# **PROOF**

# STATE OF IOWA

# **House Journal**

WEDNESDAY, MARCH 6, 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.)

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# JOURNAL OF THE HOUSE

Fifty-second Calendar Day - Thirty-third Session Day

Hall of the House of Representatives Des Moines, Iowa, Wednesday, March 6, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Terry Pollard, New Sharon United Methodist Church, New Sharon. He was the guest of Hite of Mahaska.

#### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Errol Brown from Waterloo. He was the guest of Moore of Cass.

The Journal of Tuesday, March 5, 2019, was approved.

#### INTRODUCTION OF BILLS

<u>House File 626</u>, by Nielsen, a bill for an act relating to certain plans filed by gas and electric utilities, and including retroactive applicability provisions.

Read first time and referred to committee on Commerce.

House File 627, by Brink, a bill for an act relating to the publication duties of and the filling of vacancies on county agricultural extension councils and including effective date and applicability provisions.

Read first time and referred to committee on Agriculture.

<u>House File 628</u>, by Lohse, a bill for an act relating to radon abatement systems and radon testing at the time of transfer of real property.

Read first time and referred to committee on Commerce.

House File 629, by Ehlert, a bill for an act relating to child-staff ratios at registered child development homes serving school-aged children under certain circumstances.

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

House File 630, by M. Smith, Abdul-Samad, Anderson, Bearinger, Bennett, Breckenridge, Brown-Powers, Cohoon, Derry, Donahue, Ehlert, Forbes, Gaines, Gaskill, Hall, Heddens, Hunter, Isenhart, Jacoby, James, Judge, Kacena, Konfrst, Kressig, Kurth, Kurtz, Lensing, Mascher, Matson, McConkey, B. Meyer, Nielsen, Oldson, Ourth, Prichard, Running-Marquardt, R. Smith, Staed, Steckman, Sunde, Thede, Wessel-Kroeschell, Williams, Winckler, and Wolfe, a bill for an act relating to mental health supports and services for children and adults, including the establishment of a mental health professional fellowship program.

Read first time and referred to committee on Human Resources.

House File 631, by Kacena, a bill for an act relating to criminal and civil liability of a person who owns, manages, or operates an interactive computer service with the intent to promote or facilitate commercial sexual activity and human trafficking, and providing penalties.

Read first time and referred to committee on Judiciary.

House File 632, by Isenhart and Maxwell, a bill for an act relating to the double up food bucks program and making appropriations.

Read first time and referred to committee on Agriculture.

<u>House File 633</u>, by committee on Education, a bill for an act relating to licensing fees collected by the board of educational examiners and deposited in the general fund of the state, and including effective date provisions.

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

House File 634, by committee on Public Safety, a bill for an act relating to certain boards and councils in the department of human rights including the establishment of the justice advisory board and the elimination of the criminal and juvenile justice planning advisory council, the public safety advisory board, and the sex offender research council.

Read first time and placed on the calendar.

House File 635, by committee on Public Safety, a bill for an act permitting counties and cities to classify certain fireworks violations as county infractions or municipal infractions, and making penalties applicable.

Read first time and placed on the calendar.

House File 636, by committee on Public Safety, a bill for an act relating to the carrying, possession, or transportation of weapons on school grounds, at places of employment, in buildings or physical structures located on property under the control of a political subdivision, and in county courthouses, and including effective date provisions.

Read first time and placed on the calendar.

<u>House File 637</u>, by committee on Education, a bill for an act relating to reports relating to misconduct of certain school employees required to be submitted to the board of educational examiners.

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

<u>House File 638</u>, by committee on Judiciary, a bill for an act relating to landlord remedies and procedures relating to failure to timely pay rent, abandonment, and forcible entry and detainer.

Read first time and placed on the calendar.

On motion by Hagenow of Dallas, the House was recessed at 8:42 a.m., until the conclusion of the committee on Appropriations and the committee on Ways and Means.

# AFTERNOON SESSION

The House reconvened at 3:10 p.m., Speaker Upmeyer in the chair.

