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**STATE OF IOWA**

**Senate Journal**

**TUESDAY, MARCH 12, 2019**

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# JOURNAL OF THE SENATE

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FIFTY-EIGHTH CALENDAR DAY  
THIRTY-FOURTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Tuesday, March 12, 2019

The Senate met in regular session at 9:05 a.m., President Schneider presiding.

Prayer was offered by Pastor Bob Dodge of the United Methodist Church in Britt, Iowa. He was the guest of Senator Guth.

Miss Iowa 2018 Mikhayla Hughes-Shaw played America the Beautiful on the violin. She was the guest of Senator Cournoyer.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Seth Fiala.

The Journal of Monday, March 11, 2019, was approved.

## BILLS REFERRED TO COMMITTEE

President Schneider announced that **Senate Files 485 and 520** were referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38; and **Senate Files 138, 488, 547, and 554** were referred from the Regular Calendar to the committee on **Appropriations**.

## HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 11, 2019, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 113](#), a bill for an act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

[Senate File 220](#), a bill for an act relating to the increased expensing allowance deduction by corporations, financial institutions, and partnerships and limited liability companies taxed as corporations, and including effective date and retroactive applicability provisions.

ALSO: That the House has on March 11, 2019, **adopted** the following resolution in which the concurrence of the House was asked:

[Senate Joint Resolution 17](#), a joint resolution authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

ALSO: That the House has on March 11, 2019, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 263](#), a bill for an act relating to application fees for certain consumer loans.

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

[House File 426](#), a bill for an act relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies.

Read first time and attached to **similar** [Senate File 331](#).

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

Read first time and attached to **similar** [Senate File 429](#).

[House File 487](#), 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 attached to **companion** [Senate File 560](#).

[House File 594](#), a bill for an act relating to limitations regarding the withdrawal of a life-sustaining procedure from a minor child.

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

ALSO: That the House has on March 11, 2019, **adopted** the following resolution in which the concurrence of the Senate is asked:

[House Concurrent Resolution 10](#), 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.

Read first time and attached to **companion** [Senate Concurrent Resolution 7](#).

The Senate stood at ease at 9:15 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:15 a.m., President Schneider presiding.

CONSIDERATION OF BILL  
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 237](#).

[Senate File 237](#)

On motion of Senator Garrett, [Senate File 237](#), 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, was taken up for consideration.

Senator Hogg asked and received unanimous consent that action on [Senate File 237](#) be **deferred**.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS  
(Individual Confirmation Calendar)

Senator Whitver called up the appointment of Frederick Lindenmayer as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on March 4, 2019, found on page 460 of the Senate Journal.

Senator Rozenboom moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Stephan Bayens as Commissioner of Public Safety, placed on the Individual Confirmation Calendar on March 4, 2019, found on page 460 of the Senate Journal.

Senator Breitbach moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Debi Durham as a member of the Executive Director of the Iowa Finance Authority, placed on the Individual Confirmation Calendar on March 5, 2019, found on page 474 of the Senate Journal.

Senator R. Smith moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 44:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Greene
Guth	Jochum	Johnson	Kapucian
Kinney	Koelker	Kraayenbrink	Lofgren
Lykam	Mathis	Miller-Meeks	Nunn
Petersen	Ragan	Rozenboom	Schneider
Schultz	Segebart	Shipley	Sinclair
Smith, J.	Smith, R.	Sweeney	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, 5:

Celsi	Hogg	Quirnbach	Taylor, R.
Taylor, T.			

Absent, none.

Vacant, 1.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Whitver called up the appointment of Matt Strawn as Chief Executive Officer of the Iowa Lottery Authority, placed on the Individual Confirmation Calendar on February 26, 2019, found on page 412 of the Senate Journal.

Senator R. Smith moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum

Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirnbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zumbach

Nays, 1:

Zaun

Absent, none.

Vacant, 1.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

CONSIDERATION OF BILL  
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 519](#).

[Senate File 519](#)

On motion of Senator Rozenboom, [Senate File 519](#), a bill for an act relating to an offense involving trespass to agricultural production facilities, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Rozenboom 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. 519](#)), the vote was:

Yeas, 41:

Behn	Bisignano	Boulton	Breitbach
Brown	Carlin	Chapman	Costello
Cournoyer	Dawson	Dotzler	Edler
Feenstra	Garrett	Greene	Guth
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn



Ragan	Rozenboom	Schneider	Schultz
Segebart	Shiple	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 8:

Bolkcom	Celsi	Hogg	Jochum
Lykam	Mathis	Petersen	Quirmbach

Absent, none.

