STATE OF IOWA

House Journal

THURSDAY, APRIL 4, 2019

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.)
JOURNAL OF THE HOUSE
Eighty-first Calendar Day - Fifty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 4, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Jon Benson, Saint John Lutheran Church, Council Bluffs. He was the guest of Sieck of Mills and Hanusa of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Steve Shannon, Nathan Shank, Bobby Clute and Kaine Vinchattle, iJAG students from Boone High School, Boone. They were the guests of Thompson of Greene.

The Journal of Wednesday, April 3, 2019, was approved.

The House stood at ease at 8:34 a.m., until the fall of the gavel.

The House resumed session at 10:57 a.m., Speaker Upmeyer in the chair.

CONSIDERATION OF BILLS
Appropriations Calendar

House File 756, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, was taken up for consideration.

Deyoe of Story asked and received unanimous consent to withdraw amendment H–1117 filed by him on April 3, 2019.

Sorensen of Adair 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.
On the question “Shall the bill pass?” (H.F. 756)

The ayes were, 96:

Abdul-Samad  Anderson  Bacon  Baxter
Bearinger  Bennett  Bergan  Best
Bloomingle  Bossman  Breckenridge  Brink
Brown-Powers  Carlson  Cohoon  Derry
Deyoe  Dolecheck  Donahue  Ehler
Fisher  Forbes  Fry  Gaines
Gaskill  Gassman  Gerhold  Grassley
Gustafson  Hagenow  Hall  Hanusa
Heddens  Hein  Hinson  Hite
Holt  Hunter  Huseman  Isenhart
Jacobsen  Jacoby  James  Jeneary
Jones  Judge  Kacena  Kaufmann
Kerr  Klein  Konfrst  Kressig
Kurth  Kurtz  Lensing  Lohse
Lundgren  Mascher  Matson  Maxwell
McConkey  McKeen  Meyer, A.  Mitchell
Mohr  Mommsen  Moore  Nielsen
Oldson  Olson  Osmundson  Ourth
Paustian  Running-Marquardt  Salmon  Sexton
Shipley  Sieck  Smith, M.  Smith, R.
Sorensen  Steckman  Sunde  Thede
Thompson  Thorup  Wessel-Kroeschell  Wheeler
Williams  Wills  Winckler  Windschitl
Wolfe  Worthan  Zumbach  Speaker

The nays were, none.

Absent or not voting, 4:

Landon  Meyer, B.  Prichard  Staed

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

**House File 758**, a bill for an act 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, and the state board of regents, providing for related matters, and including effective date provisions, was taken up for consideration.

James of Dubuque offered amendment H–1125 filed by her and moved its adoption.
Roll call was requested by James of Dubuque and Abdul-Samad of Polk.

On the question "Shall amendment H–1125 be adopted?" (H.F. 758)

The ayes were, 97:

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<td>Speaker</td>
<td>Upmeyer</td>
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The nays were, none.

Absent or not voting, 3:

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<tr>
<th>Member</th>
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<tbody>
<tr>
<td>Landon</td>
<td>Meyer, B.</td>
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<td>Prichard</td>
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Amendment H–1125 was adopted.

Hall of Woodbury offered amendment H–1122 filed by him and moved its adoption.

Amendment H–1122 lost.
Winckler of Scott offered amendment H–1128 filed by Winckler, et al., and moved its adoption.

Roll call was requested by Winckler of Scott and Abdul-Samad of Polk.

On the question "Shall amendment H–1128 be adopted?" (H.F. 758)

The ayes were, 45:

Abdul-Samad Anderson Bearinger Bennett
Breckenridge Brown-Powers Cohoon Derry
Donahue Ehler Forbes Gaines
Gaskill Hall Heddens Hinson
Hunter Isenhart Jacoby James
Judge Kacena Konfrst Kressig
Kurth Kurtz Lensing Mascher
Matson McConkey Nielsen Oldson
Olson Ourth Running-Marquardt Smith, M.
Smith, R. Staed Steckman Sunde
Thede Wessel-Kroeschell Williams Winckler
Wolfe

