

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, MARCH 20, 2024

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE SENATE

SEVENTY-THIRD CALENDAR DAY
FORTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 20, 2024

The Senate met in regular session at 9:00 a.m., President Sinclair presiding.

Prayer was offered by the Honorable Annette Sweeney, member of the Senate from Hardin County.

The Journal of Tuesday, March 19, 2024, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 19, 2024, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 2340](#), a bill for an act relating to illegal reentry into the state by certain aliens, prohibition on arrest in certain locations, orders to return to a foreign nation, immunity from liability and indemnification for enforcement actions, sentencing restrictions, and providing penalties.

ALSO: That the House has on March 19, 2024, **amended and passed** the following bill in which the concurrence of the Senate is asked:

[Senate File 2268](#), a bill for an act relating to assistance animals and service animals, including reasonable accommodations for housing and requirements for findings of disabilities. ([S-5087](#))

ALSO: That the House has on March 19, 2024, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 2626](#), a bill for an act modifying the computation of net income for the individual income tax related to the capital gain or loss from the sale of bullion, coins, and currency, and including applicability provisions.

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

[House File 2636](#), a bill for an act relating to the taxation of captive companies, and including effective date provisions.

Read first time and attached to [Senate File 2397](#).

[House File 2645](#), a bill for an act relating to the Mississippi river parkway commission.

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

[House File 2648](#), a bill for an act relating to alcoholic beverage licenses, including native distilled spirits alternating proprietorships and the issuance of five-day retail alcohol and native wine licenses, and providing fees.

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

[House File 2649](#), a bill for an act excluding the net capital gain from the sale of certain livestock from the computation of net income for purposes of the individual income tax, and including retroactive applicability provisions.

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

[House File 2655](#), a bill for an act placing assessment limitations for property tax purposes on commercial child care facilities, and including effective date, applicability, and retroactive applicability provisions.

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

The Senate stood at ease at 9:05 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:11 a.m., President Sinclair presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Bennett, until she arrives, on request of Senator Jochum; and Senator De Witt, until he arrives, on request of Senator Whitver.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 2298](#).

[Senate File 2298](#)

On motion of Senator Rowley, [Senate File 2298](#), a bill for an act relating to mortgage administration and mortgage servicers, placed on the Unfinished Business Calendar on March 14, 2024, was taken up for consideration.

Senator Rowley asked and received unanimous consent that [House File 2392](#) be **substituted** for [Senate File 2298](#).

[House File 2392](#)

On motion of Senator Rowley, [House File 2392](#), a bill for an act relating to mortgage administration and mortgage servicers, was taken up for consideration.

Senator Rowley 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. 2392](#)), the vote was:

Yeas, 48:

Alons	Bisignano	Boulton	Bousselot
Brown	Celsi	Costello	Cournoyer
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Guth
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirnbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Bennett De Witt

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

WITHDRAWN

Senator Rowley asked and received unanimous consent that [Senate File 2298](#) be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that [House File 2392](#) be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2308, 2351, and 2355.

Senate File 2308

On motion of Senator Webster, [Senate File 2308](#), a bill for an act providing an alternative to filing a bond as a condition of registering and titling certain motor vehicles, placed on the Unfinished Business Calendar on March 14, 2024, was taken up for consideration.

Senator Webster asked and received unanimous consent that [House File 2316](#) be **substituted** for [Senate File 2308](#).

House File 2316

On motion of Senator Webster, [House File 2316](#), a bill for an act providing an alternative to filing a bond as a condition of registering and titling certain motor vehicles, was taken up for consideration.

Senator Webster 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. 2316](#)), the vote was:

Yeas, 48:

Alons	Bisignano	Boulton	Bousselot
Brown	Celsi	Costello	Cournoyer
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Guth
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirnbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Bennett De Witt

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

WITHDRAWN

Senator Webster asked and received unanimous consent that [Senate File 2308](#) be **withdrawn** from further consideration of the Senate.

[Senate File 2351](#)

On motion of Senator Zaun, [Senate File 2351](#), a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, resolve inconsistencies and conflicts, remove ambiguities, and provide for Code editor directives, placed on the Unfinished Business Calendar on March 14, 2024, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Zaun offered amendment [S-5006](#), filed by the committee on Judiciary on February 15, 2024, to pages 23 and 26 of the bill, and moved its adoption.

Amendment [S-5006](#) was adopted by a voice vote.

Senator Zaun asked and received unanimous consent that [House File 2462](#) be **substituted** for [Senate File 2351](#).

[House File 2462](#)

On motion of Senator Zaun, [House File 2462](#), a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, resolve inconsistencies and conflicts, remove ambiguities, and provide for Code editor directives, was taken up for consideration.

Senator Zaun 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. 2462](#)), the vote was:

Yeas, 48:

Alons	Bisignano	Boulton	Bousselot
Brown	Celsi	Costello	Cournoyer
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Guth
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirnbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Bennett De Witt

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

WITHDRAWN

Senator Zaun asked and received unanimous consent that [Senate File 2351](#) be **withdrawn** from further consideration of the Senate.