Vacant, 1.

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

#### IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that [Senate File 519](#) be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 197, 272, and 280.

#### [Senate File 197](#)

On motion of Senator Shipley, [Senate File 197](#), a bill for an act allowing certain vans and pickups to be used to transport pupils to activity events or from school to home in emergency situations, 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. 197](#)), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson

Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirnbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shiple	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

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

### [Senate File 272](#)

On motion of Senator Nunn, [Senate File 272](#), a bill for an act relating to the provision of debt management services in connection with educational loans, and making penalties applicable, was taken up for consideration.

Senator Nunn 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. 272](#)), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirnbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shiple	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

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

### Senate File 280

On motion of Senator Cournoyer, [Senate File 280](#), a bill for an act relating to the residency of members of the armed forces stationed at specified military installations for purposes of hunting, fishing, and trapping privileges, was taken up for consideration.

Senator Cournoyer 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. 280](#)), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

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

## IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 197, 272, and 280** be **immediately messaged** to the House.

CONSIDERATION OF BILLS  
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 140, 316, and 319.

**Senate File 140**

On motion of Senator Rozenboom, **Senate File 140**, a bill for an act relating to special minor's driver's licenses for students attending accredited nonpublic schools, was taken up for consideration.

Senator Rozenboom 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. 140**), the vote was:

Yeas, 46:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Chapman
Costello	Cournoyer	Dawson	Dotzler
Edler	Feenstra	Garrett	Greene
Guth	Hogg	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Ragan	Rozenboom
Schneider	Schultz	Segebart	Shipley
Sinclair	Smith, R.	Sweeney	Taylor, R.
Taylor, T.	Wahls	Whiting	Whitver
Zaun	Zumbach		

Nays, 3:

Celsi	Quirnbach	Smith, J.
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Absent, none.

Vacant, 1.

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

### [Senate File 316](#)

On motion of Senator Cournoyer, [Senate File 316](#), a bill for an act requesting the establishment of a special education interim study committee, was taken up for consideration.

Senator Cournoyer 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. 316](#)), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

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

### [Senate File 319](#)

On motion of Senator Rozenboom, [Senate File 319](#), a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction, was taken up for consideration.

Senator Rozenboom 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. 319](#)), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shiple	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

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

### [Senate File 323](#)

On motion of Senator Johnson, [Senate File 323](#), a bill for an act relating to canned cocktails and including effective date provisions, was taken up for consideration.

Senator Johnson 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. 323](#)), the vote was:

Yeas, 45:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Chapman
Cournoyer	Dawson	Dotzler	Edler
Feenstra	Garrett	Greene	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach

Ragan	Rozenboom	Schneider	Schultz
Segebart	Shiple	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, 4:

Celsi	Costello	Guth	Hogg
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Absent, none.

Vacant, 1.

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

#### IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 140, 316, 319, and 323** be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 344, 346, and 377.

#### [Senate File 344](#)

On motion of Senator Shipley, [Senate File 344](#), a bill for an act relating to excuse from jury service for persons at least seventy-two years of age, 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. 344](#)), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett

Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirnbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

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

### [Senate File 346](#)

On motion of Senator Sinclair, [Senate File 346](#), a bill for an act creating the criminal offense of female genital mutilation and providing penalties, was taken up for consideration.

Senator Sinclair offered amendment [S-3022](#), filed by her from the floor to page 1 of the bill.

Senator Chapman offered amendment [S-3023](#), filed by him from the floor to page 1 of amendment [S-3022](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3023](#) to amendment [S-3022](#) be adopted?” ([S.F. 346](#)), the vote was:

Yeas, 48:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Jochum	Johnson
Kapucian	Kinney	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Miller-Meeks
Nunn	Petersen	Quirnbach	Ragan
Rozenboom	Schneider	Schultz	Segebart



Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, R.	Taylor, T.	Wahls
Whiting	Whitver	Zaun	Zumbach

Nays, 1:

Hogg

Absent, none.

Vacant, 1.

Amendment [S-3023](#) to amendment [S-3022](#) was adopted.

Senator Sinclair moved the adoption of amendment [S-3022](#), as amended.

Amendment [S-3022](#), as amended, was adopted by a voice vote.

Senator Petersen offered amendment [S-3024](#), filed by her from the floor to page 1 of the bill.

Senator Sinclair raised the point of order that amendment [S-3024](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-3024](#) out of order.

