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**STATE OF IOWA**

**House Journal**

**THURSDAY, FEBRUARY 21, 2019**

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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-ninth Calendar Day - Twenty-sixth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Thursday, February 21, 2019

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

Prayer was offered by Pastor Trevor Pinegar, Federated Church, Bondurant. He was the guest of Lohse of Polk.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kevin Drahos, Page from Cedar Rapids.

The Journal of Wednesday, February 20, 2019, was approved.

## 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 February 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 203](#), a bill for an act relating to stocking private waters and fishing on such waters.

Also: That the Senate has on February 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 265](#), a bill for an act providing for the sale of certain mushrooms at farmers markets, and providing an effective date.

W. CHARLES SMITHSON, Secretary

## INTRODUCTION OF BILLS

[House Joint Resolution 11](#), by Hinson and Jones, 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 and referred to committee on **Judiciary**.

[House Joint Resolution 12](#), by committee on State Government, a joint resolution authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

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

[House File 467](#), by Hinson, Gustafson, Abdul-Samad, Lohse, McKean, Bacon, Heddens, Wessel-Kroeschell, Brown-Powers, and Forbes, a bill for an act relating to cigarettes, tobacco products, alternative nicotine products, and vapor products, including taxation of such products.

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

[House File 468](#), by Grassley, Brink, Klein, Hein, Maxwell, Thorup, Best, Bacon, Dolecheck, Holt, Hite, Kerr, Worthan, Gustafson, Moore, Mommsen, Mitchell, Huseman, Bloomingdale, Fry, Sexton, Sieck, Salmon, Gassman, Shipley, Jeneary, Fisher, Baxter, McKean, Sorensen, Thompson, Gerhold, Kaufmann, and Wills, a bill for an act requiring that a certain percentage of the tax incentives administered by the economic development authority be provided to projects located in small cities, and including applicability provisions.

Read first time and referred to committee on **Economic Growth**.

[House File 469](#), by McConkey, Bearinger, Anderson, Gaskill, Abdul-Samad, Staed, James, Gaines, and Donahue, a bill for an act requiring that human growth and development instruction provided by school districts include instruction on the meaning of consent.

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

[House File 470](#), by Mitchell, a bill for an act relating to upgrading and expanding current lagoon-based wastewater treatment systems.

Read first time and referred to committee on **Environmental Protection**.

[House File 471](#), by Hinson, a bill for an act relating to the liability of private employers, general contractors, and premises owners for negligently hiring or failing to supervise employees, agents, or independent contractors convicted of a public offense.

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

[House File 472](#), by Hinson and Wolfe, a bill for an act prohibiting public employers from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

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

[House File 473](#), by Klein, a bill for an act relating to turtle harvesting season.

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

[House File 474](#), by Gaskill, a bill for an act relating to animals, including dogs, that are subject to certain health and safety regulations, including by providing for rabies control, and the confiscation, impoundment, and disposition of such animals, providing a criminal penalty, and making penalties applicable.

Read first time and referred to committee on **Public Safety**.

[House File 475](#), by Matson, James, Kressig, Jacoby, Mascher, B. Meyer, Donahue, Kurth, Konfrst, Steckman, Anderson, Gaines, Wessel-Kroeschell, Isenhart, Ehlert, Derry, Staed, McConkey, Abdul-Samad, and Kurtz, a bill for an act relating to the payment of dependent care expenses from campaign funds and making penalties applicable.

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

[House File 476](#), by Klein, a bill for an act relating to solar energy system tax credits, and including applicability provisions.

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

[House File 477](#), by committee on Economic Growth, a bill for an act relating to bioscience-based economic development, the establishment of a bioscience development corporation, and membership on the Iowa innovation council.

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

[House File 478](#), by committee on State Government, a bill for an act eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network.

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

[House File 479](#), by committee on Judiciary, a bill for an act relating to the practice of massage therapy, and providing penalties.

