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**STATE OF IOWA**

**House Journal**

**THURSDAY, FEBRUARY 8, 2018**

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(The official bound copy will be available after a reasonable time upon adjournment.)

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## JOURNAL OF THE HOUSE

Thirty-second Calendar Day - Twenty-first Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Thursday, February 8, 2018

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

Prayer was offered by Pastor Cindy Johnson, St. John's Lutheran Church, Carroll. She was the guest of Best of Carroll.

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Liam Conrad, Page from Fort Dodge.

The Journal of Wednesday, February 7, 2018, was approved.

### MESSAGE FROM THE SENATE

The following message was received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on February 7, 2018, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2230](#), a bill for an act relating to the state school foundation program by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2018, modifying provisions relating to school district property tax replacement payments, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

### INTRODUCTION OF BILLS

[House File 2286](#), by committee on Commerce, a bill for an act prohibiting cities and counties from imposing time-of-sale requirements on transactions involving real property.

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

[House File 2287](#), by Bennett, a bill for an act providing for internet neutrality, and making penalties applicable.

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

[House File 2288](#), by Anderson, Wolfe, Kacena, Mascher, Kurth, Lensing, Winckler, Steckman, and Kearns, a bill for an act creating a foster care children and adopted children bill of rights and entitlements.

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

[House File 2289](#), by R. Taylor, a bill for an act providing for the designation of a caregiver relating to a patient's inpatient stay at a hospital.

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

[House File 2290](#), by committee on Human Resources, a bill for an act relating to the practice of polysomnography.

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

The House stood at ease at 8:43 a.m., until the fall of the gavel.

The House resumed session at 11:56 a.m., Landon of Polk in the chair.

#### INTRODUCTION OF BILLS

[House File 2291](#), by Heaton, a bill for an act relating to Medicaid managed care oversight and improvement.

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

[House File 2292](#), by Heaton, a bill for an act relating to Medicaid managed care, including process and contract requirements, and oversight.

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

[House File 2293](#), by Hunter, T. Taylor, Oldson, Kacena, Brown-Powers, Staed, Steckman, Mascher, Lensing, and Kressig, a bill for an act relating to private instruction by adding reporting requirements and requiring school districts to conduct health and safety visits for children placed under competent private instruction, independent private instruction, or private instruction.

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

[House File 2294](#), by Hinson, a bill for an act relating to technical violations of probation.

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

[House File 2295](#), by Rogers, a bill for an act relating to the misrepresentation of a person as an owner or trainer of a service dog or assistive animal and providing penalties.

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

[House File 2296](#), by Koester, a bill for an act establishing a physical therapy licensure compact.

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

[House File 2297](#), by committee on Labor, a bill for an act relating to boiler and unfired steam pressure vessel inspections.

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

The House stood at ease at 11:59 a.m., until the fall of the gavel.

The House resumed session at 12:32 p.m., Speaker Upmeyer in the chair.

SENATE AMENDMENT CONSIDERED  
House Refused to Concur

Dolecheck of Ringgold called up for consideration [House File 2230](#), a bill for an act relating to the state school foundation program by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2018, modifying

provisions relating to school district property tax replacement payments, and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment [H-8007](#).

Roll call was requested by M. Smith of Marshall and Steckman of Cerro Gordo.

On the question "Shall the House concur in the Senate amendment [H-8007](#)?" ([H.F. 2230](#))

The ayes were, 37:

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

The nays were, 57:

Bacon	Baltimore	Baudler	Baxter
Bergan	Best	Bloomingtondale	Bossman
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	Moore
Paustian	Rizer	Rogers	Salmon
Sexton	Sheets	Sieck	Taylor, R.
Vander Linden	Watts	Wheeler	Wills
Winckler	Windschitl	Worthan	Zumbach
Speaker Upmeyer			

Absent or not voting, 6:

Finkenauer	Hall	Hunter	Nunn
Pettengill	Thede		

The motion lost and the House refused to concur in the Senate amendment [H-8007](#).

## IMMEDIATE MESSAGE

Hagenow of Polk asked and received unanimous consent that [House File 2230](#) be immediately messaged to the Senate.

## LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Finkenauer of Dubuque	Hall of Woodbury
Hunter of Polk	Nunn of Polk
Pettengill of Benton	Thede of Scott

## EXPLANATIONS OF VOTE

On February 7, 2018, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 2230](#) – “nay”

Gaines of Polk

On February 7, 2018, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment [H-8004 \(H.F. 2230\)](#) – “nay”  
[House File 2230](#) – “aye”

Huseman of Cherokee

## HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

**[H.S.B. 650](#) Education**

Relating to school district funding and the authorized purposes for the expenditure of school district funding, and including effective and applicability provisions.

**[H.S.B. 651](#) Education**

Establishing an education savings grant program for pupils attending a nonpublic school, establishing an education savings grant fund,

providing an income tax exemption, modifying and establishing charter school programs, making appropriations, providing penalties, and including applicability provisions.

**[H.S.B. 652](#) Public Safety**

Relating to the collection of fees and the performance of background investigations under the medical cannabidiol Act, and including effective date provisions.

**[H.S.B. 653](#) Judiciary**

Relating to domestic abuse, including provisions relating to the implementation of a domestic abuse lethality screening assessment and supervised electronic tracking and monitoring.

**[H.S.B. 654](#) Public Safety**

Relating to the possession of a controlled substance and providing penalties.

**[H.S.B. 655](#) Public Safety**

Relating to the assessment of an agricultural theft surcharge on criminal offenses involving the theft of crops or livestock, and making an appropriation.