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. 346](#)), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirnbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shipley	Sinclair	Smith, J.

Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

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

### [Senate File 377](#)

On motion of Senator Schultz, [Senate File 377](#), a bill for an act extending immunity from tort liability to certain nonprofit corporations providing emergency response services, was taken up for consideration.

Senator Schultz 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. 377](#)), the vote was:

Yeas, 49:

Behn	Bisignano	Bolkcom	Boulton
Breitbach	Brown	Carlin	Celsi
Chapman	Costello	Cournoyer	Dawson
Dotzler	Edler	Feenstra	Garrett
Greene	Guth	Hogg	Jochum
Johnson	Kapucian	Kinney	Koelker
Kraayenbrink	Lofgren	Lykam	Mathis
Miller-Meeks	Nunn	Petersen	Quirmbach
Ragan	Rozenboom	Schneider	Schultz
Segebart	Shiple	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, R.	Taylor, T.
Wahls	Whiting	Whitver	Zaun
Zumbach			

Nays, none.

Absent, none.

Vacant, 1.

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

#### IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 344, 346, and 377** be **immediately messaged** to the House.

#### RECESS

On motion of Senator Whitver, the Senate recessed at 1:11 p.m. until the completion of a meeting of the committee on Ways and Means.

#### RECONVENED

The Senate reconvened at 2:55 p.m., President Schneider presiding.

#### BUSINESS PENDING

#### [Senate File 237](#)

The Senate resumed consideration of [Senate File 237](#), 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, previously deferred.

Senator Hogg offered amendment [S-3025](#), filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3025](#) be adopted?” ([S.F. 237](#)), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shiple	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, none.

Vacant, 1.

Amendment [S-3025](#) lost.

Senator Dawson offered amendment [S-3020](#), filed by him from the floor to pages 2, 4–15, 17, 18, 21, and 24 of the bill.

Senator Hogg offered amendment [S-3026](#), filed by him from the floor to page 10 of amendment [S-3020](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3026](#) to amendment [S-3020](#) be adopted?” ([S.F. 237](#)), the vote was:

Yeas, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Nays, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shiple	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Absent, none.

Vacant, 1.

Amendment [S-3026](#) to amendment [S-3020](#) lost.

Senator Dawson moved the adoption of amendment [S-3020](#).

A nonrecord roll call was requested.

Amendment [S-3020](#) was adopted.

Senator Garrett 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. 237](#)), the vote was:

Yeas, 32:

Behn	Breitbach	Brown	Carlin
Chapman	Costello	Cournoyer	Dawson
Edler	Feenstra	Garrett	Greene
Guth	Johnson	Kapucian	Koelker
Kraayenbrink	Lofgren	Miller-Meeks	Nunn
Rozenboom	Schneider	Schultz	Segebart
Shiple	Sinclair	Smith, R.	Sweeney
Whiting	Whitver	Zaun	Zumbach

Nays, 17:

Bisignano	Bolkcom	Boulton	Celsi
Dotzler	Hogg	Jochum	Kinney
Lykam	Mathis	Petersen	Quirmbach
Ragan	Smith, J.	Taylor, R.	Taylor, T.
Wahls			

Absent, none.

Vacant, 1.

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

#### HOUSE MESSAGES RECEIVED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 12, 2019, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 367](#), a bill for an act eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network.

[Senate File 519](#), a bill for an act relating to an offense involving trespass to agricultural production facilities, providing penalties, and including effective date provisions.

#### IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that [Senate File 237](#) be **immediately messaged** to the House.

#### ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 4:54 p.m. until 9:00 a.m., Wednesday, March 13, 2019.

#### APPENDIX

##### CERTIFICATE OF RECOGNITION

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

Steve Lacy, Executive Chairman of Meredith Corporation—For his contributions to our state, his devotion to our community, and his outstanding management of Meredith Corporation. Senator Nunn.

## REPORTS OF COMMITTEE MEETINGS

## NATURAL RESOURCES AND ENVIRONMENT

**Convened:** Tuesday, March 12, 2019, 1:15 p.m.

**Members Present:** Rozenboom, Chair; Shipley, Vice Chair; Hogg, Ranking Member; Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach.

**Members Absent:** None.

**Committee Business:** Presentation by Secretary of Agriculture, Mike Naig.

**Adjourned:** 1:55 p.m.

## WAYS AND MEANS

**Convened:** Tuesday, March 12, 2019, 2:05 p.m.

**Members Present:** Feenstra, Chair; Dawson, Vice Chair; Jochum, Ranking Member; Behn, Bolkcom, Brown, Carlin, Chapman, Dotzler, Edler, Nunn, Quirnbach, Schultz, J. Smith, R. Smith, Sweeney, and Wahls.