The nays were, 52:

Bacon Baxter Bergan Best
Bloomingdale Bossman Brink Carlson
Deyoe Dolecheck Fisher Fry
Gassman Gerhold Grassley Gustafson
Hagenow Hanusa Hein Hite
Holt Huseman Jacobsen Jeneary
Jones Kaufmann Kerr Klein
Lohse Lundgren Maxwell McKean
Meyer, A. Mitchell Mohr Momsen
Moore Osmundson Paustian Salmon
Sexton Shipley Sieck Sorensen
Thompson Thorup Wheeler Wills
Windschitl Worthan Zumbach Speaker

Absent or not voting, 3:

Landon Meyer, B. Prichard

Amendment H–1128 lost.

Kerr of Louisa offered amendment H–1127 filed by him.
Kerr of Louisa offered amendment H–1132, to amendment H–1127, filed by him from the floor and moved its adoption.

Amendment H–1132, to amendment H–1127, was adopted.

Kerr of Louisa moved the adoption of amendment H–1127, as amended.

Roll call was requested by Winckler of Scott and Wolfe of Clinton.

On the question "Shall amendment H–1127, as amended, be adopted?" (H.F. 758)

The ayes were, 97:

Abdul-Samad Anderson Bacon Baxter
Bearinger Bennett Bergan Best
Bloomingdale Bossman Breckenridge Brink
Brown-Powers Carlson Cohoon Derry
Deyoe Dolecheck Donahue Ehlert
Fisher Forbes Fry Gaines
Gaskill Gasman Gerhold Grassley
Gustafson Hagenow Hall Hanusa
Heddens Hein Hinson Hite
Holt Hunter Huseman Isenhart
Jacobsen Jacoby James Jeneary
Jones Judge Kacena Kaufmann
Kerr Klein Konfrst Kressig
Kurth Kurtz Lensing Lohse
Lundgren Mascher Matson Maxwell
McConkey McKeen Meyer, A. Mitchell
Mohr Mommsen Moore Nielsen
Oldson Olson Osmundson Ourth
Paustian Running-Marquardt Salmon Sexton
Shipley Sieck Smith, M. Smith, R.
Sorensen Staed Steckman Sunde
Thede Thompson Thorup Wessel-Kroeschell
Wheeler Williams Wills Winckler
Windschitl Wolfe Worthan Zumbach
Speaker Upmeyer

The nays were, none.

Absent or not voting, 3:

Landon Meyer, B. Prichard

Amendment H–1127, as amended, was adopted.
Windschitl of Harrison in the chair at 12:02 p.m.

Steckman of Cerro Gordo offered amendment H–1123 filed by her and moved its adoption.

Roll call was requested by Steckman of Cerro Gordo and Olson of Polk.

On the question "Shall amendment H–1123 be adopted?" (H.F. 758)

The ayes were, 44:

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The nays were, 53:

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<th>Best</th>
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<td>Windschitl, Presiding</td>
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Absent or not voting, 3:

| Landon         | Meyer, B.  | Prichard |

Amendment H–1123 lost.

Williams of Black Hawk offered amendment H–1130 filed by Williams, et al., and moved its adoption.
Roll call was requested by Williams of Black Hawk and Abdul-Samad of Polk.

On the question "Shall amendment H–1130 be adopted?" (H.F. 758)

The ayes were, 44:

Abdul-Samad  Anderson  Bearinger  Bennett
Brekenridge  Brown-Powers  Cohoon  Derry
Donahue  Ehler  Forbes  Gaines
Gaskill  Hall  Heddens  Hunter
Isenhart  Jacoby  James  Judge
Kacena  Konfrst  Kressig  Kurth
Kurtz  Lensing  Mascher  Matson
McConkey  Nielsen  Oldson  Olson
Ourth  Running-Marquardt  Smith, M.  Smith, R.
Staed  Steckman  Sunde  Thede
Wessel-Kroeschell  Williams  Winckler  Wolfe

The nays were, 53:

