

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, MARCH 7, 2018

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JOURNAL OF THE SENATE

FIFTY-NINTH CALENDAR DAY
THIRTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 7, 2018

The Senate met in regular session at 9:04 a.m., President Whitver presiding.

Prayer was offered by the Honorable Thomas Greene, member of the Senate from Des Moines County, Burlington, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Armaan Kumar.

The Journal of Tuesday, March 6, 2018, was approved.

SPECIAL GUESTS

Senator Rozenboom introduced to the Senate chamber Queen Juliana Van Gorp and representatives from Pella's Eighty-third Annual Tulip Time Festival. Queen Van Gorp invited the Senate chamber to attend the Tulip Time Festival in Pella on May 3, 4, and 5, 2018.

The Senate rose and expressed its welcome.

Senator Rozenboom escorted the Queen and her court to the well. Queen Van Gorp introduced the following members of her court: Elise Beukelman; Tressa Vos; Lexi De Jong; and Naomi Trip. The Queen presented President Whitver with a package of the famous Pella Dutch pastries.

The Queen, her attendants, and their parents distributed pastries to the senators and staff.

RECESS

On motion of Senator Dix, the Senate recessed at 9:20 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:25 a.m., President Whitver presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 111](#), a resolution for in support of strengthening and deepening the relationship between Taiwan and the State of Iowa.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Dix, Whitver, Petersen, Behn, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTION

(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration [Senate Resolution 111](#).

[Senate Resolution 111](#)

On motion of Senator Schneider, [Senate Resolution 111](#), a resolution in support of strengthening and deepening the relationship between Taiwan and the State of Iowa, with report of committee recommending passage, was taken up for consideration.

Senator Schneider moved the adoption of [Senate Resolution 111](#), which motion prevailed by a voice vote.

SPECIAL GUEST

Senator Schneider introduced to the Senate chamber Deputy Director General Edward Chen, from the Taipei Economic and Cultural Office in Chicago, Illinois.

He addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Dix, the Senate recessed at 9:33 a.m. until 2:15 p.m.

RECONVENED

The Senate reconvened at 2:28 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bertrand, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 2101, 2203, 2231, and 2232.

[Senate File 2101](#)

On motion of Senator Edler, [Senate File 2101](#), a bill for an act relating to purple marks or caps on top of trees or posts to indicate that unlawful entry constitutes criminal trespass and making penalties applicable, was taken up for consideration.

Senator Chapman offered amendment [S-5125](#), filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment [S-5125](#) was adopted by a voice vote.

Senator Edler 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. 2101](#)), the vote was:

Yeas, 38:

Allen	Danielson	Johnson, C.	Schultz
Behn	Dawson	Johnson, D.	Segebart
Bisignano	Dix	Kapucian	Shipley
Bowman	Edler	Kinney	Sinclair
Breitbach	Feenstra	Kraayenbrink	Smith
Brown	Garrett	Lofgren	Whitver
Carlin	Greene	Lykam	Zaun
Chapman	Guth	Ragan	Zumbach
Chelgren	Hart	Rozenboom	
Costello	Horn	Schneider	

Nays, 11:

Bolkcom	Dvorsky	Mathis	Quirmbach
Boulton	Hogg	McCoy	Taylor
Dotzler	Jochum	Petersen	

Absent, 1:

Bertrand

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

[Senate File 2203](#)

On motion of Senator Greene, [Senate File 2203](#), a bill for an act authorizing the board of nursing to issue a limited nursing authorization to a nurse to complete the clinical component of a nurse refresher course, was taken up for consideration.

Senator Greene 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. 2203](#)), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shipley
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

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

[Senate File 2231](#)

On motion of Senator Brown, [Senate File 2231](#), a bill for an act relating to carrying weapons and operating or riding a snowmobile or all-terrain vehicle while carrying a loaded firearm, was taken up for consideration.