**Members Absent:** None.

**Committee Business:** [SSB 1114](#), as amended, passed unanimously by short form vote. Presentation by Department of Revenue Director Kraig Paulsen.

**Adjourned:** 2:40 p.m.

## INTRODUCTION OF RESOLUTIONS

[Senate Resolution 9](#), by Nunn, Edler, Kapucian, Johnson, Dotzler, Kinney, and Behn, a resolution for in support of strengthening and deepening the relationship between Taiwan and the State of Iowa.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

[Senate Resolution 10](#), by Nunn, a resolution for honoring the peaceful kinship between the peoples of Japan and the United States and recognizing March 14, 2019, as Japan Day at the Iowa State Capitol.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

## INTRODUCTION OF BILLS

[Senate File 593](#), by Sweeney, a bill for an act relating to the exclusion from the individual income tax of certain net capital gains from the sale of real property used in a business, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 594](#), by committee on Judiciary, a bill for an act relating to postconviction DNA profiling procedure.

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

[Senate File 595](#), by committee on Commerce, a bill for an act modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions.

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

## SUBCOMMITTEE ASSIGNMENTS

[Senate File 445](#)

APPROPRIATIONS: Breitbach, Chair; Celsi and Kraayenbrink

[Senate File 485](#)

WAYS AND MEANS: Dawson, Chair; Dotzler and Edler

[Senate File 491](#)

NATURAL RESOURCES AND ENVIRONMENT: Behn, Chair; Hogg and Kapucian

[Senate File 492](#)

NATURAL RESOURCES AND ENVIRONMENT: Behn, Chair; Hogg and Kapucian

[Senate File 520](#)

WAYS AND MEANS: Feenstra, Chair; Dawson and J. Smith



[Senate File 593](#)

WAYS AND MEANS: Sweeney, Chair; R. Smith and Wahls

[House File 594](#)

JUDICIARY: Schultz, Chair; Bisignano and Zaun

FINAL COMMITTEE REPORTS OF BILL ACTION

**COMMERCE**

**Bill Title:** [\\*SENATE FILE 595 \(SSB 1223\)](#), a bill for an act modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 17: Chapman, Koelker, Lykam, Bisignano, Bolkcom, Breitbach, Brown, Dawson, Feenstra, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirnbach, Sinclair, and R. Smith. Nays, none. Absent, none.

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

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on [Senate File 595](#), and they were attached to the committee report.

**JUDICIARY**

**Bill Title:** [\\*SENATE FILE 594 \(SSB 1136\)](#), a bill for an act relating to postconviction DNA profiling procedure.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Yeas, 15: Zaun, Dawson, Kinney, Bisignano, Chapman, Garrett, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, none.

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

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on [Senate File 594](#), and they were attached to the committee report.

### WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on March 12, 2019:

I am withdrawing the name of Kathryn Kunert to serve as a member of the Iowa Innovation Corporation from further consideration by the Senate.

Sincerely,  
KIM REYNOLDS  
Governor

### GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on March 12, 2019:

Please accept this notice of deferred appointment pursuant to section 2.32 of the Iowa Code for the appointment to the Board of Iowa Innovation Corporation, formerly held by Kathryn Kunert. This appointment has been deferred because the Governor's Office has initiated, but not yet completed, the selection process for this position.

Sincerely,  
KIM REYNOLDS  
Governor

### AMENDMENTS FILED

<a href="#">S-3020</a>	<a href="#">S.F. 237</a>	Dan Dawson
<a href="#">S-3021</a>	<a href="#">S.F. 533</a>	Jake Chapman
<a href="#">S-3022</a>	<a href="#">S.F. 346</a>	Amy Sinclair
<a href="#">S-3023</a>	<a href="#">S.F. 346</a>	Jake Chapman
<a href="#">S-3024</a>	<a href="#">S.F. 346</a>	Janet Petersen
<a href="#">S-3025</a>	<a href="#">S.F. 237</a>	Robert M. Hogg
<a href="#">S-3026</a>	<a href="#">S.F. 237</a>	Robert M. Hogg
<a href="#">S-3027</a>	<a href="#">S.F. 331</a>	Jake Chapman
<a href="#">S-3028</a>	<a href="#">H.F. 426</a>	Jake Chapman