# EMPLOYEES OF THE HOUSE

Zumbach of Linn moved that the recommendations of the House Committee on Administration and Rules, regarding employees of the House, be accepted and that those named employees be elected as employees of the House.

The motion prevailed and the following named persons were duly elected:

March 5, 2019

To: Administration & Rules Committee From: Carmine Boal, Chief Clerk

The following is a list of the officers and employees of the House:

Carmine R. Boal	
Meghan JVW Nelson	
Jeffrey G. Mitchell	Senior Caucus Staff Director
Joseph P. Romano	Senior Caucus Staff Director
Bradley A. Trow	Senior Deputy Caucus Staff Director
Haley J. Hook	Administrative Assistant to Leader
Colin M. Tadlock	Administrative Assistant II to Speaker
Matthew J. Gronewald	Senior Administrative Assistant to Leader I
D. Dean Fiihr, Jr	Senior Administrative Assistant to Leader II
Jake D. Friedrichsen	Senior Administrative Assistant to Leader II
Anthony D. Phillips	Senior Administrative Assistant to Speaker II
	Legislative Research Analyst
Logan J. Murray	Legislative Research Analyst
Kelsey A. Thien	Legislative Research Analyst
Natalie B. Ginty	Legislative Research Analyst I
Brian E. Guillaume	Legislative Research Analyst I
Alison R. Ver Schuer	Legislative Research Analyst I
Joseph M. Gilde	Legislative Research Analyst III
Kristi L. Kious	Legislative Research Analyst III
Amanda J. Wille	Legislative Research Analyst III
Jason M. Chapman	Senior Legislative Research Analyst
	Senior Legislative Research Analyst
William T.D. Freeland	Senior Legislative Research Analyst
Lewis E. Olson	Senior Legislative Research Analyst
Rachelle D. Thomas	Senior Legislative Research Analyst
Jessica L. Flannery	

Ashley A. Beall	Senior Caucus Secretary
Terri P. Steinke	Confidential Secretary to Speaker
Sarah E. Vanderploeg	Supervisor of Secretaries II
Doreen R. Freeman	
Susan K. Jennings	
Kristin L. Wentz	Sonior Administrative Services Officer
Molly M. Dolan.	
Robin L. Bennett	
Phyllis J. Pierce	
Bonnie L. Forburger	
Stephanie M. Maher	
Mary Ann Ahrens	
George I. Anderson	
Sarah L. Bell	
Alexandra J. Boettcher	
Jenifer L. Bowen	
Rebecca L. Boyer	
John W. Brandsgard	
Rosalie C. Brandsgard	Legislative Secretary
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Beverly A. Burns	
Robert A. Christenson	
Alexandra L. Cleverley	
Jonathan L. Coen	
Kollin H. Crompton	
Kathleen M. Crow	
Merlie T. Crowley	
Brenda S. Curran	e e
Robert E. Davis	
Brianna E. Devin	
Laura N. Engel	Legislative Secretary
Bobbi L. Fogel	
Deidre J. Fudge	
Emily K. Gengler	Legislative Secretary
Joyce L. Godwin	
Lydia R. Greene	Legislative Secretary
Talynn D. Griggs	Legislative Secretary
Betty M. Gustafson	Legislative Secretary
Lyra E. Halsten	Legislative Secretary
John M. Hirl	Legislative Secretary
Zachary C. Hoffman	Legislative Secretary
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Catherine S. Jury	
Sandra M. Kelaher	
Alexis R. King	e e
Elizabeth J. Knoll	
Zachary S. Krawiec	
Drake J. Lohse	
Annabelle M. Mack	
THIRDOIC III, IIIACK	Degislative Secretary