Senator Brown 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. 2231](#)), the vote was:

Yeas, 48:

Allen	Danielson	Horn	Ragan
Behn	Dawson	Jochum	Rozenboom
Bisignano	Dix	Johnson, C.	Schneider
Bolkcom	Dotzler	Johnson, D.	Schultz
Boulton	Dvorsky	Kapucian	Segebart
Bowman	Edler	Kinney	Shipley

Breitbach	Feenstra	Kraayenbrink	Sinclair
Brown	Garrett	Lofgren	Smith
Carlin	Greene	Lykam	Taylor
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, 1:

Quirmbach

Absent, 1:

Bertrand

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

[Senate File 2232](#)

On motion of Senator Breitbach, [Senate File 2232](#), a bill for an act relating to the operation of rescue vehicles when responding to an emergency, and making penalties applicable, was taken up for consideration.

Senator Breitbach asked and received unanimous consent that [House File 2302](#) be **substituted** for [Senate File 2232](#).

[House File 2302](#)

On motion of Senator Breitbach, [House File 2302](#), a bill for an act relating to the operation of rescue vehicles when responding to an emergency, and making penalties applicable, was taken up for consideration.

Senator Breitbach 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. 2302](#)), the vote was:

Yeas, 35:

Allen	Dawson	Johnson, D.	Schultz
Behn	Dix	Kapucian	Segebart
Bowman	Edler	Kraayenbrink	Shipley

Breitbach	Feenstra	Lofgren	Sinclair
Brown	Garrett	Lykam	Smith
Carlin	Greene	Mathis	Whitver
Chapman	Guth	Ragan	Zaun
Chelgren	Hart	Rozenboom	Zumbach
Costello	Johnson, C.	Schneider	

Nays, 14:

Bisignano	Dotzler	Jochum	Quirnbach
Bolkcom	Dvorsky	Kinney	Taylor
Boulton	Hogg	McCoy	
Danielson	Horn	Petersen	

Absent, 1:

Bertrand

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

WITHDRAWN

Senator Breitbach asked and received unanimous consent that [Senate File 2232](#) be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate Files 2101, 2203, and 2231** and [House File 2302](#) be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 2318, 2324, 2355, and 2362.

[Senate File 2318](#)

On motion of Senator Chelgren, [Senate File 2318](#), a bill for an act relating to the issuance of high school credit for satisfactory completion of high school-level units of instruction, was taken up for consideration.

Senator Chelgren 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. 2318](#)), the vote was:

Yeas, 47:

Allen	Danielson	Johnson, C.	Rozenboom
Behn	Dawson	Johnson, D.	Schneider
Bisignano	Dix	Kapucian	Schultz
Bolkcom	Dotzler	Kinney	Segebart
Boulton	Edler	Kraayenbrink	Shiple
Bowman	Feenstra	Lofgren	Sinclair
Breitbach	Garrett	Lykam	Smith
Brown	Greene	Mathis	Taylor
Carlin	Guth	McCoy	Whitver
Chapman	Hart	Petersen	Zaun
Chelgren	Horn	Quirnbach	Zumbach
Costello	Jochum	Ragan	

Nays, 2:

Dvorsky	Hogg
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Absent, 1:

Bertrand

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

[Senate File 2324](#)

On motion of Senator Brown, [Senate File 2324](#), a bill for an act allowing pickups to be used as school buses, was taken up for consideration.

Senator Brown asked and received unanimous consent that action on [Senate File 2324](#) be **deferred**.

[Senate File 2355](#)

On motion of Senator Feenstra, [Senate File 2355](#), a bill for an act providing for the sale or lease of the Iowa communications network, was taken up for consideration.

Senator Feenstra offered amendment [S-5121](#), filed by him from the floor to pages 1 and 2 and amending the title page of the bill.

Senator McCoy offered amendment [S-5127](#), filed by him from the floor to page 1 of amendment [S-5121](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5127](#) to [S-5121](#) be adopted?” ([S.F. 2355](#)), the vote was:

Yeas, 21:

Allen	Danielson	Jochum	Quirmbach
Bisignano	Dotzler	Kinney	Ragan
Bolkcom	Dvorsky	Lykam	Taylor
Boulton	Hart	Mathis	
Bowman	Hogg	McCoy	
Carlin	Horn	Petersen	

Nays, 28:

Behn	Dix	Johnson, D.	Segebart
Breitbach	Edler	Kapucian	Shipley
Brown	Feenstra	Kraayenbrink	Sinclair
Chapman	Garrett	Lofgren	Smith
Chelgren	Greene	Rozenboom	Whitver
Costello	Guth	Schneider	Zaun
Dawson	Johnson, C.	Schultz	Zumbach

Absent, 1:

Bertrand

Amendment [S-5127](#) to amendment [S-5121](#) lost.