**[H.S.B. 656](#) Public Safety**

Relating to the release to the press of the names of persons who have been arrested for prostitution, and to the forfeiture of motor vehicles used to facilitate the illegal conduct.

**[H.S.B. 657](#) State Government**

Relating to developing state agency program goals and performance measures under the accountable government Act.

**[H.S.B. 658](#) State Government**

Relating to allowable forms for payment for social and charitable gambling.

## SUBCOMMITTEE ASSIGNMENTS

[House File 135](#)

Judiciary: Gustafson, Chair; Bennett and McKean.

[House File 2189](#)

Labor: Wheeler, Chair; Running-Marquardt and Watts.

[House File 2201](#)

Labor: Wheeler, Chair; Hunter and Watts.

[House File 2208](#)

Judiciary: Rizer, Chair; Hein and R. Smith.

[House File 2243](#)

Education: Bossman, Chair; Brown-Powers and Hager.

[House File 2263](#)

Human Resources: Moore, Chair; Mascher and R. Taylor.

[House File 2265](#)

Judiciary: Hinson, Chair; Jones and Lensing.

[House File 2266](#)

Judiciary: Heartsill, Chair; Baltimore and Wolfe.

[House File 2273](#)

Natural Resources: Baxter, Chair; Breckenridge and Huseman.

[House File 2275](#)

Human Resources: Heaton, Chair; Anderson and R. Taylor.

[House File 2289](#)

Human Resources: Dolecheck, Chair; Abdul-Samad and Moore.

[House File 2296](#)

State Government: Koester, Chair; Highfill and R. Smith.



[Senate File 455](#)

Appropriations: Rogers, Chair; Dolecheck and Winckler.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 633 Reassigned](#)

Judiciary: Bossman, Chair; Olson and Paustian.

[House Study Bill 640](#)

Agriculture: Zumbach, Chair; Cohoon and Kerr.

[House Study Bill 641](#)

Public Safety: Klein, Chair; Fry and Wessel-Kroeschell.

[House Study Bill 645](#)

Agriculture: Wills, Chair; Hall and Mommsen.

[House Study Bill 647](#)

Education: Dolecheck, Chair; Bossman, Moore, R. Smith and Steckman.

[House Study Bill 648](#)

Appropriations: Grassley, Chair; Hall and Hinson.

[House Study Bill 650](#)

Education: Koester, Chair; Bossman and Breckenridge.

[House Study Bill 651](#)

Education: Rogers, Chair; Jones, Mascher, Nielsen and Wheeler.

[House Study Bill 652](#)

Public Safety: Klein, Chair; Gaines and Hager.

[House Study Bill 654](#)

Public Safety: Klein, Chair; Hager and Olson.

[House Study Bill 655](#)

Public Safety: Klein, Chair; Hager and Kressig.

[House Study Bill 656](#)

Public Safety: Kerr, Chair; Heartsill and Wessel-Kroeschell.

[House Study Bill 657](#)

State Government: Rizer, Chair; Koester and Steckman.

[House Study Bill 658](#)

State Government: Bacon, Chair; Cohoon and Hein.

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 ENVIRONMENTAL PROTECTION

**Committee Bill** (Formerly [House Study Bill 571](#)), relating to the duties of and programs administered by the department of natural resources, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 7, 2018.

COMMITTEE ON JUDICIARY

**Committee Bill** (Formerly [House File 2146](#)), relating to the supervisory custody and control of a county courthouse.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House Study Bill 574](#)), prohibiting state agencies from adopting rules or certain other policies without explicit statutory or judicial authorization.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House Study Bill 605](#)), relating to redemption by certain persons of parcels sold at tax sale.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House Study Bill 609](#)), relating to certain corporations doing business in this state, including restrictions and requirements imposed on nonprofit corporations acquiring agricultural land used in farming, and the duties and liabilities of directors of for-profit and nonprofit corporations.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2018.

#### COMMITTEE ON LABOR

**Committee Bill** (Formerly [House Study Bill 615](#)), relating to the duties of the department of workforce development regarding criminal history checks and certain state unemployment insurance law matters and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2018.

#### COMMITTEE ON PUBLIC SAFETY

**Committee Bill** (Formerly [House File 2127](#)), prohibiting the purchase of weapons seized as a public nuisance by certain persons.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House File 2167](#)), relating to the placement of sex offenders who qualify for release from the custody of the department of human services or the department of corrections.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House Study Bill 553](#)), relating to an ex parte court order authorizing the interception of wire, oral, or electronic communications by special state agents.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House Study Bill 617](#)), relating to testing violent crime evidence collection kits by the state criminalistics laboratory.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House Study Bill 619](#)), relating to temporary restricted licenses for operating-while-intoxicated offenders, providing penalties, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2018.

#### COMMITTEE ON STATE GOVERNMENT

**Committee Bill** (Formerly [House File 2049](#)), relating to continuation of health care coverage for certain surviving spouses and children of peace officers killed in the line of duty, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House File 2077](#)), relating to purse agreements concerning horse racing regulated by the racing and gaming commission.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House Study Bill 610](#)), relating to persons voluntarily excluded from gambling facilities.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2018.

**Committee Bill** (Formerly [House Study Bill 612](#)), relating to the dispensing of cash from a device located at a licensed pari-mutuel wagering or gambling game facility.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2018.

#### AMENDMENT FILED

[H-8007](#)      [H.F. 2230](#)      Senate amendment

On motion by Hagenow of Polk, the House adjourned at 1:01 p.m., until 10:00 a.m., Friday, February, 9, 2018.