[Senate File 2355](#)

On motion of Senator Brown, [Senate File 2355](#), a bill for an act relating to processes overseen by the department of health and human services, including internal adoption information sharing, dependent adult abuse matters, juvenile justice court filings, and mandatory reporter training, placed on the Unfinished Business Calendar on March 14, 2024, was taken up for consideration.

Senator Brown offered amendment [S-5015](#), filed by him on February 19, 2024, to page 2 of the bill, and moved its adoption.

Amendment [S-5015](#) was adopted by a voice vote.

Senator Brown asked and received unanimous consent that [House File 2404](#) be **substituted** for [Senate File 2355](#).

[House File 2404](#)

On motion of Senator Brown, [House File 2404](#), a bill for an act relating to processes overseen by the department of health and human services, including internal adoption information sharing, dependent adult abuse matters, juvenile justice court filings, and mandatory reporter training, was taken up for consideration.

Senator Brown offered amendment [S-5070](#), filed by him on March 18, 2024, to page 5 and amending the title page of the bill, and moved its adoption.

Amendment [S-5070](#) 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?” ([H.F. 2404](#)), the vote was:

Yeas, 48:

Alons	Bisignano	Boulton	Bousselot
Brown	Celsi	Costello	Cournoyer
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Guth
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirnbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Bennett De Witt

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

WITHDRAWN

Senator Brown asked and received unanimous consent that [Senate File 2355](#) be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 2316, 2404, and 2462** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2364, 2379, and 2405.

[Senate File 2364](#)

On motion of Senator Garrett, [Senate File 2364](#), a bill for an act relating to the reporting requirements of the department of education's commission on educator leadership and compensation, placed on the Unfinished Business Calendar on March 14, 2024, was taken up for consideration.

Senator Garrett asked and received unanimous consent that [House File 2152](#) be **substituted** for [Senate File 2364](#).

[House File 2152](#)

On motion of Senator Garrett, [House File 2152](#), a bill for an act relating to the reporting requirements of the department of education's commission on educator leadership and compensation, was taken up for consideration.

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?” ([H.F. 2152](#)), the vote was:

Yeas, 48:

Alons	Bisignano	Boulton	Bousselot
Brown	Celsi	Costello	Cournoyer
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Guth
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirnbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

Bennett De Witt

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

WITHDRAWN

Senator Garrett asked and received unanimous consent that [Senate File 2364](#) be **withdrawn** from further consideration of the Senate.

[Senate File 2379](#)

On motion of Senator Bousselot, [Senate File 2379](#), a bill for an act relating to state agency strategic planning and data collection, placed on the Unfinished Business Calendar on March 14, 2024, was taken up for consideration.

Senator Bousselot asked and received unanimous consent that [House File 2538](#) be **substituted** for [Senate File 2379](#).

House File 2538

On motion of Senator Boussetot, [House File 2538](#), a bill for an act relating to state agency strategic planning and data collection, was taken up for consideration.

Senator Boussetot 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. 2538](#)), the vote was:

Yeas, 48:

Alons	Bisignano	Boulton	Boussetot
Brown	Celsi	Costello	Cournoyer
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Guth
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirnbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Webster	Weiner	Westrich
Whitver	Winckler	Zaun	Zumbach

Nays, none.

Absent, 2:

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

WITHDRAWN

Senator Boussetot asked and received unanimous consent that [Senate File 2379](#) be **withdrawn** from further consideration of the Senate.

Senate File 2405

On motion of Senator Kraayenbrink, [Senate File 2405](#), a bill for an act modifying provisions related to the distribution formula for general state financial aid to community colleges and including applicability provisions, placed on the Unfinished Business Calendar on March 14, 2024, was taken up for consideration.

Senator Winckler offered amendment [S-5088](#), filed by her from the floor to pages 5 and 7 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5088](#) be adopted?” ([S.F. 2405](#)), the vote was:

Yeas, 15:

Bisignano	Boulton	Celsi	Donahue
Dotzler	Giddens	Jochum	Knox
Petersen	Quirnbach	Taylor, T.	Trone Garriott
Wahls	Weiner	Winckler	

Nays, 33:

Alons	Bousselot	Brown	Costello
Cournoyer	Dawson	Dickey	Driscoll
Edler	Evans	Garrett	Green
Gruenhagen	Guth	Klimesh	Koelker
Kraayenbrink	Lofgren	McClintock	Reichman
Rowley	Rozenboom	Salmon	Schultz
Shiple	Sinclair	Sweeney	Taylor, J.
Webster	Westrich	Whitver	Zaun
Zumbach			

Absent, 2:

Bennett	De Witt
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Amendment [S-5088](#) lost.