Senator Feenstra moved the adoption of amendment [S-5121](#).

Amendment [S-5121](#) was adopted by a voice vote.

Senator Feenstra 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. 2355](#)), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

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

[Senate File 2362](#)

On motion of Senator Kraayenbrink, [Senate File 2362](#), a bill for an act establishing requirements relating to the use and identification of open educational resources by postsecondary educational institutions, was taken up for consideration.

Senator Kraayenbrink offered amendment [S-5123](#), filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

Amendment [S-5123](#) was adopted by a voice vote.

With the adoption of amendment [S-5123](#), the Chair ruled amendment [S-5105](#), filed by Senator Sinclair on March 6, 2018, to page 2 of the bill, out of order.

Senator Kraayenbrink 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. 2362](#)), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

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

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate Files 2318, 2355, and 2362** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 2329, 2365, and 2371.

[Senate File 2329](#)

On motion of Senator Feenstra, [Senate File 2329](#), a bill for an act relating to health benefit plans for members of certain agricultural organizations, was taken up for consideration.

Senator Zaun took the chair at 3:50 p.m.

President Whitver took the chair at 4:13 p.m.

Senator Feenstra 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. 2329](#)), the vote was:

Yeas, 40:

Allen	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bowman	Dotzler	Kapucian	Segebart
Breitbach	Edler	Kinney	Shiple
Brown	Feenstra	Kraayenbrink	Sinclair
Carlin	Garrett	Lofgren	Smith
Chapman	Greene	Lykam	Taylor
Chelgren	Guth	Mathis	Whitver
Costello	Hart	Ragan	Zaun
Danielson	Horn	Rozenboom	Zumbach

Nays, 9:

Bisignano	Dvorsky	McCoy
Bolkcom	Hogg	Petersen
Boulton	Jochum	Quirmbach

Absent, 1:

Bertrand

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

[Senate File 2365](#)

On motion of Senator Dawson, [Senate File 2365](#), a bill for an act relating to assistance animals, assistive animals, and service dogs and providing penalties for misrepresenting oneself as entitled to an assistance animal or an assistive animal in housing and for misrepresenting an animal as an assistive animal or a service dog and including applicability provisions, was taken up for consideration.

Senator Dawson offered amendment [S-5124](#), 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-5124](#) was adopted by a voice vote.

Senator Dawson 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. 2365](#)), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

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

[Senate File 2371](#)

On motion of Senator Shipley, [Senate File 2371](#), a bill for an act relating to criminal penalties for individuals engaged in human trafficking of victims who are under the age of eighteen, was taken up for consideration.

Senator Shipley 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. 2371](#)), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shipley
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration [Senate Joint Resolution 2006](#).

[Senate Joint Resolution 2006](#)

On motion of Senator Smith, [Senate Joint Resolution 2006](#), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession, was taken up for consideration.

Senator Smith offered amendment [S-5120](#), filed by him on March 6, 2018, to page 1 of the bill.

Senator Bisignano offered amendment [S-5126](#), filed by him from the floor to page 1 of amendment [S-5120](#), and moved its adoption.

A nonrecord roll call was requested.

Amendment [S-5126](#) to amendment [S-5120](#) lost.

Senator Bowman asked and received unanimous consent that action on amendment [S-5120](#) and [Senate Joint Resolution 2006](#) be **deferred**.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration [Senate File 2361](#).

[Senate File 2361](#)

On motion of Senator Sinclair, [Senate File 2361](#), a bill for an act relating to academic programs of regents institutions, was taken up for consideration.

Senator Sinclair offered amendment [S-5088](#), filed by her on March 5, 2018, to page 1 of the bill, and moved its adoption.

Amendment [S-5088](#) was adopted by a voice vote.

President Pro Tempore Behn took the chair at 5:28 p.m.

President Whitver took the chair at 5:35 p.m.

Senator Zaun took the chair at 5:41 p.m.

President Whitver took the chair at 5:45 p.m.