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

[House File 480](#), by Jacoby, a bill for an act relating to eligibility for state child care assistance.

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

[House File 481](#), by committee on Transportation, a bill for an act relating to the operation of motor vehicles in the left-most lane of certain roadways, and making penalties applicable.

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

[House File 482](#), by committee on Transportation, a bill for an act relating to department of transportation employees designated as peace officers, and including effective date provisions.

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

[House File 483](#), by committee on Transportation, a bill for an act relating to the gross weight of special trucks, and providing fees.

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

[House File 484](#), by committee on Transportation, a bill for an act relating to motor vehicle accidents resulting in injury or death, and making penalties applicable.

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

[House File 485](#), by committee on Economic Growth, a bill for an act concerning state purchasing requirements relating to targeted small business procurement goals.

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

[House File 486](#), by committee on Economic Growth, a bill for an act relating to community catalyst building remediation grants for emergency projects.

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

[House File 487](#), by committee on Public Safety, a bill for an act related to installations of certain wireless telecommunications infrastructure in the state, and including effective date provisions.

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

#### SENATE MESSAGES CONSIDERED

[Senate File 86](#), by Brown, a bill for an act requiring the department of natural resources to include anatomical donor symbols on certain licenses.

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

[Senate File 198](#), by committee on Natural Resources and Environment, a bill for an act relating to landowner wild turkey and deer hunting tags.

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

[Senate File 203](#), by committee on Natural Resources and Environment, a bill for an act relating to stocking private waters and fishing on such waters.

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

[Senate File 229](#), by committee on Commerce, a bill for an act relating to the sale, lease, or rental of water treatment systems and including effective date and applicability provisions.

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

[Senate File 265](#), by committee on Agriculture, a bill for an act providing for the sale of certain mushrooms at farmers markets, and providing an effective date.

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

[Senate File 267](#), by committee on Judiciary, a bill for an act relating to the practice of massage therapy, and providing penalties.

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

On motion by Hagenow of Dallas, the House was recessed at 8:47 a.m., until 4:00 p.m.

#### AFTERNOON SESSION

The House reconvened at 4:03 p.m., Speaker Upmeyer in the chair.

#### INTRODUCTION OF BILLS

[House File 488](#), by Abdul-Samad, a bill for an act providing for a study regarding the feasibility of soilless farming using aquaponic integrated production systems in rural and urban communities.

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

[House File 489](#), by Lundgren, a bill for an act relating to pharmacy benefit managers and health carriers and management of prescription drug benefits, and including applicability provisions.

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

[House File 490](#), by Konfrst, a bill for an act relating to assessments administered by school districts to reevaluate students for reading proficiency.

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

[House File 491](#), by Konfrst, a bill for an act relating to assessments administered by school districts to evaluate and reevaluate students for reading proficiency and including effective date provisions.

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

[House File 492](#), by Winckler, James, Kurth, Staed, B. Meyer, Donahue, Lensing, Ehlert, Gaines, Abdul-Samad, Bearinger, and Oldson, a bill for an act limiting the amount of instructional time a school district or accredited nonpublic school must make up when inclement weather causes a school district or accredited nonpublic school to close, and including effective date provisions.

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

[House File 493](#), by Winckler, Lensing, Cohoon, Kurth, Hunter, Gaskill, Anderson, Ourth, Steckman, Bearinger, Breckenridge, Forbes, Staed, Donahue, Ehlert, Gaines, Brown-Powers, Olson, Abdul-Samad, Mascher, R. Smith, Kurtz, Wolfe, Williams, Derry, McConkey, Kacena, and B. Meyer, a bill for an act relating to the circumstances for which supplemental aid or a modified supplemental amount may be approved by the school budget review committee and including applicability provisions.

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

[House File 494](#), by Mascher, a bill for an act requiring Iowa's public and private postsecondary institutions to provide all newly admitted students with a seminar relating to certain resources available to students.