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. 2405](#)), the vote was:

Yeas, 47:

Alons	Bisignano	Boulton	Bousselot
Brown	Costello	Cournoyer	Dawson
Dickey	Donahue	Dotzler	Driscoll
Edler	Evans	Garrett	Giddens
Green	Gruenhagen	Guth	Jochum
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Petersen	Quirnbach
Reichman	Rowley	Rozenboom	Salmon
Schultz	Shipley	Sinclair	Sweeney
Taylor, J.	Taylor, T.	Trone Garriott	Wahls
Webster	Weiner	Westrich	Whitver
Winckler	Zaun	Zumbach	

Nays, 1:

Celsi

Absent, 2:

Bennett De Witt

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 2405](#) and **House Files 2152** and **2538** be **immediately messaged** to the House.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:01 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:27 p.m., President Sinclair presiding.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [House File 2594](#).

[House File 2594](#)

On motion of Senator Webster, [House File 2594](#), a bill for an act establishing the criminal offense of organized retail theft, providing penalties, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Bisignano offered amendment [S-5089](#), filed by him from the floor to pages 1–3 and amending the title page of the bill.

Senator Webster raised the point of order that amendment [S-5089](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-5089](#) out of order.

Senator Webster 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. 2594](#)), the vote was:

Yeas, 47:

Alons	Bisignano	Boulton	Bousselot
Brown	Celsi	Costello	Cournoyer
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Evans	Garrett
Giddens	Green	Gruenhagen	Guth
Jochum	Klimesh	Knox	Koelker
Kraayenbrink	Lofgren	McClintock	Petersen
Quirnbach	Reichman	Rowley	Rozenboom
Salmon	Schultz	Shipley	Sinclair
Taylor, J.	Taylor, T.	Trone Garriott	Wahls
Webster	Weiner	Westrich	Whitver
Winckler	Zaun	Zumbach	

Nays, none.

Absent, 3:

Bennett De Witt Sweeney

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

IMMEDIATELY MESSAGED

Senator Webster asked and received unanimous consent that [House File 2594](#) be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED

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

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 20, 2024, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 2387](#), a bill for an act relating to the duties of the Iowa finance authority.

[Senate File 2389](#), a bill for an act relating to commercial transactions, including control and transmission of electronic records and digital assets.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:49 p.m. until 9:00 a.m., Thursday, March 21, 2024.

APPENDIX

INTRODUCTION OF BILLS

[Senate File 2411](#), by committee on Appropriations, a bill for an act relating to work-based learning, including by repealing provisions related to regional industry sector partnerships and the statewide work-based learning intermediary network, establishing the workforce opportunity fund within the department of workforce development, modifying provisions related to career and technical education, student teacher requirements for students with substitute teaching or para-educator experience, the unemployment compensation reserve fund, and the future ready Iowa skilled workforce last-dollar scholarship program, making appropriations, and including effective date provisions.

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

[Senate File 2412](#), by committee on Appropriations, a bill for an act relating to pesticides, by providing for tort liability.

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

[Senate File 2413](#), by committee on Appropriations, a bill for an act creating a jobs and infrastructure revolving fund and program administered by the Iowa finance authority.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: [*SENATE FILE 2411](#) (formerly [SF 2260](#)), a bill for an act relating to work-based learning, including by repealing provisions related to regional industry sector partnerships and the statewide work-based learning intermediary network, establishing the workforce opportunity fund within the department of workforce development, modifying provisions related to career and technical education, student teacher requirements for students with substitute teaching or para-educator experience, the unemployment compensation reserve fund, and the future ready Iowa skilled workforce last-dollar scholarship program, making appropriations, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Kraayenbrink, Zumbach, Alons, Costello, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, Rowley, and J. Taylor. Nays, 6: Petersen, Celsi, Donahue, Dotzler, T. Taylor, and Winckler. Excused, 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 Appropriations Committee on [Senate File 2411](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 2412 \(SSB 3188\)](#), a bill for an act relating to pesticides, by providing for tort liability.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Kraayenbrink, Zumbach, Costello, Edler, Garrett, Green, Guth, Koelker, Reichman, Rowley, and J. Taylor. Nays, 9: Petersen, Alons, Celsi, Donahue, Dotzler, Giddens, Lofgren, T. Taylor, and Winckler. Excused, 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 Appropriations Committee on [Senate File 2412](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 2413](#) (formerly [SF 2133](#)), a bill for an act creating a jobs and infrastructure revolving fund and program administered by the Iowa finance authority.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 20: Kraayenbrink, Zumbach, Petersen, Alons, Celsi, Costello, Donahue, Dotzler, Edler, Garrett, Giddens, Green, Guth, Koelker, Lofgren, Reichman, Rowley, J. Taylor, T. Taylor, and Winckler. Nays, none. Excused, 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 Appropriations Committee on [Senate File 2413](#), 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:

I am withdrawing the name of Christopher Johnson for confirmation as a member of the Commission of Deaf Services from further consideration by the Senate.

Sincerely,
KIM REYNOLDS
Governor

AMENDMENTS FILED

<u>S-5086</u>	<u>H.F. 2615</u>	Jesse Green
<u>S-5087</u>	<u>S.F. 2268</u>	House
<u>S-5088</u>	<u>S.F. 2405</u>	Cindy Winckler
<u>S-5089</u>	<u>H.F. 2594</u>	Tony Bisignano