Marlene J. Martens		T: -1 - 4:	C 4
Cecilia G. Martinez Garza			
Emily K. Massie		_	
Nicholas W. Miller			
Jill M. Morris		Legislative	Secretary
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Brenda R. Olson			
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Clay L. Pasqual			
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Shannon A. Sankey			
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Alyson B. Sorensen		Legislative	Secretary
Maria B. Sorensen		Legislative	Secretary
Susan E. Staed		Legislative	Secretary
Samantha R. Stearns		Legislative	Secretary
Winston F. Taylor		Legislative	Secretary
Joshua D. Wilson		Legislative	Secretary
Christine E. Wolfe		Legislative	Secretary
Megan C. Adam			
Paul D. Attema	Legislative	Committee	Secretary
Samantha K. Betz.			
David L. Blom	Legislative	Committee	Secretary
Dani L. Boal	_		
Benjamin M. Dirks			
Regina M. Felderman			
Susan R. Foster	_		
Michelle Halverson-Haupts			
Angie J. Heartsill			
Nicholas C. Johnson			
Anthony D. Labruna			
Danielle C. Lang			
Susan M. Mahedy-Ridgway			
Constance A. McKean			
Cole B. Moody			
Neil A. Nelsen	Legislative	Committee	Secretary
Valerie J. Nolte			
Peyton R. Parker	_		
Savannah G. Prescott			
Jacob Simon	_		
Phyllis M. Toy	_		
Carla J. Wood			
Devon G. Wood			
Devon G. wood	Legisiative	Committee	secretary

Joan E. Skeffington	Bill Clerk
Randy H. Ross	Postmaster
Stephen J. Balderson	Sergeant-at-Arms I
Wayne W. Gieselman	Assistant Sergeant-at-Arms
Alvin L. Thrasher	Chief Doorkeeper
Kieth M. Anderle	Doorkeeper
Clyde A. Brown	Doorkeeper
Linda J. Kinman	Doorkeeper
Frank P. Mauro	Doorkeeper
Dennis N. Walsh	Doorkeeper

#### PAGES GROUP I

Victoria S. Fillipi — Speaker's Page Tyler J. Juffernbruch — Chief Clerk's Page

Stepheny C. Blobaum
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Addie M. Cosgrove
Kevin M. Drahos
Alexandra L. Emberton
John F. P. Harding
Jackson C. Helgevold

Elizabeth Lara
Maxwell W. Oelmann
Morgan S. Rassel
Carissa L. Wenger
Shyann White
Alyssa M. Whitham

# PAGES GROUP II

Josiah T. Meier

# The following is a list of the Joint Senate/House employees:

Zachary L. Bunkers	Facilities Manager I
Mark L. Willemssen	Senior Facilities Manager
Shawna S. Ferguson	
Kathleen C. Bacus	Legislative Security Officer I
Jody W. Elliott	
James A. Eyberg	
Curtis L. Henderson	Legislative Security Officer I
Timothy P. Knapp	Legislative Security Officer I
Randy H. Marchant	Legislative Security Officer I
Gerald L. McCurdy, Jr	Legislative Security Officer I
Kert J. Schnell	Legislative Security Officer I
Leo R. Skeffington	Legislative Security Officer I
Richard D. Taylor	Legislative Security Officer I
Michael H. Winter	Legislative Security Officer I
David W. Garrison	
Arthur A. McBride IV	Conservation/Restoration Specialist II
Brandie L. Gardiner	
Kathryn A. Murphy	Director of Human Resources

# INTRODUCTION OF BILLS

House File 639, by Jones, a bill for an act modifying provisions applicable to individuals licensed by the plumbing and mechanical systems board, providing for state inspections of certain plumbing and mechanical system installations, and making penalties applicable.

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

House File 640, by committee on Natural Resources, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying reporting requirements regarding agricultural liming material, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated moneys for surface water quality, and eliminating certain watershed demonstration pilot projects.

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

House File 641, by committee on State Government, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions.

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

House File 642, by committee on Human Resources, a bill for an act relating to the release of certain confidential information by the department of human services to multidisciplinary teams and making penalties applicable.

Read first time and placed on the calendar.

<u>House File 643</u>, by committee on Transportation, a bill for an act relating to driver's licenses and nonoperator's identification cards marked to reflect deaf or hard-of-hearing status.

Read first time and placed on the calendar.

<u>House File 644</u>, by committee on Human Resources, a bill for an act relating to juvenile justice, including provisions relating to child foster care and parent visitation in child in need of assistance proceedings.

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

<u>House File 645</u>, by Staed, a bill for an act allowing the formation of certain for-profit corporations as benefit corporations authorized to do business in this state under certain conditions.

