bill 189](#)), requiring the licensure of flexible credit lenders, and providing criminal and civil penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 3, 2018.

## AMENDMENTS FILED

<a href="#">H-8344</a>	<a href="#">S.F. 2311</a>	Watts of Dallas
<a href="#">H-8345</a>	<a href="#">S.F. 2311</a>	Watts of Dallas
<a href="#">H-8346</a>	<a href="#">S.F. 2311</a>	Watts of Dallas
<a href="#">H-8347</a>	<a href="#">S.F. 481</a>	Abdul-Samad of Polk
<a href="#">H-8348</a>	<a href="#">S.F. 2311</a>	Watts of Dallas
<a href="#">H-8349</a>	<a href="#">S.F. 2311</a>	Watts of Dallas
<a href="#">H-8350</a>	<a href="#">S.F. 2311</a>	Carlson of Muscatine
<a href="#">H-8351</a>	<a href="#">H.F. 2258</a>	Senate amendment
<a href="#">H-8352</a>	<a href="#">H.F. 2277</a>	Senate amendment
<a href="#">H-8353</a>	<a href="#">H.F. 2445</a>	Senate amendment
<a href="#">H-8354</a>	<a href="#">H.F. 2467</a>	Senate amendment
<a href="#">H-8355</a>	<a href="#">S.F. 2311</a>	Watts of Dallas
<a href="#">H-8356</a>	<a href="#">S.F. 2311</a>	Watts of Dallas
<a href="#">H-8357</a>	<a href="#">S.F. 2311</a>	Watts of Dallas
<a href="#">H-8358</a>	<a href="#">S.F. 2311</a>	Watts of Dallas
<a href="#">H-8359</a>	<a href="#">S.F. 2311</a>	Carlson of Muscatine

On motion by Hagenow of Polk, the House adjourned at 5:59 p.m., until 8:30 a.m., Wednesday, April 4, 2018.