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**STATE OF IOWA**

# **Senate Journal**

**WEDNESDAY, APRIL 15, 2015**

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# JOURNAL OF THE SENATE

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NINETY-FOURTH CALENDAR DAY  
FIFTY-SIXTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Wednesday, April 15, 2015

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by the 2015 Memorial Choir who sang "Amazing Grace".

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Emily Bray.

The Journal of Tuesday, April 14, 2015, was approved.

## RECESS

On motion of Senator Gronstal, the Senate recessed at 9:18 a.m. until the fall of the gavel.

## RECONVENED

The Senate reconvened at 10:29 a.m., President Jochum presiding.

## LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Anderson, Behn, Bertrand, Feenstra, and Zumbach, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS  
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 406](#), [House File 579](#), and [Senate File 484](#).

[Senate File 406](#)

On motion of Senator Dearden, [Senate File 406](#), a bill for an act requiring that disconnection devices be installed for certain distributed electric generation facilities, providing penalties, and including effective date provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Dearden offered amendment [S-3118](#), filed by him on April 13, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment [S-3118](#) was adopted by a voice vote.

Senator Dearden asked and received unanimous consent that [House File 548](#) be **substituted** for [Senate File 406](#).

[House File 548](#)

On motion of Senator Dearden, [House File 548](#), a bill for an act requiring that disconnection devices be installed for certain distributed electric generation facilities, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Dotzler offered amendment [S-3124](#), filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment [S-3124](#) was adopted by a voice vote.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 548](#)), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	

Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

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

#### WITHDRAWN

Senator Dearden asked and received unanimous consent that [Senate File 406](#) be **withdrawn** from further consideration of the Senate.

#### [House File 579](#)

On motion of Senator Ragan, [House File 579](#), a bill for an act relating to the regulation of health care facilities, elder group homes, assisted living programs, and adult day services programs, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 579](#)), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	

Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

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

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Danielson, until he returns, on request of Senator Gronstal.

#### [Senate File 484](#)

On motion of Senator Bolkcom, [Senate File 484](#), a bill for an act creating the medical cannabis Act and providing for civil and criminal penalties and fees, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Schneider offered amendment [S-3126](#), filed by Senator Schneider, et al. from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3126](#) be adopted?” ([S.F. 484](#)), the vote was:

Yeas, 20:

Bowman	Dix	Kraayenbrink	Shiple
Breitbach	Garrett	Rozenboom	Sinclair
Chapman	Guth	Schneider	Smith
Chelgren	Johnson	Schultz	Whitver
Costello	Kapucian	Segebart	Zaun

Nays, 24:

Allen	Dotzler	Jochum	Ragan
Bisignano	Dvorsky	Kinney	Schoenjahn
Bolkcom	Gronstal	Mathis	Seng
Brase	Hart	McCoy	Sodders
Courtney	Hogg	Petersen	Taylor
Dearden	Horn	Quirmbach	Wilhelm

Absent, 6:

Anderson	Bertrand	Feenstra
Behn	Danielson	Zumbach

Amendment [S-3126](#) lost.

Senator Sodders offered amendment [S-3123](#), filed by him on April 14, 2015, to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3123](#) be adopted?” ([S.F. 484](#)), the vote was:

Yeas, 44:

Allen	Dix	Kapucian	Schultz
Bisignano	Dotzler	Kinney	Segebart
Bolkcom	Dvorsky	Kraayenbrink	Seng
Bowman	Garrett	Mathis	Shiple
Brase	Gronstal	McCoy	Sinclair
Breitbach	Guth	Petersen	Smith
Chapman	Hart	Quirmbach	Sodders
Chelgren	Hogg	Ragan	Taylor
Costello	Horn	Rozenboom	Whitver
Courtney	Jochum	Schneider	Wilhelm
Dearden	Johnson	Schoenjahn	Zaun

Nays, none.

Absent, 6:

Anderson	Bertrand	Feenstra
Behn	Danielson	Zumbach

Amendment [S-3123](#) was adopted.

Senator Bolkcom offered amendment [S-3122](#), filed by him on April 14, 2015, to pages 5, 6, 9, 12, and 14 of the bill, and moved its adoption.

Amendment [S-3122](#) was adopted by a voice vote.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 484](#)), the vote was:

Yeas, 26:

Allen	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	Zaun
Danielson	Horn	Ragan	
Dearden	Jochum	Schoenjahn	

Nays, 19:

Bowman	Dix	Kraayenbrink	Shipley
Breitbach	Garrett	Rozenboom	Sinclair
Chapman	Guth	Schneider	Smith
Chelgren	Johnson	Schultz	Whitver
Costello	Kapucian	Segebart	

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

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

## IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 484](#) and **House Files 548** and **579** be **immediately messaged** to the House.

CONSIDERATION OF BILLS  
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 507 and 525 and [Senate File 383](#).

[House File 507](#)

On motion of Senator Taylor, [House File 507](#), a bill for an act relating to certain delinquent accounts for wastewater, sewer system, storm water drainage, and sewage treatment services, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Taylor offered amendment [S-3093](#), filed by the committee on Local Government on April 2, 2015, to pages 1 and 2 of the bill, and moved its adoption.