Read first time and referred to committee on Commerce.

<u>House File 646</u>, by Staed, a bill for an act relating to vision screenings, examinations, services, and supplies for children.

Read first time and referred to committee on Education.

House File 647, by committee on Agriculture, a bill for an act providing for a beginning farmer tax credit program, providing for fees, and including effective date and retroactive applicability provisions.

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

House File 648, by committee on State Government, a bill for an act relating to sports gambling and wagering, by providing for fantasy sports contests and sports betting, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions.

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

<u>House File 649</u>, by committee on Agriculture, a bill for an act relating to an offense involving trespass to agricultural production facilities, and providing penalties.

Read first time and placed on the calendar.

House File 650, by committee on Labor, a bill for an act relating to the liability of private employers, general contractors, and premises owners for negligently hiring employees, agents, or independent contractors convicted of a public offense.

Read first time and placed on the calendar.

<u>House File 651</u>, by committee on Commerce, a bill for an act relating to requirements for domestic surplus lines insurers.

Read first time and placed on the calendar.

<u>House File 652</u>, by committee on State Government, a bill for an act relating to the administration of city and school elections.

Read first time and placed on the calendar.

#### **RULE 57 SUSPENDED**

Hagenow of Dallas asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Public Safety to meet upon adjournment today.

#### REREFERRED

The Speaker announced that <u>House File 619</u>, previously referred to committee on **Public Safety** was rereferred to committee on **Human Resources**.

# HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

# H.S.B. 244 Public Safety

Relating to the medical cannabidiol Act.

#### H.S.B. 245 Local Government

Authorizing the reduction of damages payable to an unresponsive property owner in condemnation proceedings and including applicability provisions.

# **H.S.B.** 246 Appropriations

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.

#### SUBCOMMITTEE ASSIGNMENTS

**House File 585** 

Public Safety: Thorup, Chair; Fisher and Olson.

**House File 592** 

Appropriations: Brink, Chair; Kerr and Mascher.

**House File 619** 

Human Resources: Bergan, Chair; James and Osmundson.

**House File 629** 

Education: Fry, Chair; Ehlert and A. Meyer.

# HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 165 Reassigned

Ways and Means: Hite, Chair; Bloomingdale, Brown-Powers, Forbes and Hein.

**House Study Bill 244** 

Public Safety: Klein, Chair; Breckenridge and Paustian.

**House Study Bill 245** 

Local Government: Lohse, Chair; Ehlert and Thompson.

**House Study Bill 246** 

Appropriations: Sorensen, Chair; Deyoe and Running-Marquardt.

# 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 AGRICULTURE

Committee Bill (Formerly House Study Bill 218), relating to weight limitations for certain implements of husbandry.

Fiscal Note: No

Recommendation: Amend and Do Pass March 6, 2019.

Committee Bill (Formerly House Study Bill 236), relating to an offense involving trespass to agricultural production facilities, and providing penalties.

Fiscal Note: No

Recommendation: Do Pass March 6, 2019.

#### COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 212), relating to the operation of the board of medicine, the board of nursing, the board of pharmacy, and the dental board.

Fiscal Note: No

Recommendation: Amend and Do Pass March 6, 2019.

Committee Bill (Formerly House File 447), relating to the dispensing of insulin in emergency situations, and providing for insurance coverage.

Fiscal Note: No

Recommendation: Amend and Do Pass March 6, 2019.

Committee Bill (Formerly House File 538), relating to mandatory child abuse and dependent adult abuse reporter training requirements.

Fiscal Note: No

Recommendation: Amend and Do Pass March 6, 2019.

Committee Bill (Formerly House File 548), relating to funding of county mental health and disability services by modifying provisions relating to the use of specified excess cash flow funds, and including effective date and retroactive applicability provisions.

Fiscal Note: No

Recommendation: Amend and Do Pass March 6, 2019.

Committee Bill (Formerly House File 549), relating to certain health-related entities including membership, reimbursement, and the elimination or combining of such entities.

Fiscal Note: No

Recommendation: Amend and Do Pass March 6, 2019.