Senator Sinclair 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. 2361](#)), the vote was:

Yeas, 39:

Allen	Costello	Jochum	Schneider
Behn	Dawson	Johnson, C.	Schultz
Bisignano	Dix	Kapucian	Segebart
Boulton	Edler	Kinney	Shipley
Bowman	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Lofgren	Smith
Brown	Greene	Lykam	Whitver
Carlin	Guth	Mathis	Zaun
Chapman	Hart	Ragan	Zumbach
Chelgren	Horn	Rozenboom	

Nays, 10:

Bolkcom	Dvorsky	McCoy	Taylor
Danielson	Hogg	Petersen	
Dotzler	Johnson, D.	Quirnbach	

Absent, 1:

Bertrand

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

BUSINESS PENDING

[Senate Joint Resolution 2006](#)

The Senate resumed consideration of [Senate Joint Resolution 2006](#), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession, and amendment [S-5120](#), previously deferred.

Senator Bowman offered amendment [S-5132](#), filed by him from the floor to page 2 of amendment [S-5120](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5132](#) to amendment [S-5120](#) be adopted?” ([S.J.R. 2006](#)), the vote was:

Yeas, 22:

Allen	Dotzler	Johnson, D.	Petersen
Bisignano	Dvorsky	Kapucian	Quirmbach
Bolkcom	Hart	Kinney	Ragan
Boulton	Hogg	Lykam	Taylor
Bowman	Horn	Mathis	
Danielson	Jochum	McCoy	

Nays, 27:

Behn	Dawson	Johnson, C.	ShIPLEY
Breitbach	Dix	Kraayenbrink	SINCLAIR
Brown	Edler	Lofgren	SMITH
Carlin	Feenstra	Rozenboom	Whitver
Chapman	Garrett	Schneider	Zaun
Chelgren	Greene	Schultz	Zumbach
Costello	Guth	Segebart	

Absent, 1:

Bertrand

Amendment [S-5132](#) to amendment [S-5120](#) lost.

Senator Smith moved the adoption of amendment [S-5120](#).

Amendment [S-5120](#) was adopted by a voice vote.

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

[Senate Joint Resolution 2006](#), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

Section 1. The following amendment to the Constitution of the State of Iowa is proposed: Section 4 of Article IV of the Constitution of the State of Iowa, as amended by amendment number 1 of the Amendments of 1952 and by amendment number 1 of the Amendments of 1988, is repealed and the following adopted in lieu thereof: Election by general assembly in case of tie — inability of governor-elect to qualify — succession by lieutenant governor —

inauguration of governor and lieutenant governor upon removal of inability of governor-elect to qualify. SEC. 4. The nominees for governor and lieutenant governor jointly having the highest number of votes cast for them shall be declared duly elected. If two or more sets of nominees for governor and lieutenant governor have an equal and the highest number of votes for the offices jointly, the general assembly shall by joint vote proceed, as soon as is possible, to elect one set of nominees for governor and lieutenant governor. If after the final canvass of votes but before inauguration the governor-elect has since died, does not qualify, or is permanently unable to assume office, the lieutenant governor-elect shall become governor upon inauguration, to the exclusion of any other office, for the residue of the term. In the event of a temporary inability of the governor-elect to assume office, the lieutenant governor-elect shall become governor upon inauguration, until the inability is removed, at which time, the governor-elect and lieutenant governor-elect shall be inaugurated as governor and lieutenant governor. Section 10 of Article IV of the Constitution of the State of Iowa is amended to read as follows: Vacancies. SEC. 10. When any office shall, from any cause, become vacant, and no mode is provided by the constitution and laws for filling such vacancy, the governor shall have power to fill such vacancy, by granting a commission, which shall expire at the end of the next session of the general assembly, or at the next election by the people. The governor shall have the power to fill a vacancy in the office of lieutenant governor by appointment. Section 17 of Article IV of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof: Lieutenant governor to assume the office of governor — vacancy. SEC. 17. If the governor dies, resigns, is removed or impeached prior to acquittal or conviction, or is otherwise unable to serve, the lieutenant governor shall become governor, to the exclusion of any other office. If the preceding governor becomes able to serve, the succeeding governor shall again assume the office of lieutenant governor for the residue of the term, to the exclusion of any other office. Section 19 of Article IV of the Constitution of the State of Iowa, as amended by amendment number 2 of the Amendments of 1952 and by amendment number 2 of the Amendments of 1988, is repealed and the following adopted in lieu thereof: Succession to office of governor and lieutenant governor — simultaneous inability to serve — qualification of successor governor to office. SEC. 19. If the governor and lieutenant governor are simultaneously unable to serve, the president of the senate shall