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

[House File 495](#), by Abdul-Samad, a bill for an act relating to the development and administration of a public awareness campaign on state voter identification laws, and making an appropriation.

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



[House File 496](#), by Wills, a bill for an act relating to motor vehicle insurance, including requiring owners of registered motor vehicles to maintain financial liability coverage, establishing a motor vehicle insurance verification database, authorizing the use of automated registration plate reader systems, and authorizing county enforcement and diversion programs, establishing fees, providing penalties, and including effective date and applicability provisions.

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

[House File 497](#), by Gassman, a bill for an act creating an exemption to the water services excise tax for water sold or furnished by a nonprofit organization.

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

[House File 498](#), by Wheeler, a bill for an act relating to state taxes by eliminating the individual income tax, increasing the sales and use tax rates, making conforming changes, and including effective date and applicability provisions.

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

[House File 499](#), by committee on Education, a bill for an act relating to passenger automobiles designed to carry ten or fewer persons when used as school buses.

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

[House File 500](#), by committee on Transportation, a bill for an act relating to electric scooters, and providing penalties.

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

[House File 501](#), by Ehlert, Mascher, Donahue, Kressig, Jacoby, Bearinger, Anderson, Gaskill, Staed, Matson, Wolfe, James, Winckler, and Running-Marquardt, a bill for an act relating to licensed and registered child care provider reimbursement rates under the state child care assistance program.

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

[House File 502](#), by committee on Commerce, a bill for an act modifying provisions relating to the certification of real estate appraisers and making penalties applicable.

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

[House File 503](#), by committee on Judiciary, a bill for an act relating to the membership and procedures of the state judicial nominating commission and district judicial nominating commission and to the selection and qualifications of judges, associate judges, and the chief justice, and including effective date provisions.

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

#### COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

##### CHIEF INFORMATION OFFICER

Information Technology Services Financial Report, pursuant to Iowa Code section 8B.21.

##### DEPARTMENT OF MANAGEMENT

Grants Enterprise Management Compliance Report, pursuant to Iowa Code section 8.9.

##### DEPARTMENT OF NATURAL RESOURCES

Low Level Radioactive Waste Compact Report, pursuant to Iowa Code section 457B.1.

##### DEPARTMENT OF WORKFORCE DEVELOPMENT

New Career Vocational Training and Education Program Report, pursuant to Chapter 23.18, 2017 Iowa Acts.

Judicial Review Report, pursuant to Iowa Code section 625.29.

##### LEGISLATIVE SERVICES AGENCY

Urban Renewal Tax Increment Financing Report, pursuant to Iowa Code section 331.403.

## HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

**[H.S.B. 199](#) Agriculture**

A concurrent resolution recognizing the importance of multilateral trade agreements to Iowa's economy and urging Congress to enact legislation to implement a multilateral trade agreement between the United States, Canada, and Mexico.

**[H.S.B. 200](#) Human Resources**

Relating to prior authorization for medication-assisted treatment under the Medicaid program.

**[H.S.B. 201](#) Judiciary**

Relating to judicial salaries.

**[H.S.B. 202](#) Commerce**

Relating to evidence of title by state banks for certain loans.

## SUBCOMMITTEE ASSIGNMENTS

**[House File 402](#)**

Education: Wheeler, Chair; Brink and Kurth.

**[House File 403](#)**

Education: Dolecheck, Chair; Kerr and Steckman.

**[House File 404](#)**

Education: Mommsen, Chair; Fry and Matson.

**[House File 405](#)**

Education: Fry, Chair; Ehlert and Mommsen.

**[House File 427](#)**

Education: Moore, Chair; Gassman and Mascher.

[House File 428](#)

Education: Moore, Chair; Dolecheck and Winckler.

[House File 429](#)

Education: Gassman, Chair; Gaines and Salmon.

[House File 433](#)

Education: Wheeler, Chair; Donahue and Fry.

## HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 199](#)  
(Committee of the Whole)

Agriculture: Paustian, Chair; Abdul-Samad, Baxter, Bearinger, Breckenridge, Cohoon, Gerhold, Hein, Isenhardt, Kerr, Klein, Maxwell, Mommsen, Olson, Ourth, Sexton, Sieck, R. Smith, Williams, Wills, Winckler, Wolfe and Zumbach.

[House Study Bill 200](#)

Human Resources: A. Meyer, Chair; Forbes and Osmundson.

[House Study Bill 201](#)

Judiciary: Hite, Chair; Derry and Hinson.

[House Study Bill 202](#)

Commerce: Jacobsen, Chair; Fisher and Judge.

## 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 EDUCATION

**Committee Bill** (Formerly [House File 136](#)), relating to passenger automobiles designed to carry ten or fewer pupils when used as school buses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

**Committee Bill** (Formerly [House Study Bill 17](#)), relating to assessment scores set by the department of education for successful completion of a practitioner preparation program and for initial teacher licensure and providing for related matters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

#### COMMITTEE ON ENVIRONMENTAL PROTECTION

**Committee Bill** (Formerly [House Study Bill 80](#)), relating to fee programs for permittee participation in lieu of required compensatory mitigation of stream and wetland impacts and making appropriations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 21, 2019.

#### COMMITTEE ON HUMAN RESOURCES

**Committee Bill** (Formerly [House File 295](#)), relating to reimbursement for dually eligible Medicare and Medicaid beneficiaries receiving the Medicare hospice benefit in a nursing facility.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 21, 2019.

**Committee Bill** (Formerly [House File 340](#)), providing for the designation of a lay caregiver relating to a patient's inpatient stay at a hospital.

Fiscal Note: **No**

Recommendation: **Do Pass** February 21, 2019.

**Committee Bill** (Formerly [House File 372](#)), relating to the awarding of medical residency positions in the state.

Fiscal Note: **No**

Recommendation: **Do Pass** February 21, 2019.

#### COMMITTEE ON JUDICIARY

**Committee Bill** (Formerly [House File 4](#)), relating to the assessment of fees when a public defender or designee requests copies of certain documents.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

**Committee Bill** (Formerly [House Study Bill 29](#)), allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 20, 2019.

**Committee Bill** (Formerly [House Study Bill 69](#)), relating to the application fee and annual fee imposed for nonassistance child support cases.

Fiscal Note: **No**

Recommendation: **Do Pass** February 20, 2019.

**Committee Bill** (Formerly [House Study Bill 110](#)), relating to the membership and procedures of the state judicial nominating commission and district judicial nominating commission and to the selection and qualifications of judges, associate judges, and the chief justice, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

**Committee Bill** (Formerly [House Study Bill 115](#)), creating the criminal offense of female genital mutilation and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 20, 2019.

#### COMMITTEE ON LABOR

**Committee Bill** (Formerly [House Study Bill 42](#)), concerning unemployment insurance and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

#### COMMITTEE ON NATURAL RESOURCES

**Committee Bill** ([House File 81](#)), relating to stocking of waters located on private property.

Fiscal Note: **No**

Recommendation: **Failed to Pass** February 20, 2019.

**Committee Bill** (Formerly [House Study Bill 162](#)), relating to the management of the spread of diseases in wild animals, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

COMMITTEE ON TRANSPORTATION

**Committee Bill** (Formerly [House File 237](#)), relating to special minor's driver's licenses for students attending accredited nonpublic schools.

Fiscal Note: **No**

Recommendation: **Do Pass** February 21, 2019.

**Committee Bill** (Formerly [House Study Bill 122](#)), relating to motor vehicles operated by an automated driving system, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 21, 2019.

On motion by Bossman of Woodbury, the House adjourned at 4:07 p.m., until 1:00 p.m., Monday, February 25, 2019.