Bacon  Baxter  Bergan  Best
Bloomingdale  Bossman  Brink  Carlson
Deyoe  Dolecheck  Fisher  Fry
Gassman  Gerhold  Grassley  Gustafson
Hagenow  Hanusa  Hein  Hinson
Hite  Holt  Huseman  Jacobsen
Jeneary  Jones  Kaufmann  Kerr
Klein  Lohse  Lundgren  Maxwell
McKeen  Meyer, A.  Mitchell  Mohr
Mommsen  Moore  Osmundson  Paustian
Salmon  Sexton  Shipley  Sieck
Sorensen  Thompson  Thorup  Upmeyer, Spkr.
Wheeler  Wills  Worthan  Zumbach
Windschitl,  Presiding

Absent or not voting, 3:

Landon  Meyer, B.  Prichard

Amendment H–1130 lost.

Hunter of Polk offered amendment H–1124 filed by him.

Kerr of Louisa rose on a point of order that amendment H–1124 was not germane.

The Speaker ruled the point well taken and amendment H–1124 not germane.
Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H–1124.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H–1124.

Roll call was requested by Hunter of Polk and Hagenow of Dallas.

On the question “Shall the rules be suspended to consider amendment H–1124?” (H.F. 758)

The ayes were, 44:

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<th>Abdul-Samad</th>
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The nays were, 53:

| Bacon | Baxter | Bergan | Best |
| Bloomingdale | Bossman | Brink | Carlson |
| Deyoe | Dolecheck | Fisher | Fry |
| Gassman | Gerhold | Grassley | Gustafson |
| Hagenow | Hanusa | Hein | Hinson |
| Hite | Holt | Huseman | Jacobsen |
| Jeneary | Jones | Kaufmann | Kerr |
| Klein | Lohse | Lundgren | Maxwell |
| McKean | Meyer, A. | Mitchell | Mohr |
| Mommsen | Moore | Osmundson | Paustian |
| Salmon | Sexton | Shipley | Sieck |
| Sorensen | Thompson | Thorup | Upmeyer, Spkr. |
| Wheeler | Wills | Wortham | Zumbach |

Absent or not voting, 3:

| Landon | Meyer, B. | Prichard |

The motion to suspend the rules lost.
Abdul-Samad of Polk offered amendment H–1129 filed by Abdul-Samad, et al.

R. Smith of Black Hawk rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Kerr of Louisa rose on a point of order that amendment H–1129 was not germane.

The Speaker ruled the point well taken and amendment H–1129 not germane.

Abdul-Samad of Polk asked for unanimous consent to suspend the rules to consider amendment H–1129.

Objection was raised.

Abdul-Samad of Polk moved to suspend the rules to consider amendment H–1129.

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

On the question "Shall the rules be suspended to consider amendment H–1129?" (H.F. 758)

The ayes were, 45:

- Abdul-Samad
- Anderson
- Bearinger
- Bennett
- Breckenridge
- Brown-Powers
- Cohoon
- Derry
- Donahue
- Ehler
- Fisher
- Forbes
- Gaines
- Gaskill
- Hall
- Heddens
- Hunter
- Isenhart
- Jacoby
- James
- Judge
- Kacena
- Konfrst
- Kressig
- Kurth
- Kurtz
- Lensing
- Mascher
- Matson
- McConkey
- Nielsen
- Oldson
- Olson
- Ourth
- Running-Marquardt
- Smith, M.
- Smith, R.
- Staed
- Steckman
- Sunde
- Thede
- Wessel-Kroeschell
- Williams
- Winckler
- Wolfe

The nays were, 51:

- Bacon
- Baxter
- Bergan
- Best
- Bloomingdale
- Bossman
- Brink
- Carlson
The motion to suspend the rules lost.

Mascher of Johnson offered amendment H–1126 filed by her and moved its adoption.

Roll call was requested by Mascher of Johnson and Jacoby of Johnson.