become governor, followed by the speaker of the house if the president of the senate is unable or unwilling to serve, each succeeding, to the exclusion of the powers and duties of any other office. If the governor or lieutenant governor so succeeded becomes able to serve, the governor or lieutenant governor shall assume the office to which the governor or lieutenant governor qualified prior to the inability, and any successor governor who has served during the period of inability may assume the office to which the successor governor previously qualified, if the successor governor served as governor for less than one hundred ten days. Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed amendment to the Constitution of the State of Iowa is referred to the general assembly to be chosen at the next general election for members of the general assembly, and the secretary of state is directed to cause the proposed amendment to be published for three consecutive months previous to the date of that election as provided by law.

On the question "Shall the resolution be adopted?" ([S.J.R. 2006](#)), the vote was:

Yeas, 45:

Allen	Dawson	Johnson, D.	Schultz
Behn	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Boulton	Edler	Lofgren	Smith
Breitbach	Feenstra	Lykam	Taylor
Brown	Garrett	Mathis	Whitver
Carlin	Greene	Petersen	Zaun
Chapman	Guth	Quirnbach	Zumbach
Chelgren	Hart	Ragan	
Costello	Jochum	Rozenboom	
Danielson	Johnson, C.	Schneider	

Nays, 4:

Bowman	Hogg	Horn	McCoy
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Absent, 1:

Bertrand

The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that [Senate Joint Resolution 2006](#) and **Senate Files 2329, 2361, 2365, and 2371** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENT
(Individual Confirmation Calendar)

Senator Dix called up the appointment of Jerry Foxhoven as Director of the Department of Human Services, placed on the Individual Confirmation Calendar on February 26, 2018, found on page 446 of the Senate Journal.

The Senate stood at ease at 6:19 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 6:54 p.m., President Whitver presiding.

Senator Petersen asked and received unanimous consent that action on the appointment of Jerry Foxhoven be deferred.

BUSINESS PENDING

[Senate File 2324](#)

The Senate resumed consideration of [Senate File 2324](#), a bill for an act allowing certain vans and pickups to be used as school buses, previously deferred.

Senator Brown offered amendment [S-5122](#), filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment [S-5122](#) was adopted by a voice vote.

Senator Brown 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. 2324](#)), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

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

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that [Senate File 2324](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 7:00 p.m. until 9:00 a.m., Thursday, March 8, 2018.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

ECONOMIC DEVELOPMENT AUTHORITY

Annual Report, pursuant to Iowa Code section 15.107B. Report received on March 7, 2018.

CERTIFICATES OF RECOGNITION

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

Maquoketa High School Men's Bowling Team—For their 4th place finish in the 2018 Class 1A State Bowling Tournament. Senator Bowman.

Maquoketa High School Women's Bowling Team—For their 4th place finish in the 2018 Class 1A State Bowling Tournament. Senator Bowman.

Western Dubuque Men's Bowling Team, Epworth—For their 1st place finish in the 2018 Class 2A State Bowling Tournament. Senator Bowman.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, March 7, 2018, 1:00 p.m.

Members Present: Sinclair, Chair; Edler, Vice Chair; Quirnbach, Ranking Member; Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, Hogg, C. Johnson, Kraayenbrink, Lofgren, and Rozenboom.

Members Absent: None.

Committee Business: Passed [HF 2235](#).

Adjourned: 1:55 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, March 7, 2018, 2:00 p.m.

Members Present: Garrett, Chair; Lofgren, Vice Chair; Hogg, Ranking Member; Allen, Greene, Guth, Quirnbach, and Segebart.

Members Absent: Chelgren, Kraayenbrink, and McCoy (all excused).

Committee Business: Subcommittee assignments.

Adjourned: 2:05 p.m.

RULES AND ADMINISTRATION

Convened: Wednesday, March 7, 2018, 9:20 a.m.

Members Present: Dix, Chair; Whitver, Vice Chair; Petersen, Ranking Member; Behn, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith.

Members Absent: None.

Committee Business: Passed [SR 111](#).

Adjourned: 9:25 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Wednesday, February 28, 2018, 10:10 a.m.