Committee Bill (Formerly House Study Bill 206), relating to mental health and disability services, including the establishment of a children's behavioral health system and a children's behavioral health system state board, and requiring certain children's behavioral health core services.

Fiscal Note: No

Recommendation: Amend and Do Pass March 6, 2019.

Committee Bill (Formerly House Study Bill 214), relating to the prescribing and dispensing of self-administered hormonal contraceptives.

Fiscal Note: No

Recommendation: Amend and Do Pass March 6, 2019.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 395), relating to pretrial contact between a prosecuting witness who is a minor and the defendant.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 114), relating to the treatment of animals other than livestock and certain wild animals, providing for criminal offenses and court orders associated with animal mistreatment, and including penalties.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 177), relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions.

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 203), 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 retroactive applicability provisions.

Fiscal Note: No

Recommendation: Do Pass March 5, 2019.

**Committee Bill** (Formerly <u>House Study Bill 209</u>), relating to business entities, by providing for different types of limited liability companies and the dissolution of limited liability companies, providing for fees, and including effective date provisions.

Fiscal Note: No

Recommendation: Do Pass March 5, 2019.

#### COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 363), allowing the use of a leashed dog to track and retrieve a wounded deer and providing a penalty.

Fiscal Note: No

Recommendation: Amend and Do Pass March 4, 2019.

Committee Bill (Formerly House Study Bill 207), relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying reporting requirements regarding agricultural liming material, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated moneys for surface water quality, and eliminating certain watershed demonstration pilot projects.

Fiscal Note: No

Recommendation: Amend and Do Pass March 4, 2019.

**Committee Bill** (Formerly <u>House Study Bill 216</u>), prohibiting the discharge of a weapon from a motor vehicle and making penalties applicable.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

**Committee Bill** (Formerly <u>House Study Bill 217</u>), prohibiting the use of unmanned vehicles to disturb, pursue, fish, or hunt wild animals.

Recommendation: Amend and Do Pass March 5, 2019.

#### COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 539), relating to the public safety equipment fund, providing for voluntary contributions to the fund, and including effective date provisions.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 125), prohibiting the use of automated or remote systems for traffic law enforcement, requiring the removal of existing systems, and including effective date provisions.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 137), relating to the payment of required medical aid provided to prisoners of county jails.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 140), relating to controlled substances, including amending information collection and reporting requirements under the Iowa prescription monitoring program, amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 175), 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 or protection from certain crimes, and modifying penalties.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 191), increasing certain penalties for speeding in a motor vehicle, providing for the use of the additional moneys, and including applicability provisions.

Recommendation: Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 192), establishing an emergency medical  $services\ personnel\ licensure\ interstate\ compact.$ 

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 208), permitting qualified entities to

request national criminal history checks of certain covered individuals.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 212), providing notice of appeal rights

relating to veterans preference.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 320), relating to permissible honoraria from

restricted donors to public officials and public employees.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House File 437), relating to licensing sanctions against individuals who default or are delinquent on student loan debt or on a related service

obligation.

Fiscal Note: No

Recommendation: Do Pass March 5, 2019.

Committee Bill (Formerly House File 608), relating to the tracking and counting of

mailed absentee ballots.

Fiscal Note: No

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 172), relating to abandoned structures

and abatement of public nuisances.

Recommendation: Amend and Do Pass March 5, 2019.

Committee Bill (Formerly <u>House Study Bill 226</u>), requiring that the general assembly provide for the publication of certain material and associated electronic records pertaining to official legal publications.

Fiscal Note: No

Recommendation: Do Pass March 5, 2019.

Committee Bill (Formerly House Study Bill 235), relating to the authority and duties of the auditor of state by modifying provisions relating to the collection of certain fees and the provision of municipal financial management training and including applicability provisions.

Fiscal Note: No

Recommendation: Do Pass March 5, 2019.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly <u>House Study Bill 229</u>), relating to the removal of county veterans service officers.

Fiscal Note: No

Recommendation: Do Pass March 6, 2019.

On motion by Hagenow of Dallas, the House adjourned at 3:18 p.m., until 8:30 a.m., Thursday, March 7, 2019.