On the question "Shall amendment H–1126 be adopted?" (H.F. 758)

The ayes were, 44:

Abdul-Samad Anderson Bearinger Bennett
Brekenridge Brown-Powers Cohoon Derry
Donahue Ehler Forbes Gaines
Gaskill Hall Heddens Hunter
Isenhart Jacoby James Judge
Kacena Konfrst Kressig Kurth
Kurtz Lensing Mascher Matson
McConkey Nielsen Oldson Olson
Ourth Running-Marquardt Smith, M. Smith, R.
Staed Steckman Sund Sthe
Wessel-Kroschell Williams Winckler Wolfe

The nays were, 53:

Bacon Baxter Bergan Best
Bloomingdale Bossman Brink Carlson
Deyoe Dolecheck Fisher Fry
Gassman Gerhold Grassley Gustafson
Hagenow Hanusa Hein Hinson
Hite Holt Huseman Jacobsen
Jeneary Jones Kaufmann Kerr
Klein Lohse Lundgren Maxwell

Absent or not voting, 4:

Landon Meyer, B. Prichard Upmeyer, Spkr.
Amendment H–1126 lost.

Konfrst of Polk offered amendment H–1116 filed by her and moved its adoption.

Amendment H–1116 lost.

Kerr of Louisa 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.

On the question “Shall the bill pass?” (H.F. 758)

The ayes were, 58:

- Bacon
- Bergan
- Best
- Bloomingdale
- Bossman
- Breckenridge
- Brink
- Carlson
- Derry
- Deyoe
- Dolecheck
- Fisher
- Fry
- Gassman
- Gerhold
- Grassley
- Gustafson
- Hagenow
- Hanusa
- Hein
- Hinson
- Hite
- Holt
- Huseman
- Jacobsen
- Jeneary
- Jones
- Judge
- Kaufmann
- Kerr
- Klein
- Lohse
- Lundgren
- Maxwell
- McKean
- Meyer, A.
- Mitchell
- Mohr
- Mommsen
- Moore
- Osmundson
- Paustian
- Salmon
- Sexton
- Shipley
- Sieck
- Smith, M.
- Sorensen
- Sunde
- Thompson
- Thorup
- Upmeyer, Spkr.
- Wheeler
- Wills
- Worthan
- Zumbach

The nays were, 38:

- Abdul-Samad
- Anderson
- Bearinger
- Bennett
- Brown-Powers
- Cohoon
- Donahue
- Ehler
t
- Forbes
- Gaines
- Gaskill
- Hall
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: House Files 756 and 758.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Heddens of Story    Landon of Polk
Meyer, B. of Polk    Prichard of Floyd

On motion by Hagenow of Dallas, the House was recessed at 2:30 p.m., until the conclusion of the committee on Appropriation and the committee on Ways and Means.

AFTERNOON SESSION

The House reconvened at 5:41 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

House File 763, by Jacoby, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, making appropriations, including penalties, and providing implementation and effective date provisions.

Read first time and referred to committee on Public Safety.
House File 764, by committee on Government Oversight, a bill for an act relating to publication and procedural provisions relating to proposed constitutional amendments and including effective date provisions.

Read first time and placed on the calendar.

House File 765, 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, providing for related matters, and including effective date provisions.

Read first time and placed on the Appropriations calendar.

House File 766, by committee on Appropriations, a bill for an act 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.

Read first time and placed on the Appropriations calendar.

House File 767, by committee on Ways and Means, a bill for an act relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions.

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

House File 768, by committee on Ways and Means, a bill for an act relating to agricultural development, by providing for the Iowa finance authority, a beginning farmer tax credit program, fees, and including effective date and retroactive applicability provisions.

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

House File 769, by committee on Ways and Means, a bill for an act relating to the gross weight of special trucks, and providing fees.