Members Present: Kraayenbrink, Chair; Carlin, Vice Chair; Danielson, Ranking Member; Quirnbach, and Schultz.

Members Absent: None.

Committee Business: Presentation by the Iowa Jobs for American Graduates (iJAG) program.

Adjourned: 9:25 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Wednesday, February 28, 2018, 10:10 a.m.

Members Present: Chelgren, Chair; Dawson, Vice Chair; Dvorsky, Ranking Member; Garrett and Hogg.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 11:40 a.m.

STUDY BILL RECEIVED

SSB 3201 Ways and Means

Relating to an extension granted by the economic development authority for certain agreements with eligible housing businesses.

SUBCOMMITTEE ASSIGNMENTS

House File 2253

STATE GOVERNMENT: Chapman, Chair; Danielson and Smith

House File 2254

APPROPRIATIONS: Shipley, Chair; Danielson and Greene

House File 2258

LOCAL GOVERNMENT: Garrett, Chair; Hogg and Lofgren

House File 2280

EDUCATION: Chelgren, Chair; Bowman and Rozenboom

House File 2321

LABOR AND BUSINESS RELATIONS: Guth, Chair; Brown and Dotzler

House File 2349

STATE GOVERNMENT: Smith, Chair; Bisignano and Dawson

House File 2365

NATURAL RESOURCES AND ENVIRONMENT: Kapucian, Chair; Lykam and Shipley

House File 2371

LOCAL GOVERNMENT: Lofgren, Chair; Allen and Guth

House File 2382

STATE GOVERNMENT: Carlin, Chair; Brown and Danielson

House File 2397

JUDICIARY: Dawson, Chair; Boulton and Zaun

[House File 2425](#)

STATE GOVERNMENT: Schultz, Chair; Carlin and Jochum

[House File 2441](#)

EDUCATION: Sinclair, Chair; Hart and Lofgren

[House File 2449](#)

HUMAN RESOURCES: Greene, Chair; Mathis and Segebart

[House File 2451](#)

HUMAN RESOURCES: Costello, Chair; Mathis and Segebart

[House File 2466](#)

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Kapucian and Kinney

[SSB 3201](#)

WAYS AND MEANS: Feenstra, Chair; Brown and Dotzler

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: [HOUSE FILE 2281](#), a bill for an act relating to confinement feeding operations maintaining fishes, by providing for the calculation of animal unit capacity, making penalties applicable, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Zumbach, Brown, Kinney, Bowman, Costello, Edler, Hart, Kapucian, Ragan, Rozenboom, Segebart, Shipley, and Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 2407](#), a bill for an act relating to the application of pesticides into lakes, and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Zumbach, Brown, Kinney, Bowman, Costello, Edler, Hart, Kapucian, Ragan, Rozenboom, Segebart, and Shipley. Nays, 1: Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 2422](#), a bill for an act providing for the management of weeds, including noxious weeds, and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Zumbach, Brown, Kinney, Bowman, Costello, Edler, Hart, Kapucian, Ragan, Rozenboom, Segebart, Shipley, and Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: [HOUSE FILE 2235](#), a bill for an act relating to statewide assessments of student progress for purposes of core academic indicators, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Sinclair, Edler, Behn, Bowman, Chelgren, Dvorsky, Greene, Hogg, C. Johnson, Kraayenbrink, Lofgren, and Rozenboom. Nays, 3: Quirmbach, Danielson, and Hart. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 7, 2018, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 2163](#) – Relating to amber, blue, and white lighting devices and reflectors on motor vehicles and equipment owned by the department of transportation and used for snow and ice treatment or removal.

AMENDMENTS FILED

S-5121	S.F. 2355	Randy Feenstra
S-5122	S.F. 2324	Waylon Brown
S-5123	S.F. 2362	Tim Kraayenbrink
S-5124	S.F. 2365	Dan Dawson

S-5125	S.F. 2101	Jake Chapman
S-5126	S.J.R. 2006	Tony Bisignano
S-5127	S.F. 2355	Matt McCoy
S-5128	S.F. 2276	Matt McCoy
S-5129	H.F. 2440	David Johnson
S-5130	S.F. 2276	Matt McCoy
S-5131	S.F. 2276	Matt McCoy
S-5132	S.J.R. 2006	Tod R. Bowman