Amendment [S-3093](#) was adopted by a voice vote.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 507](#)), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	



Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

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

### [House File 525](#)

On motion of Senator Hart, [House File 525](#), a bill for an act allowing a professional limited liability company or a partnership of veterinarians to provide veterinary care, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 525](#)), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shipley
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	

Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

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

### [Senate File 383](#)

On motion of Senator Danielson, [Senate File 383](#), a bill for an act establishing an address confidentiality program in the office of the secretary of state for victims of domestic abuse, domestic abuse assault, sexual abuse, and stalking, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Danielson offered amendment [S-3125](#), filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment [S-3125](#) was adopted by a voice vote.

Senator Danielson asked and received unanimous consent that [House File 585](#) be substituted for [Senate File 383](#).

### [House File 585](#)

On motion of Senator Danielson, [House File 585](#), a bill for an act establishing an address confidentiality program in the office of the secretary of state for victims of domestic abuse, domestic abuse assault, sexual abuse, and stalking, was taken up for consideration.

Senator Danielson offered amendment [S-3127](#), filed by him from the floor to pages 1, 9, and 10 of the bill, and moved its adoption.

Amendment [S-3127](#) was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 585](#)), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor

Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	

Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

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

#### WITHDRAWN

Senator Danielson asked and received unanimous consent that [Senate File 383](#) be **withdrawn** from further consideration of the Senate.

#### IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 507, 525, and 585** be **immediately messaged** to the House.

#### RECESS

On motion of Senator Gronstal, the Senate recessed at 12:32 p.m. until the fall of the gavel.

#### RECONVENED

The Senate reconvened at 3:19 p.m., President Jochum presiding.

#### REPORT OF COMMITTEE MEETING

##### RULES AND ADMINISTRATION

**Convened:** Wednesday, April 15, 2015, 12:40 p.m.

**Members Present:** Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

**Members Absent:** None.

**Committee Business:** Passed [SR 29](#).

**Adjourned:** 12:45 p.m.

## FINAL COMMITTEE REPORT OF BILL ACTION

### RULES AND ADMINISTRATION

**Bill Title:** [SENATE RESOLUTION 29](#), a resolution deferring action on the confirmation of certain appointments submitted by the Governor.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, none.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

### INTRODUCTION OF RESOLUTION

[Senate Resolution 29](#), by committee on Rules and Administration, a resolution deferring action on the confirmation of certain appointments submitted by the Governor.

Read first time under Rule 28 and **placed on calendar**.

### CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 29](#).

### [Senate Resolution 29](#)

On motion of Senator Gronstal, [Senate Resolution 29](#), a resolution deferring action on the confirmation of certain appointments submitted by the Governor, was taken up for consideration.

Senator Gronstal moved the adoption of [Senate Resolution 29](#), which motion prevailed by a voice vote.

### ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:21 p.m. until 9:00 a.m., Thursday, April 16, 2015.

## APPENDIX

### CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Marion and Helen Casey, LuVerne—For celebrating their 60<sup>th</sup> wedding anniversary. Senator Guth.

Don and Leona Lanus, Algona—For celebrating their 60<sup>th</sup> wedding anniversary. Senator Guth.

Robert and Shirley Lovstad, Burt—For celebrating their 70<sup>th</sup> wedding anniversary. Senator Guth.

### REPORT OF COMMITTEE MEETING

#### HUMAN RESOURCES

**Convened:** Wednesday, April 15, 2015, 9:15 a.m.

**Members Present:** Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

**Members Absent:** None.

**Committee Business:** Governor's appointee.

**Adjourned:** 9:20 a.m.

### INTRODUCTION OF BILL

[Senate File 490](#), by committee on Ways and Means, a bill for an act creating an Iowa ABLE savings plan trust, providing for participation in another state's qualified ABLE program, providing deductions and exclusions from the individual income tax and inheritance tax relating to the trust or program, and including implementation and applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

## FINAL COMMITTEE REPORT OF BILL ACTION

## WAYS AND MEANS

**Bill Title:** \*[SENATE FILE 490](#) (formerly [SF 439](#)), a bill for an act creating an Iowa ABLE savings plan trust, providing for participation in another state's qualified ABLE program, providing deductions and exclusions from the individual income tax and inheritance tax relating to the trust or program, and including implementation and applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, and Smith. Nays, none. Absent, 2: Behn and Seng.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 490](#), and they were attached to the committee report.

GOVERNOR'S APPOINTEE PLACED ON  
EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

## HUMAN RESOURCES

Roger Thomas – Health Facilities Council

WITHDRAWAL OF  
GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on April 15, 2015:

I am withdrawing the name of Emily Wuebker to serve as a member of the Electrical Examining Board from further consideration by the Senate.

Sincerely,  
TERRY E. BRANSTAD  
Governor

## AMENDMENTS FILED

<u>S-3124</u>	<u>H.F. 548</u>	William A. Dotzler, Jr.
<u>S-3125</u>	<u>S.F. 383</u>	Jeff Danielson
<u>S-3126</u>	<u>S.F. 484</u>	Charles Schneider
		Bill Dix
		Jack Whitver
		Tim L. Kapucian
		Amy Sinclair
		Dennis Guth
		Ken Rozenboom
		David Johnson
		Mark Segebart
		Jason Schultz
		Michael Breitbach
		Mark Costello
		Mark Chelgren
		Tim Kraayenbrink
		Tom Shipley
		Roby Smith
		Jake Chapman
		Brad Zaun
		Tod R. Bowman
<u>S-3127</u>	<u>H.F. 585</u>	Jeff Danielson