Read first time and placed on the Ways and Means calendar.
BILLS REREFFERED TO COMMITTEE

The Speaker announced the following bills previously placed on the calendar were rereferred to the following committees:

- **House File 326** Natural Resources
- **House File 484** Transportation
- **House File 500** Transportation
- **House File 530** Natural Resources
- **House File 597** Human Resources
- **House File 601** Human Resources
- **House File 624** Human Resources
- **House File 635** Public Safety
- **House File 636** Public Safety
- **House File 652** State Government
- **House File 657** Natural Resources
- **House File 658** Public Safety
- **House File 671** Judiciary
- **House File 672** Natural Resources
- **House File 682** Public Safety
- **House File 687** State Government
- **House File 688** Judiciary
- **House File 696** Human Resources
- **House File 697** Judiciary
- **House File 702** Judiciary
- **House File 704** Education
- **House File 705** Judiciary
- **House File 706** Judiciary
- **House File 712** Judiciary
- **House File 714** Public Safety
- **House File 715** Local Government
- **House File 717** Public Safety
- **House File 720** Education
- **House File 722** Human Resources

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Hagenow of Dallas asked and received unanimous consent that the following bills be placed on the unfinished business calendar.

- **House Joint Resolution 6**
- **House File 225**
House File 261
House File 305
House File 309
House File 321
House File 322
House File 324 with attached SF 112
House File 328
House File 336 with attached SF 158
House File 337 with attached SF 339
House File 343
House File 355
House File 356 with attached SF 506
House File 357
House File 358
House File 391
House File 417 with attached SF 412
House File 420
House File 421
House File 477
House File 479
House File 481
House File 489
House File 503
House File 515 with attached SF 273
House File 534
House File 535 with attached SF 302
House File 537
House File 567 with attached SF 114
House File 568 with attached SF 505
House File 569
House File 593 with attached SF 507
House File 596
House File 602
House File 609
House File 662
House File 669 with attached SF 583
House File 670 with attached SF 528
House File 675 with attached SF 590
House File 676 with attached SF 93
House File 677
House File 681
House File 684
House File 686
House File 695
House File 708
House File 713 with attached SF 364
House File 718
House File 721 with attached SF 540
House File 727 with attached SF 513
House File 728 with attached SF 572
House File 729 with attached SF 589
House File 730 with attached SF 283
House File 736 with attached SF 475

EXPLANATION OF VOTE

On April 4, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 758 – “nay”

Heddens of Story

SUBCOMMITTEE ASSIGNMENT

Senate File 597

Ways and Means: Bossman, Chair; Brown-Powers and Windschitl.

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 251), relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions.
Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 4, 2019.

**Committee Bill** (Formerly **House Study Bill 253**), 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.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2019.

**COMMITTEE ON EDUCATION**

**Senate File 394**, a bill for an act relating to requirements school districts and accredited nonpublic schools must meet to provide distance learning classes that meet the requirements of Iowa's education program.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1133** April 3, 2019.

**COMMITTEE ON GOVERNMENT OVERSIGHT**

**Committee Bill** (Formerly **House Study Bill 247**), relating to publication and procedural provisions relating to proposed constitutional amendments and including effective date provisions.

Fiscal Note: **No**


**COMMITTEE ON JUDICIARY**

**Senate File 275**, a bill for an act relating to the criminal offenses of assault by threat of a targeted attack and cyberharassment, and providing penalties.

Fiscal Note: **No**


**Senate File 392**, a bill for an act relating to sexual misconduct by a peace officer with offenders and juveniles in the peace officer's custody, and providing penalties.

Fiscal Note: **No**


**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.
Fiscal Note: No


Senate File 524, a bill for an act relating to sexual exploitation by a youth athletics coach and providing penalties.

Fiscal Note: No


COMMITTEE ON NATURAL RESOURCES

Senate File 203, a bill for an act relating to stocking private waters and fishing on such waters.

Fiscal Note: No


COMMITTEE ON TRANSPORTATION

Senate File 442, a bill for an act relating to authorized emergency vehicles, and making penalties applicable.

Fiscal Note: No


COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 483), relating to the gross weight of special trucks, and providing fees.

Fiscal Note: No


Committee Bill (Formerly House File 647), providing for a beginning farmer tax credit program, providing for fees, and including effective date and retroactive applicability provisions.

Fiscal Note: No


Committee Bill (Formerly House File 725), relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions.
Fiscal Note: No

AMENDMENTS FILED

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On motion by Hagenow of Dallas, the House adjourned at 5:44 p.m., until 8:30 a.m., Friday, April 5, 2019.